

A G E N D A

The National Collegiate Athletic Association

Division III Presidents Council

JW Marriott
Indianapolis, Indiana

January 12, 2012
11 a.m. to 2 p.m.

1. Welcome and introductions.
2. General Information.
 - a. Rosters. [Supplement No. 1]
 - b. 2012 Committee/Subcommittee assignments. [Supplement No. 2]
3. Minutes, summaries and agendas.
 - a. Summary of fall 2011 Quarterly Meeting. [Supplement No. 3]
 - b. NCAA Executive Committee draft agenda – January 13. [Supplement No. 4]
4. Review Division III Strategic Positioning Platform and discussion of Division III Identity Initiative. [Supplement Nos. 5a and 5b]
- @ * 5. Management Council report. [Supplement No. 6 will be distributed at the meeting]
- * 6. Report of the Division III Strategic Planning and Finance Committee. [Supplement No. 7]
- @ * 7. 2012 NCAA Division III Convention legislation.
 - a. Notice and Program. [See 2012 NCAA Convention Notice and Program]
 - b. Review of proposed legislation:
 - Legislative question and answer guide. [Supplement No. 8]
 - c. Review of speaker assignments and position papers. [Supplement No. 9]
 - d. Review of interpretations, noncontroversial legislation, and modifications of wording. [Appendices B, C and D of the 2012 NCAA Convention Notice]
- * 8. Review 2012 Convention logistics.
 - a. Presidents/Chancellor Schedule. [Supplement No. 10]
 - b. Joint PC/MC/SAAC meeting. [Supplement No. 11]
 - c. Issues Forum. [Supplement No. 12]
 - d. Presidents/Chancellors Issues Forum and Luncheon. [Supplement No. 13]
 - e. Athletics Direct Reports Issues Forum and Luncheon. [Supplement No. 14]
 - f. Business Session. [Supplement No. 15]

9. Litigation update. [Supplement No. 16 will be distributed at the meeting]
10. Governmental relations update. [Supplement No. 17]
11. Future meetings.
 - a. April 25 & 26, 2012 – Indianapolis.
 - April 25 – 5 to 9 p.m. – Presidents Council dinner/meeting.
 - April 26 – 9 a.m. to 1 p.m. – Presidents Council meeting.
 - b. August 1-2, 2012 – Indianapolis. [TENTATIVE – May change to August 8-9]
 - August 1 – 5 to 9 p.m. – meet with Presidents/Chancellors Advisory Group.
 - August 2 – 9 a.m. to 1 p.m. – Presidents Council meeting.
 - c. October 29-30, 2012 – Indianapolis.
 - October 29 – 5 to 9 p.m. – Presidents Council dinner/meeting.
 - October 30 – 9 a.m. to 1 p.m. – Presidents Council meeting.
 - d. January 16-19, 2013 – Grapevine, Texas – 2013 NCAA Convention.
 - January 17 – 11 a.m. to 2 p.m. (tentative).
12. Other Business.
13. Adjournment.

@ Denotes key action items.

*** Denotes key discussion topics.**



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2012 PRESIDENTS COUNCIL COMMITTEE/SUBCOMMITTEE ASSIGNMENTS

Alexander, Livingston [January 2013]

- Working Group on Representation Requirements for Division III PC and PAG, chair

Antonucci, Robert [January 2015]

- Infractions Appeals
- PC/MC Joint Legislative Steering Committee

Bitterbaum, Erik [January 2016]

- Convention-Planning Subcommittee

Bultman, James [January 2013]

[Due to his last Meeting April 2012, I did not assign to committee.]

Chema, Thomas [January 2013]

- Strategic Planning and Finance Committee

Edmondson, Charles [January 2015]

- Working Group on Representation Requirements for Division III PC and PAG

Herzberger, Sharon [January 2015]

- Nominations Subcommittee
- Working Group on Representation Requirements for Division III PC and PAG

Levin-Stankevich, Brian [January 2014]

- Strategic Planning and Finance Committee

Marsh Ryerson, Lisa [January 2015]

- Strategic Planning and Finance Committee

Ohle, Jack [Vice Chair] [January 2014]

- Administrative Committee
- Executive Committee
- Strategic Planning and Finance Committee, chair

Ohles, Frederik [January 2014]

- Nominations Subcommittee
- Working Group on Representation Requirements for Division III PC and PAG

Reichard, Rosalind [January 2014]

- Nominations Subcommittee
- PC/MC Joint Legislative Steering Committee

Reid, Pamela [January 2016]

- Convention-Planning Subcommittee

Schmotter, James [Chair] [January 2013]

- Administrative Committee
- Executive Committee

Thomas, Ron [January 2013]

- Nominations Subcommittee

SUMMARY OF FALL 2011 QUARTERLY MEETINGS
The National Collegiate Athletic Association

Division III Management Council October 17-18, 2011 Indianapolis, IN	Division III Presidents Council October 27, 2011 Indianapolis, IN
Kitty Baldrige, Gallaudet University Kurt Beron, University of Texas at Dallas Stan Ching, Connecticut College Karla Conrad, Manchester College Tim Downes, Emory University Tucker Glass, Plattsburgh State University of New York Mary Jo Gunning, Marywood University Charles Harris, Averett University Janine Hathorn, Washington and Lee University Portia Hoeg, Lake Forest College Fredina Ingold, Pennsylvania State University, Altoona Bill Klika, Fairleigh Dickinson University, Florham Chris Martin, College Conference of Illinois & Wisconsin [<i>chair</i>] Jeff Martinez, University of Redlands [<i>vice chair</i>] Nancy Meyer, Calvin College Steve Nelson, University of Wisconsin, Superior Charlie Robert, Nichols College Terry Rupert, Wilmington College (Ohio) Lou Stark, Coe College Chris Thomforde, Moravian College	Livingston Alexander, University of Pittsburgh, Bradford Robert Antonucci, Fitchburg State College James Bultman, Hope College [<i>chair</i>] Thomas Chema, Hiram College Charley Edmondson, Alfred University Sharon Herzberger, Whittier College Catharine Hill, Vassar College Lisa Marsh Ryerson, Wells College Chris Martin, College Conference of Illinois & Wisconsin [<i>chair of Management Council</i>] Jeff Martinez, University of Redlands [<i>vice-chair of Management Council</i>] Jack Ohle, Gustavus Adolphus College Fred Ohles, Nebraska Wesleyan University James Schmotter, Western Connecticut State University [<i>vice-chair</i>]
ABSENTEES	ABSENTEES
Marjorie Hass, Austin College	Marcia Keizs, York College Brian Levin-Stankevich, University of Wisconsin, Eau Claire Rosalind Reichard, Emory and Henry College Ron Thomas, University of Puget Sound
OTHER PARTICIPANTS	OTHER PARTICIPANTS
Scott Bearby, NCAA Gary Brown, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Mark Emmert, NCAA Jan Gentry, NCAA Eric Hartung, NCAA Amy Huchthausen, NCAA Leah Kareti, NCAA, <i>recording secretary</i> Kat Krtnick, NCAA Kiera Miller, NCAA Pat McConney, NCAA	Gary Brown, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Bernard Franklin, NCAA Eric Hartung, NCAA Leah Kareti, NCAA, <i>recording secretary</i> Debbie Kresge, NCAA Kiera Miller, NCAA Jeff Myers, NCAA Delise O'Meally, NCAA

OTHER PARTICIPANTS	OTHER PARTICIPANTS
Jeff Myers, NCAA Kristin Nesbitt, NCAA Liz Suscha, NCAA Mary Wilfert, NCAA John Williams, NCAA	

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:05 a.m. by the chair, Chris Martin. The chair welcomed Council members and reviewed the agenda for the meeting.

Presidents Council. The meeting was called to order at 8:45 a.m. by the chair, President Jim Bultman. The Presidents Council attended a joint breakfast of the NCAA Division I Board of Directors and Division II Presidents Council immediately prior to the meeting. This joint breakfast included an update on Association-wide items of interest, including a report on the NCAA presidential dashboards and litigation update.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meetings – July 25-26, 2011.

Management Council. The Management Council approved the summary of its July 25-26, 2011, meetings as presented.

Presidents Council. No action necessary.

b. Presidents Council Meeting – August 11, 2011.

Management Council. No action necessary.

Presidents Council. The Presidents Council approved the summary of its August 11, 2011, meeting as presented.

c. Executive Committee Meeting – August 11, 2011.

Management Council. The Management Council reviewed the minutes of the August 11, 2011, Executive Committee meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the August 11, 2011, Executive Committee meeting. No action was necessary.

d. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the August 29, 2011, Administrative Committee action.

Presidents Council. The Presidents Council approved the minutes of the August 29, 2011, Administrative Committee actions.

3. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION III.

a. Division III Joint Presidents Council/Management Council Committees or Subcommittees.

Staff Liaisons:
Davey, Dutcher,
Kareti, Kresge

Council Reps:
Beron, Conrad,
Edmundson,
Herzberger,
Meyer, Stark

(1) Convention-Planning Subcommittee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

(2) Strategic-Planning and Finance Committee.

Management Council. The Council reviewed the division's budget report as of September 28, 2011. No action was necessary.

Presidents Council. No action was necessary.

(3) Joint Legislative Steering Subcommittee.

• Review Posting of Conflicting Committee Positions.

Management Council. The Management Council accepted the information that the subcommittee reviewed the current policy that only the official position of the governance structure regarding legislative proposals is posted in the Official Notice. If a committee that reports to the NCAA Division III Management Council took a position on a proposal that Management Council did not ultimately endorse, that position will not appear in the Official Notice. That position will be, however, reflected in the records of the Management Council meeting. Currently, NCAA Divisions I and II reflect all positions taken by committees, regardless if those positions are consistent with the official governance structure position.

Staff Liaisons:
Dutcher, Kareti,
Myers, Hartung

Council Reps:
Beron, Chema,
Glass, Hass,
Levin-Stankevich,
Marsh Ryerson,
Martin, Martinez,
Schmotter,
Stark

Staff Liaisons:
Dutcher, Kareti
Myers

Council Reps:
Antonucci,
Bultman, Harris,
Hass, Martin,
Reichard, Stark,
Thomforde

The subcommittee determined that changing policy and reflecting all committee positions would cause confusion and undermine the committee structure. Having subcommittees effectively argue against themselves was not desired, nor was it desired to have a committee argue against the Management Council to which it reports. The subcommittee recognized that the membership does have ready access to these contrary positions and NCAA staff should look at additional means of ensuring the process is understood by the membership. However, posting all positions in the Official Notice was not an avenue the subcommittee wanted to pursue.

Presidents Council. The Council accepted the information.

b. Management Council Subcommittees.

Staff Liaisons:
Davey,
Nesbitt

Council Reps:
Ching,
Downes,
Harris

(1) Academic Issues Subcommittee.

Management Council. The Management Council reviewed the committees report. No action was necessary.

Presidents Council. No action was necessary.

(2) Subcommittee for Legislative Relief.

(a) Directive for Review of Requests Seeking Relief of NCAA Bylaw 17 to Extend the Playing Season Citing Nontraditional Academic Calendars as Mitigation.

Management Council. The Management Council approved the subcommittee's recommendation to issue the following directive, effective immediately:

Because of the importance the Division III philosophy statement places on establishing reasonable limits to playing and practice seasons, one-time or limited requests for institutions with nontraditional academic calendars to extend the playing season should be denied. Upon appeal, the subcommittee, as opposed to staff, may review the circumstances on a case by case basis, but is inclined to deny.

Bylaw 17.1.6.2 (playing-season waiver) was revised to state that an institution with a nontraditional academic calendar may apply to the NCAA Division III Management Council, or a committee designated by the Management Council to act for it, for a waiver of the general or sport-specific playing-season regulations; however, there shall be no waivers to extend an institution's playing season beyond the legislated maximum number of weeks. The NCAA Division III Interpretations and

Staff Liaisons:
Brooks,
Oakes

Council Reps:
Downes,
Gunning,
Hathorn,
Robert, Rupert

Legislation Committee confirmed that the scope of such waivers shall extend only to those situations in which the institution's nontraditional academic calendar interferes with its ability to adhere to playing season regulations, as opposed to one-time or limited requests. During its March 2011 teleconference, the subcommittee reviewed a case in which the staff provided relief for an institution to begin its playing-season a week earlier than the legislated start date due to the institution operating on a trimester system. The subcommittee directed the staff to archive the case, noting this was contrary to the divisional philosophy. Developing a directive for such waivers provides guidance to the staff and direction to the membership when considering such cases.

Presidents Council. No action was necessary.

(b) Subcommittee for Legislative Relief Review Guidelines as it Relates to Tie Votes in Appeal Cases.

Management Council. The Management Council approved a revision to review guidelines in the subcommittee policies and procedures concerning tie votes in appeal cases as follows: In situations where there is a tie vote, the initial decision of the staff shall be considered to be upheld, effective immediately.

Currently the policies and procedures indicate that in situations where there is a tie vote, the chair of the Management Council will be forwarded the materials and cast the tie-breaking vote. By revising the procedures as recommended, the decision remains with those individuals who review legislative relief requests on a routine basis and who have expertise in this particular area. Additionally, there will be consistency among all three divisions as it relates to the tie-breaking procedure for appeal cases.

Presidents Council. No action was necessary.

(3) Playing and Practice Seasons Subcommittee.

(a) Noncontroversial Legislation – Playing and Practice Seasons – Football and Basketball Scrimmage – Allow Publicity and Official Scoring.

Management Council. The Council approved in concept noncontroversial legislation that would amend Bylaw 17.3.3.3.1(a) and 17.9.3.1(a) that would eliminate the requirement that the allowable practice scrimmage must be conducted without publicity or official scoring, effective August 1, 2012.

Staff Liaisons:
Myers, Nesbitt,
Suscha

Council Reps:
Ching, Conrad,
Harris, Klika,
Martin, Meyer,
Nelson

Currently, football and basketball are the only sports in which a preseason scrimmage must be conducted without publicity and official scoring. The subcommittee determined that there is not sufficient rationale to treat football and basketball differently from other sports in this regard. This proposal attempts to remove arbitrary differences between sports make the regulations more consistent. This proposal would allow institutions to post their football and basketball scrimmages on their websites without incurring a violation. Further, it would also permit students that will be used as scorekeepers throughout the season to use this scrimmage as a means of training without violating the official scoring prohibition.

Presidents Council. No action was necessary.

(b) Noncontroversial Legislation – Playing and Practice Seasons – Definition of Scrimmage and Exhibition.

Management Council. The Council approved in concept noncontroversial legislation making the language regarding scrimmages and exhibition contests consistent throughout Bylaw 17, effective August 1, 2012.

Throughout Bylaw 17, the terms “scrimmage” “exhibitions” and “exhibition scrimmages” appear to be used interchangeably with no apparent difference in meaning or application. This terminology has caused some confusion regarding how the activities may be conducted, whether they may be conducted with publicity and official scoring, and if the playing rules have to be applied. It would benefit the membership to use more consistent language and ensure more consistent application of the legislation. This proposal would achieve that consistency.

Presidents Council. No action was necessary.

(c) GOALS Study.

Management Council. The Council accepted the information that the subcommittee acted on a recent Management Council referral and received a research staff presentation on the GOALS study results. The purpose was to review any GOALS findings related to time pressures (e.g., missed class time, contest limits and etc.), including issues specific to baseball. Based on the presentation, the subcommittee requested additional information from the research staff. The subcommittee requested a comparison of the findings regarding baseball student-athletes to other spring sport student-athletes. To have a better understanding of the impact of the maximum contest limits for baseball, the subcommittee requested information reported by the membership regarding the number of baseball contests played. This information will be presented at a future meeting.

Presidents Council. No action was necessary.

c. **Division III Committees.**

(1) **Championships Committee.**

Staff Liaisons:
Gentry, Suscha,
Williams

Council Reps:
Downes,
Martin,
Nelson

(a) **Noncontroversial Legislation -- Bylaws 17.4.2 and 17.4.3 -- Playing and Practice Seasons -- Women's Bowling -- Preseason Practice and First Date of Competition -- October 1.**

Management Council. The Management Council approved in concept noncontroversial legislation that an institution shall not commence practice sessions or engage in its first date of competition with outside competition prior to October 1, effective August 1, 2012.

This proposal makes standard across the three NCAA divisions the first permissible dates of preseason practice and competition, and minimizes the pressure to begin the season early in the academic year.

Presidents Council. No action was necessary.

(b) **Noncontroversial Legislation -- Bylaws 17.4.5.1 and 17.4.5.2 -- Playing and Practice Seasons -- Women's Bowling -- Number of Dates of Competition.**

Management Council. The Management Council approved in concept noncontroversial legislation that an institution shall limit its total playing schedule with outside competition to 32 dates of competition, and that an individual student-athlete shall limit her participation each academic year to 32 dates of competition. Further, all dates of competition of a tournament shall be included in the maximum limitation, effective August 1, 2012.

Under current legislation, institutions and student-athletes may participate in 26 dates of competition. However, with the tournament provision, up to 10 three-day tournaments may count as single dates of competition, which permits institutions and student-athletes to participate in as many as 46 dates of competition (i.e., $10 \times 3 = 30$ plus 16 additional dates of competition = 46 total). By eliminating the tournament provision, this recommendation standardizes the total dates of competition for institutions and student-athletes and also reduces the total dates of competition for institutions and student-athletes by as many as 14 dates.

Presidents Council. No action was necessary.

(c) Championship Bench Size Limits -- Football.

Management Council. The Management Council approved an adjustment for bench size limits for football from 75 to 78 for the 2011-12 academic year. The additional positions are to be filled at the institution's discretion with student-athletes permitted to be in uniform and participate in practice and warm-ups. The established squad size limit (i.e., 52 - the number of student-athletes permitted to participate in a contest) will remain unchanged, effective for the 2011-12 academic year (single championship season only).

The bench size increase is in response to a resolution adopted at the 2011 NCAA Convention that promised to study the appropriate number of student-athletes allowed in the bench area at various championships. The bench size for football previously was increased from 72 to 75. However, the NCAA Division III Football Committee has confirmed its support for increasing the bench size to the full number permitted under current guidelines (squad size of 52 plus six student-athletes previously approved to be in uniform and participate in practice and warm-ups plus 20 individuals equaling 78 total people) rather than capping the bench size at 75.

Funding for the additional bench positions will be at the institution's expense in 2011-12, since additional personnel above and beyond the squad size and travel party are not reimbursed by the NCAA. In subsequent years, the increases could be fully funded as an expansion of the squad size, pending budget approval.

Presidents Council. No action was necessary.

(d) Sport Sponsorship -- Rowing.

Management Council. The Management Council accepted the information that the issue of the minimum number of boats an institution must have (e.g., a I Eight and a II Eight) and the minimum number of regattas in which the boat(s) must compete in order for an institution to sponsor women's rowing be referred to the rowing committee for further consideration. While the initial committee recommendation was to refer this issue to the Membership Committee, the Council determined that the sport committee is in the best position to make this determination.

The women's rowing championship follows the playing rules of the U.S. Rowing Association, the national governing body, and the rules do not clearly define how many boats are necessary for a completed contest. Similarly, NCAA Bylaw 20.11.3.8 mandates that an institution's rowing team participates in a minimum of eight contests for sport sponsorship but does not specifically define how many boats must compete on behalf of the institution.

Presidents Council. No action was necessary.

(e) GO Ground Transportation Program.

Management Council. The Management Council accepted the information that the ground transportation pilot program with GO Ground Options resulted in approximately 33 percent savings overall for ground transportation from 2009-10 to 2010-11. Following a request for proposal (RFP) bid process, GO Ground Options, in conjunction with Game Day Operations, has been awarded a contract to provide ground transportation for NCAA championships for 2011-12. GO Ground Options will provide bus transportation and Game Day Operations will handle transportation logistics in the locale of selected championships. For 2011-12, all Division III team sport championships will be required to utilize GO Ground Options for any ground transportation to be reimbursed by the NCAA. Institutions with an existing bus contract for the regular season and postseason will receive a one-year grace period. Information regarding the ground transportation program will be communicated to directors of athletics, senior woman administrators and conference commissioners.

The travel staff also discussed the concept of increasing by a half day the number of days of per diem provided for teams participating in championships (i.e., on the day prior to the practice day). Further discussion related to the possibility of the NCAA, rather than championship hosts, assuming responsibility for negotiating team hotel rates and the NCAA paying lodging expenses for championship participants directly, similar to the current ground transportation program.

Presidents Council. No action was necessary.

(f) Field Hockey Eyewear.

Management Council. The Management Council accepted the information from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports recommending that NCAA field hockey student-athletes be required to wear protective American Society for Testing and Materials (ASTM)-approved eyewear during play. The committee noted the recent action of the National Federation of State High School Associations to mandate the use of ASTM-approved eyewear in 2011-12 for high school field hockey players. The committee referred the issue to the NCAA Division III Field Hockey Committee and requested that formal feedback from the sport committee and the field hockey community be provided to the committee prior to its October teleconference. The committee noted that if ASTM-approved eyewear is mandated, the implementation should be no earlier than August 2012 to allow institutions to plan for the equipment purchase in their budget cycle. [See related information item on Page No. 27]

Presidents Council. No action was necessary.

(g) Score Reporting.

Management Council. The Management Council accepted the information that beginning with the 2011-12 academic year, the statistics staff will oversee all input of schedules and results for the following Division III sports: field hockey, football, men's soccer, women's soccer and women's volleyball in the fall; men's and women's basketball in the winter; and baseball, men's lacrosse, women's lacrosse, softball and men's volleyball in the spring. Results will now be reported through the statistics system rather than through the online score-reporting system. This process will avoid duplicate work by sports information directors. Baseball, softball and women's volleyball will be reported through conference offices, and for all other sports, the host team will report results through the single game reporting system. It is anticipated that within two to three years, the statistics staff will assume responsibility for collecting schedules and results for all sports.

Presidents Council. No action was necessary.

(h) Attendance of Institutional Administrator at Championships.

Management Council. The Management Council accepted the information that the committee reviewed the current championships policy requiring that an administrator for each participating team attend the coaches and administrators meeting and be present throughout competition by the institution at each round of the championship. The current policy mandates that the administrator cannot be a member of the coaching staff for that sport, the sports information director or the athletics trainer, given that those individuals have specific responsibilities at the championship site, and a mandatory fine of \$300 is assessed to each institution that is not represented by an institutional administrator at the coaches and administrators meeting. The committee reviewed the budget priorities for the 2012-2015 triennium and determined that funding to increase the official travel party to include an institutional administrator is a lower priority than fully funding the championship experience for participating student-athletes. Therefore, attendance of an administrator (who may be a sports information director or athletics trainer) at the coaches and administrators meeting will be highly recommended, but no fine will be assessed if an administrator does not attend the meeting.

Presidents Council. No action was necessary.

(i) **Sport Committee Appointments.**

Management Council. The Management Council accepted the information that the committee approved recommendations for appointments to the following sports committees. All appointments were effective September 1, 2011, unless otherwise noted.

- i. Division III Men's and Women's Fencing Committee (immediate vacancy). Bruce Gillman, head men's and women's fencing coach and assistant director of athletics, Vassar College.
- ii. Division III Women's Golf Committee (two vacancies). Central region: Joe Worlund, associate director of athletics, Washington University in St. Louis. Great Lakes region: Melanee Atkinson, associate director of athletics and senior woman administrator, College of Mount St. Joseph.
- iii. National Collegiate Women's Gymnastics Committee. Division III representative, North Central region: Gary Babjack, head women's gymnastics coach, State University of New York at Cortland.
- iv. Division III Men's Ice Hockey – Term Extension Request. The men's ice hockey committee requested that the term of Bruce Delventhal, director of athletics at Plattsburgh State University of New York, be extended for one year. Mr. Delventhal is the chair of the committee, and the committee indicated that allowing him to serve until September 1, 2012, would greatly help to facilitate the process of combining the Division III championship with the Division I championship. The NCAA Division III Nominating Committee supported this request.
- v. Division III Softball Committee (two immediate vacancies). Atlantic region: Charlie Dobbins, head softball coach, Peace College. Central region: Bonnie Skrenta, head softball coach, DePauw University.
- vi. Division III Women's Volleyball Committee. Midwest region: Erin Sullivan, assistant director of athletics, University of Wisconsin, Stout.

Staff Liaisons:
Hartung,
Myers,
Nesbitt

Council Rep:
Rupert

(2) **Financial Aid Committee.**

Management Council. The Council received an oral report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Cooper,
Elworth

Council Rep:
Gunning

(3) Committee on Infractions.

(a) Policies and Procedures – 32.3.8 – Enforcement Procedures – Investigative Procedures – Limited Immunity – Athletics Personnel and Student-Athlete.

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.3.8 (Limited Immunity), to specify that the Committee on Infractions, at the request of the enforcement staff, may grant limited immunity to at-risk individuals, even for information related to those individuals' involvement in violations already known by the staff, effective immediately.

The legislation governing immunity restricts the granting of it to only those situations in which the interviewee provides information not previously known to the enforcement staff. The immunity does not protect student-athletes, prospective student-athletes or athletics department staff members from penalties related to their involvement in violations already known to the enforcement staff. The intent of the limited immunity legislation was to encourage student-athletes and athletics department employees to assist the enforcement staff in obtaining full and complete information. However, the current legislation does not provide relief of possible penalties for information already available to the staff. By allowing immunity to cover any information provided to the enforcement staff, student-athletes, prospects and athletics department employees may be more willing to report additional violations unknown to the staff, recognizing they can benefit from providing the information.

Presidents Council. No action was necessary.

(b) Policies and Procedures - 32.5.1 – Enforcement Procedures – Notice of Inquiry – Notice to Institution.

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.5, effective immediately.

The purpose of the Notice of Inquiry legislation, as it exists today, no longer is applicable or necessary. When adopted, Bylaw 32.5.1 was intended to be the first and official notice to an institution that the institution was under investigation by the enforcement staff, as the staff often would not notify the institution it was under inquiry until the investigation was complete. Inasmuch as the enforcement staff's now

long-standing policy is to notify an institution's president or chancellor of the inquiry prior to coming on campus to conduct interviews; institutions are notified of the inquiry well in advance of the current Notice of Inquiry standard. The current practice of providing institutions notice of an inquiry earlier in the investigative process should be reflected in the legislation. In addition, by codifying the current practice, institutions will receive notice of the cooperative principle and the confidentiality of the process much earlier than under the current standard.

Presidents Council. No action was necessary.

(c) **Policies and Procedures – Bylaw 32.5.1.1 – Enforcement Procedures – Notice of Inquiry – Notice to Institution – Status Notification within Six Months.**

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.5.1.1, effective immediately.

Once a notice of inquiry has been issued and an investigation is ongoing, institutions are entitled to a status notification every six months until the matter is completed. With the elimination of Bylaw 32.5.1 for other reasons (see below), it is necessary that the language regarding notice to the institution of a continuing investigation after the issuance of a notice of inquiry be moved to another bylaw.

Presidents Council. No action was necessary.

(d) **Policies and Procedures – 32.5.1 – Enforcement Procedures – Notice of Inquiry – Review After One Year.**

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to eliminate Bylaw 32.5.1.2, effective immediately.

With regard to the elimination of Bylaw 32.5.1.2, investigations are within the purview of the enforcement staff, not the Committee on Infractions. It is an essential element of the infractions process that the enforcement staff has the sole discretion to continue or terminate an investigation. Given the distinct and necessary separation of the staff and the committee, the references to Committee on Infractions review in this bylaw should be eliminated.

Presidents Council. No action was necessary.

(e) **Policies and Procedures – Bylaw 32.5.2 – Enforcement Procedures – Notice of Inquiry – Termination of Investigation.**

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to amend Bylaw 32.5.2, effective immediately. With regard to the revision of Bylaw 32.5.2, investigations are within the purview of the enforcement staff, not the Committee on Infractions. It is an essential element of the infractions process that the enforcement staff has the sole discretion to continue or terminate an investigation. Given the distinct and necessary separation of the staff and the committee, the references to Committee on Infractions review in this bylaw should be eliminated.

Presidents Council. No action was necessary.

(f) **Policies and Procedures – Bylaw 32.7.1.4 - Enforcement Procedures – Summary Disposition and Expedited Hearing – Committee on Infractions Review – Penalties Not Approved.**

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.7.1.4, effective immediately.

Expedited hearings are limited to discussions of penalties in summary disposition cases. Because the issues are very narrow in scope, the Committee on Infractions believes that such hearings can be effectively conducted via videoconferencing or via a written submission.

Presidents Council. No action was necessary.

(g) **Policies and Procedures – Bylaw 32.8.6.1 – Enforcement Procedures – Committee on Infractions Hearings - Appearance of Individual at Hearings – Request for Specific Individuals.**

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 32.8.6 (Appearance of Individuals at Hearings), effective immediately.

In major infractions hearings where the issues are narrow or relatively uncomplicated, the committee believes that the issues can be addressed by a videoconference. Consequently, institutions and other involved parties may make a written request to appear before the committee by videoconference. In these instances, the committee will decide on a case-by-case basis whether conducting the hearing by videoconference is appropriate.

Presidents Council. No action was necessary.

(h) NCAA Bylaw 19.5.2 – Penalties, Disciplinary Measures and Corrective Actions for Major Violations.

Management Council. The Management Council ratified a policy and procedure revision made by the Committee on Infractions, pursuant to Constitution 5.2.3.3 to revise Bylaw 19.5.2 (Penalties, Disciplinary Measures and Corrective Actions for Major Violations), effective immediately.

This is a new Division III penalty structure for major violations cases. Penalties for major violations are presently divided into two subsections: presumptive penalties and disciplinary measures. The presumptive penalties must be imposed by the Committee on Infractions in every case unless there is a reason to deviate. The disciplinary measures may be imposed by the committee in addition to the presumptive penalties and the penalties available for secondary infractions. The recommended change combines the penalties for simplification and will allow the committee to impose any available penalty without a mandate to impose certain penalties, regardless of the circumstances of a particular case. This will allow the committee to determine an order of probation that is tailored to the issues of each institution in the major violations process.

Presidents Council. No action was necessary.

(i) Educating the membership regarding new penalty structure.

Management Council. The Management Council accepted the information that there be consideration of implementing an education program to inform the membership of the significant changes that have taken place in Bylaw 19.5, the penalty provision in infractions cases. Not only has the bylaw been entirely revamped, the updated bylaw includes penalties that have not existed previously, such as the provision that an offending institution post on its website the fact that it is on probation due to having committed major infractions. The committee anticipates that this topic could be made a part of Regional Rules Seminars and/or newsletter columns and that the information be disseminated in any manner designed to reach the membership. "Getting the word out" will help ensure that member institutions are aware of all possible penalties as they go through an infractions investigation and hearing.

Presidents Council. No action was necessary.

Staff Liaisons:
Dantzler,
Smith,
Walters

Council Reps:
Antonucci,
Baldrige

(4) Infractions Appeals Committee.

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

Management Council. The Management Council ratified the enforcement policy and procedure pursuant to Constitution 5.2.3.3, to amend Bylaw 32.10.1.2 to require individual appellants to disclose current or future employment at a member institution, effective immediately.

[Note: This recommendation was tabled at the July 2010 Management Council meeting based on the assumption that the committee could authorize the amendment and submit a corresponding informational item to the Management Council in a future report. However, the legislative process detailed in Constitution 5.2.3.3 requires the Management Council to act on amendments to enforcement policies and procedures.]

Because committee members recuse themselves from cases which involve, among other things, persons employed by institutions in the same conference as the member's institution, this modification will help the committee discover whether there are any conflicts of interest in a given case. Individuals would be required to disclose on their notice of intent to appeal form whether they currently are employed at an NCAA membership institution. Additionally, the proposed change would obligate appealing individuals to notify the committee's liaisons if they become employed at an NCAA member institution during the course of the appeal process.

Presidents Council. No action was necessary.

(5) Membership Committee

Staff Liaisons:
Davey, Orr

Council Rep:
Robert

Management Council. The Council reviewed the report. No action was necessary. On request of the eight conferences hosting the New England Compliance Seminar pilot, staff asked the Council if the conferences could limit the attendees to the members of the hosting conferences and still have the event count towards satisfying the membership requirement to attend a Regional Rules Seminar. The Council indicated that the conference could limit the attendance based on the logistical considerations involved in hosting such an event. The Management Council did indicate that the independent institutions in New England should be invited to attend.

Presidents Council. No action was necessary.

Staff Liaison:
Tufano

Council Rep:
Hoeg

(6) Nominating Committee.

(a) Committee reappointments.

Management Council. The Management Council approved the following committee reappointments effective at the close of the January 2012 NCAA Convention:

- i. Division III Management Council. Terry Rupert, director of athletics, Wilmington College (Ohio); Steven Nelson, director of athletics, University of Wisconsin, Superior.
- ii. Division III Infractions Appeals Committee. Michele Krantz, senior counsel, Case Western Reserve University (term 2).
- iii. Division III Membership Committee. Dale Knobel, president, Denison University (two-year term).
- iv. Division III Nominating Committee. Alan Cureton, president, Northwestern College (two-year term).

[Note: Terry Rupert, Wilmington College and Steve Nelson, University of Wisconsin, Superior, recused themselves from voting on this item.]

Presidents Council. No action was necessary.

(b) Committee appointments.

Management Council. The Management Council approved the following committee appointments effective at the close of the January 2012 NCAA Convention unless otherwise noted.

- i. Division III Management Council. Lori Runksmeier, director of athletics, New England College.
- ii. Division III Championships Committee. Monica Severson, associate director of athletics/senior woman administrator, Wartburg College; and Joseph Onderko, executive director, Presidents' Athletic Conference.
- iii. Division III Financial Aid Committee. Donald Cragen, faculty athletics representative, Thomas College; Bob Ward, director of athletics, St. John Fisher College; Laurie Coulter, executive director of financial aid, Austin College. [Note: The Council referred an additional appointment back to the Nominating Committee for reconsideration as it appeared that the nominee did not meet the requirement of being on the staff of a member institution.]

- iv. Division III Membership Committee. Kris Diaz, director of athletics, Baldwin Wallace College.
- v. Division III Nominating Committee. Kiki Jacobs, associate director of athletics, Springfield College.
- vi. Division III Student-Athlete Reinstatement Committee. Immediate vacancy replacing Donald Brooks – Charlie Wilson, faculty athletics representative, Olivet College. January 2012 vacancy – Jennifer Dubow, interim commissioner, Colonial States Athletic Conference.

Presidents Council. No action was necessary.

(c) Committee Service Exit Survey Results.

Management Council. The Management Council accepted the information that the Nominating Committee reviewed an executive summary of the Division III Committee Service Exit Survey. The survey was sent to all committee members whose terms ended between September 1, 2010, and September 1, 2011. The NCAA research staff sent out 148 surveys and 102 responses were received (70 percent response rate). Overall, outgoing committee members are very satisfied with committee service. Some areas of concern noted are: a) the need for orientation of new committee members; b) a more accessible list of the duties for committee members; c) the mandate of having all committee meetings in Indianapolis and how that impacts committee members traveling from the West coast; and d) frequent changes in committee liaisons.

Staff will revise the exit survey to clarify some areas and also to complement the governance scorecard that will be sent to all committee members in the next year. The committee will review the exit survey results on an annual basis.

Presidents Council. No action was necessary.

(d) Referral from the Student-Athlete Advisory Committee (SAAC) to Review the Legislated Diversity Requirements for SAAC.

Management Council. The Management Council accepted the information that the committee discussed a referral from the Management Council to review the current 25 percent ethnic diversity legislative minimum requirement for SAAC. The Nominating Committee recognizes the difficulties associated with meeting that requirement but recommended not taking action to make a legislative change to the composition until the Nominating Committee has had the opportunity to go through at least one cycle of SAAC selections. [NOTE: At the July

2011 Management Council, a legislative change was approved to move the selection process for SAAC members wholly to the Nominating Committee. The first round of selections using this process will be the May 2012 selections.]

The Nominating Committee will review the legislative requirements after it makes a round of selections.

Presidents Council. No action was necessary.

(e) Removal of NCAA Bylaw 21 from the Division III Manual.

Management Council. The Management Council accepted the information that the committee reviewed a staff recommendation to remove Bylaw 21 – Committees – from the Division III Manual. The staff recommendation is to place the contents of Bylaw 21 into a policies and procedures format instead of legislation. The committee does not support the recommendation to remove the bylaw as it would seem to reduce the transparency of the nominations and selections process, which runs counter to the purpose of a membership organization. Further, the committee noted that removing the bylaw would require the division to establish a new and separate process to record and amend committee regulations, an action which seems unnecessary and cumbersome. The committee favors keeping the committee requirements as legislation with the possibility of streamlining the bylaw. [See related action item on page 20.]

Presidents Council. No action was necessary.

Staff Liaisons:
Davey,
Krtnick,
Montgomery,
Thornburn

Council Reps:
Conrad, Glass

(7) Student-Athlete Advisory Committee (SAAC).

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

(8) Student-Athlete Reinstatement Committee.

Management Council. The Council received the report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Ghiloni,
Groddy

Council Rep:
Gunning

Staff Liaisons:
Huchthausen,
Myers

Council Rep:
Beron

(9) **Interpretations and Legislative Committee (ILC).**

(a) **2013 NCAA Convention Legislation – Amateur Status – Before Initial, Full-Time Collegiate Enrollment – Prize Money Based on Team Performance.**

Management Council. The Management Council agreed to sponsor legislation for the 2013 NCAA Convention to specify that before initial full-time collegiate enrollment, an individual may accept payment based on his or her team's place finish or performance, or given on an incentive basis (e.g., bonus) from a team, provided the combination of such payments and expenses provided to the individual does not exceed his or her actual and necessary expenses to participate on the team, effective August 1, 2013.

Prior to initial full-time collegiate enrollment a prospective student-athlete may individually compete in an open event and receive prize money based on his or her place finish or performance. Such prize money is not limited to actual and necessary expenses. Prospective student-athletes that compete on a team are not afforded the same opportunity to receive prize money based on performance. NCAA Divisions I and II permit prospective student-athletes to receive prize money based on a team's performance without jeopardizing their amateur status. Consequently, prospective student-athletes in team sports are being put in a difficult situation. The prospective student-athlete on a winning team may accept prize money while his teammate who is considering a Division III institution could not accept the money. It is not equitable to treat the team sport prospective student-athletes differently, nor is it reasonable for a prospective student-athlete to discern these amateurism nuances between divisions. Consistency as well as fairness for prospective student-athletes justifies allowing receipt of prize money based on a team's performance, so long as the prize money does not exceed actual and necessary expenses.

Presidents Council. No action was necessary.

(b) **2013 NCAA Convention Legislation – Committees – Removal of NCAA Division III Bylaw 21.**

Management Council. The Management Council referred to the staff and Nominating Committee the task of drafting a streamlined version of Bylaw 21 for potential inclusion in Constitution 4. The Council also noted that it did not want to take action on the recommendation to remove NCAA Division III Bylaw 21 from the NCAA Division III Manual until Division I votes on a similar recommendation.

The ILC proposal would have eliminated Bylaw 21 in its entirety from the Division III Manual and moved the provisions to a committee handbook, which would be maintained on the NCAA website and would be readily available for the membership and governance structure to review as necessary. Under the proposal, the Management Council would continue to maintain oversight authority regarding the administrative functions related to the management of the Division III governance substructure and Division III representation on Association-wide and common committees. This proposal would not substantively change any current committee policies and procedures, such as those that set forth the selection, composition, duties, terms of office and operations of the various committees. However, the Management Council would have the flexibility to change elements related to committees as deemed necessary without the need to propose legislation, which would, in turn, reduce the number of proposals in the legislative cycle and the related bureaucracy. A review of legislative history indicates the membership has readily adopted proposals related to committees. Since 1997, 90 proposals have been sponsored with 88 being adopted (86 as noncontroversial), zero defeated, one rendered moot and one withdrawn. Finally, this proposal supports efforts to simplify the Manual and focus on the most strategically important matters. [See related action item on Page No. 19]

Presidents Council. No action was necessary.

(c) Noncontroversial Legislation – Amateurism-Promotional Activities – Prospective Student-Athlete’s Participation in Institutional Fundraisers or Promotions – De Minimis.

Management Council. The Management Council approved noncontroversial legislation to identify that a violation of Bylaw 12.5.1.1.6 (prospective student-athlete’s participation in institutional fundraisers or promotions) is a de minimis violation, effective immediately.

All Bylaw 12 violations affect eligibility unless there is specific language to the contrary. Because there is no specific language to the contrary, Bylaw 12.5.1.1.6 affects a prospective student-athlete’s eligibility. A student-athlete, however, who unknowingly participates in an impermissible institutional fundraiser, does not have his or her eligibility affected. The violation is de minimis (meaning it is an institutional violation but does not affect the student-athlete’s eligibility). It is not equitable in this type of situation to hold that a prospective student-athlete who participates in an institutional fundraiser suffers a stiffer penalty than a student-athlete. For that reason, the committee determined that violations of Bylaw 12.5.1.1.6 should be de minimis.

Presidents Council. No action was necessary.

(d) **Noncontroversial Legislation – Recruiting – Transportation – Transportation to Enroll From Any Bus or Train Station or Airport.**

Management Council. The Management Council approved in concept noncontroversial legislation to permit institutional staff members to provide transportation from any bus or train station or airport to campus on the occasion of the student-athlete's initial arrival at the institution to attend class, effective immediately.

Current legislation allows transportation from the nearest bus or train station or major airport, which can become a challenge when there are different stations and airports in close proximity to the institution. By amending the legislation, the burden of monitoring which location a prospective student-athlete is arriving at on the occasion of his or her initial enrollment will be eliminated.

Presidents Council. No action was necessary.

(e) **Noncontroversial Legislation – Amateurism – Awards and Benefits – Expenses for Practice and Competition – Expenses for Practice on Extended Road Trip – Practice en Route from Campus to Competition Site.**

Management Council. The Management Council approved in concept noncontroversial legislation to permit an institution to provide expenses for practice on an extended road trip en route to the first competition site, effective immediately.

Current legislation permits an institution to provide practice expenses on an extended road trip only on a direct route between two competition sites. Consequently, a team that leaves its campus for a spring trip may not incur expenses associated with practice until the team reaches the locale of the competition site. Therefore, if a golf team stops at a golf course on a direct route between campus and the first competition site, the institution may not pay for the team to play a practice round of golf. The student-athletes may pay the expense, but the institution may not. The committee agreed that the rationale for the current legislation was to prohibit strictly training trips and ensure that extended road trips are tied to competition. The committee determined that an institution could pay practice expenses and still uphold this rationale so long as the practice occurred at a location on a direct route between campus and the competition site.

Presidents Council. No action was necessary.

(f) Incorporation of Official Interpretation – Uniformity of Participation Awards.

Management Council. The Management Council approved the incorporation of the following official interpretation [Reference: 7/13/11, Item No. 2-c] into the legislation, effective immediately:

Uniformity of Participation Awards (III). The NCAA Division III Interpretations and Legislation Committee determined that a member institution, conference or other approved agency may provide different participation awards based on the year or class (e.g., freshman, sophomore, first year participant, second year participant) of a student-athlete, provided the awards are uniform for all recipients within a given year or class. [Reference: NCAA Division III Bylaw 16.1.2 (uniformity of awards) and a staff interpretation (12/13/91, Item No. e, which has been archived)].

The committee believes the official interpretation should be incorporated into the legislation to clarify the flexibility institutions have regarding participation awards.

Presidents Council. No action was necessary.

(g) Approval of Official Interpretation – Definition of a Recruiting or Scouting Service.

Management Council. The Management Council approved the following official interpretation, effective immediately:

Definition of a Recruiting or Scouting Service (III). The academic and membership affairs staff confirmed that a recruiting or scouting service includes any individual, organization, entity or segment of an entity that is primarily involved in providing information about prospective student-athletes. This definition includes, but is not limited to any service that provides information only to paid subscribers, any service that is only available to a select group of individuals (e.g., coaches), regardless of whether there is a charge associated with the service, and any service that provides information to the public free of charge; however, this definition does not include any individual, organization or entity or segment of an entity that provides information about prospective student-athletes incidental to its primary purpose and is generally available to the public (e.g., news media). [References: NCAA Division III Bylaws 13.12.2.4.1 (camp/clinic providing recruiting or scouting service) and 13.14.3 (recruiting or scouting services)].

Presidents Council. No action was necessary.

(h) Refer to NCAA Division III Championships Committee – Informational Updates from Playing Rules Oversight Panel on Issues Relating to Division III.

Management Council. The Management Council approved a recommendation to refer to Championships Committee whether there should be legislation requiring the NCAA Playing Rules Oversight Panel to provide informational updates regarding Division III specific issues to the Championships Committee.

During the restructuring of the Division I governance structure, it was specified that the Playing Rules Oversight Panel would report to the NCAA Division I Championships/Sports Management Cabinet regarding issues relating to Division I (see Bylaw 21.7.5.5.4) for sharing of information only. The change did not amend the legislation for the Playing Rules Oversight Panel in Bylaw 21.1. Division II recently passed similar legislation, leaving Division III as the only division that does not have similar language requiring the Playing Rules Oversight Panel to report issues related to Division III. The committee reviewed the recent Division II legislation and determined that the Championships Committee is the appropriate body to provide comment and recommend similar legislation if appropriate.

Presidents Council. No action was necessary.

(i) Referral to the NCAA Division III Membership Committee – Minimum Participants required to Complete a Competition for Purposes of Counting the Competition for Sports Sponsorship.

Management Council. The Management Council referred to the NCAA Division III Membership Committee the policy set forth in the following official interpretation [Reference: 6/16/94, Item No. 5] for additional review:

Minimum Participants Required to Complete Institution's Competition. The minimum number of participants required to count a competition for purposes of satisfying sports-sponsorship requirements actually must complete the competition. [References: Bylaws 20.9.3.3.1, 20.10.3.5.1 and 20.11.3.2.1 (completion of contests)]

The committee reviewed the official interpretation and determined that the Membership Committee should review and determine if this is the appropriate position for the division or the underlying legislation should be amended to reflect a more flexible position.

Presidents Council. No action was necessary.

(j) Referral to the Championships Committee – Questions regarding Major Junior A Hockey.

Management Council. The Management Council referred to the Championships Committee its consideration of having the NCAA Division III Men's Ice Hockey Committee review and provide comment regarding the following potential legislative options:

- i. Proposing legislation to extend the organized competition legislation for Major Junior to apply to Junior A as the trend of that league is become more competitive; or
- ii. Proposing legislation to extend the organized competition legislation for Major Junior to any hockey competition in order to address Junior A and all other foreign leagues.

The committee received a report from the NCAA Agents Gambling and Amateurism staff regarding the structure of junior hockey in Canada, the United States and Europe. The committee also reviewed the legislative history regarding Major Junior Hockey, as well as a comparison of the rule in the other two divisions. Based on that information, the committee considered several options for amending the current Division III legislation. Prior to making a formal recommendation to Management Council, the committee wanted to receive feedback from the Men's Ice Hockey Committee regarding the two potential legislative considerations identified above. The two legislative considerations are derived from two key points: (a) Junior A [a level below Major Junior] is becoming more competitive as hockey players talented enough to participate in Major Junior are choosing Junior A because they do not want to sacrifice potential collegiate eligibility by participating in Major Junior; and (b) the committee was concerned with the fairness of treating Major Junior differently than foreign leagues that may be just as competitive. Seeking feedback from the Men's Ice Hockey Committee is the next step in getting a better understanding regarding the state of junior hockey.

Presidents Council. No action was necessary.

(k) Voting Method for 2012 Convention Proposals.

Management Council. The Management Council designated votes for all proposals at the 2012 Convention to be taken using the roll-call method, regardless of grouping (presidential or general).

The committee discussed voting methods noting that roll-call voting has historically only been designated for the presidential grouping. While a mechanism exists for the membership to consider changing the voting method on the Convention floor, the committee agreed that since the electronic voting units and technology permit the recording of all votes in an expeditious manner, the committee agreed that votes for all proposals (presidential and general grouping) should be taken using the roll-call method as it provides transparency for the membership.

Presidents Council. The Presidents Council approved the recommendation.

(I) Hardship Waiver – First Half of Season – Medical Documentation.

Management Council. The Management Council accepted the information that the committee reviewed an issue raised during the June Division III Commissioners Association meeting that centers on whether a student-athlete must see a physician prior to completion of the first half of the season to satisfy the hardship waiver requirements. The committee agreed as long as the medical documentation shows that the student-athlete saw a physician at or near the time of injury that a visit to a physician need not occur prior to completion of the first half of the season. The committee noted the legislation in Bylaw 14.2.5-(a) requires only that the illness or injury itself must occur in the first half of the season. The committee directed the staff to issue educational material clarifying the issue.

Presidents Council. No action was necessary.

d. Association-Wide and Common Committees.

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

(a) Penalty for Manipulation of Drug Test Sample.

Management Council. The Management Council approved in concept noncontroversial legislation to add an additional year penalty to any case of clearly observed manipulation of a drug-test sample, effective August 2013. The Management Council will amend this effective date to August 1, 2012, if the Division I Board of Directors adopts the proposal at its January meeting.

The penalty for testing positive for use of a banned substance is a serious penalty, supported by the membership as a strong deterrent to banned drug use to protect the integrity of the game and student-athlete health and safety. The current penalty for breach of protocol (e.g., tampering with a sample) is the same as that for a positive test. A deliberate attempt by a student-athlete to alter his or her urine specimen (documented per NCAA drug-testing protocol by a drug-testing crew member), through the use of added substances or by substituting another's urine, demonstrates an egregious violation of ethical conduct. The committee believes this behavior warrants an even more serious automatic penalty as a deterrent to such behavior and as a sanction when it occurs. As with all drug-testing penalties, there is an appeal process available to the institution and student-athlete.

Presidents Council. No action was necessary.

Staff Liaisons:
Klossner
Wilfert

Council Rep:
Martinez

(b) Field Hockey Eyewear.

Management Council. The Management Council accepted the information that the committee has recommended that effective August 2012, NCAA field hockey players be required to wear protective American Society for Testing and Materials (ASTM)-approved eyewear during play. The committee reviewed injury data for the sport of field hockey, the historical positions of the committee encouraging the use of protective eyewear, and the recent action by the National Federation of State High School Associations (NFHS) to mandate ASTM-approved protective eyewear. The committee believes that requiring protective eyewear during play will minimize the risk of catastrophic eye injuries. NCAA injury data noted that 25 percent of all injuries occur to the head and face with 28 percent of those head and face injuries occurring from contact with the ball and another 16 percent due to the stick. [See related informational item on Page No. 9]

Presidents Council. No action was necessary.

Staff Liaison:
Tufano

Council Rep:
Klika

(2) Honors Committee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Ford, Bracken,
Rossello

Council Rep:
Ching

(3) Minority Opportunities and Interests Committee (MOIC).

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

Presidents Council. No action was necessary.

Staff Liaisons:
Calandro,
Smith,
Suscha

Council Rep:
Ingold

(4) Olympic Sports Liaison Committee (OSLC).

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

Presidents Council. No action was necessary.

Staff Liaison:
Chichester

Council Rep:
Hathorn

(5) Postgraduate Scholarship Committee.

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

Presidents Council. No action was necessary.

Staff Liaison:
Bracken

Council Rep:
Thomforde

(6) Research Committee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Miller,
Smith

Council Rep:
Ingold

(7) Committee on Sportsmanship and Ethical Conduct.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:
Chichester

Council Rep:
Hass

(8) Walter Byers Scholarship Committee.

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Barnhart,
Holzman,
Morrison

Council Rep:
Hoeg

(9) Committee on Women's Athletics (CWA).

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

4. PRESIDENTS COUNCIL APPOINTMENTS AND ELECTIONS.

a. Extensions to Presidents Council Terms of Office.

Presidents Council. The Council approved in concept noncontroversial legislation to grant the Presidents Council the ability to waive the Council's four-year term limit (per Constitution 4.4.3.2) when the nominations subcommittee concludes that an extension is necessary and appropriate to enhance the Presidents Council's continuity and effectiveness or otherwise allow the Presidents Council to continue to fulfill its representational requirements, effective immediately.

This recommendation will give the Presidents Council greater flexibility to effectively fulfill its responsibilities when the subcommittee does not receive a sufficient number of eligible nominations to fill specific vacancies.

b. Term Extension for President Alexander.

Presidents Council. The Council extended the term of Livingston Alexander by one year, to expire on conclusion of the 2013 NCAA Convention.

The Nominations Subcommittee recommends this term extension as one component of a multi-part strategy to enhance the composition of the Presidents Council and PAG and ensure that the governance structure is both representative of the membership, and inclusive of diverse perspectives. President Alexander has exhibited strong leadership in the area of diversity and inclusion during his initial four-year term, including serving on the former Executive Committee Subcommittee on Gender and Diversity.

c. Comprehensive Review of President's Council and PAG Representational Requirements.

Presidents Council. The Council established a Presidents Council Working Group to undertake a comprehensive review of the current Presidents Council and PAG membership representational requirements and charge President Alexander with leading this group, effective immediately.

The working group shall include at least three members, including at least one representative from the nominations subcommittee. A report of preliminary recommendations shall be made to the Presidents Council by its August 2012 meeting to ensure that any legislative revisions to the Presidents Council's representation requirements could be voted on by the membership (if necessary) at the 2013 Convention. However, it is anticipated that most, if not all changes, could be adopted earlier through noncontroversial legislation.

The working group will generate strategies to identify and recruit ethnic minority presidents for governance structure participation in addition to its examination of the Presidents Council representational requirements to ensure they remain relevant and appropriate. (The requirements were established in the mid 1990s to mirror the presidential leadership that existed in Division III at that time.) Because the Presidents Council has looked to the PAG as a source for new members, the working group shall also examine ways in which the minority membership of the PAG could be enhanced. For example, minority presidents could be permitted to serve on the PAG even if their conference already is represented by presidents serving on the Presidents Council or Management Council.

d. Presidents Council Appointments.

Presidents Council. The Council approved the following nominations to the Presidents Council for four year terms (January 2012 – January 2016):

- (1) Pamela Reid, president, St. Joseph College (Connecticut), Great Northeast Athletic Conference.
- (2) Erik Bitterbaum, president, State University of New York at Cortland, State University of New York Athletic Conference.

The Nominations Subcommittee recommends these candidates because of their strong nomination endorsements, extensive experience, fulfillment of Presidents Council representational requirements, and willingness to serve.

e. 2011 Presidents Council Chair and Vice Chair Appointments.

Presidents Council. The Council appointed Jim Schmutter and Jack Ohle to serve as chair and vice chair, respectively, of the Division III Presidents Council, effective January 2012 to January 2013.

Presidents Schmutter and Ohle have provided a strong history of very capable leadership to the governance structure, both for the Presidents Council and with other assigned and past committee service. The subcommittee feels that their leadership will position the Council to effectively address the important issues it will face during 2012 and beyond.

f. Leadership Succession Planning.

Presidents Council. The Council noted the importance of leadership succession planning and encouraged President Herzberger to consider future Council leadership. The subcommittee also expressed its appreciation to all individuals who volunteered for leadership positions.

5. DIVISION III INITIATIVES.

a. Identity Activation for 2011-12.

Management Council. The Council accepted an update regarding Division III Identity Initiative activation. In 2010-11, over 90 percent of institutions and conferences purchased identity activation resources. The most popular purchased items were media backdrops, feather flags and A-frame banners. Approximately 85 percent of championships finals sites displayed initiative signage. The inventory of available signage for use at championships will increase each year, and division-specific messaging will be added to webcasts of championship competition (e.g., during timeouts, at halftime, etc.). In addition, institutions will receive a \$500 credit in 2011-12 to purchase Division III Identity Initiative items on the purchasing website as well as receive activation kits in October 2011 and February 2012.

Presidents Council. The Council accepted the information.

b. Drug Education and Testing: NASPA Collaboration.

Management Council. The Council accepted the information that representatives from the NCAA (National Collegiate Athletic Association) and NASPA (National Association of Student Personnel Administrators) met on September 23, 2011, in Indianapolis to:

- Consider the possibility of collaboration.
- Develop a mission.
- Outline the scope and deliverables of the initiative.

The mission statement for the collaboration was established as “The NCAA Division III and NASPA partnership will promote an integrated model for on-campus collaborations among student affairs and athletics professionals and provide resources to deliver effective alcohol and drug education for the well-being and success of all students.”

The project was defined as operating under the umbrella of Environmental Management. There are four distinct and related elements to be included:

- (1) Identify best practices in the Alcohol and other Drug education space and develop pathways to share those broadly.
- (2) Develop modules with baseline information that coaches, students, and other stakeholders need to know.
- (3) Promote effective resources within the context of the environmental model.
- (4) Identify the gaps in existing program offerings and develop resources or programming to target those gaps.

It is anticipated that a pilot resource will be made available to a limited number of institutions by August 1, 2012, with an initial focus on alcohol abuse prevention. Over time, the resource will be offered to all Division III members and include substances beyond alcohol.

Presidents Council. The Council accepted the information.

c. Academic Reporting.

Management Council. The Council received a preliminary report on the year-two findings of the Academic Reporting Pilot Program. The next steps for the pilot are to distribute the honorariums, seek feedback from participating schools concerning utility and relevance, share the pilot findings with multiple governance groups before Convention, and conduct a membership wide discussion of findings and the potential future of the program at the Convention Issues Forum.

Presidents Council. The Council received the report and began to discuss the implications of the findings, as well as the future of academic reporting for the division. Future actions will be considered after the 2012 Convention forum discussion.

d. Conference/Independent Meetings Update.

Management Council. The Council received an update on Stan Ching’s visit to the New England Small College Athletic Conference, and Dan Dutcher’s visit to the Eastern College Athletic Conference meetings.

Presidents Council. No action was necessary.

e. Virtual Focus Group Communication (VFG).

Management Council. The Council reviewed the VFG responses regarding Communication #23 on favorite technology products and services and ways to better present speaking points about Division III experience to coaches, administrators, and other important audiences.

Presidents Council. No action was necessary.

6. 2012 NCAA CONVENTION.

a. Proposal Groupings.

Management Council. The Management Council recommended the following proposal grouping and voting order for the 2012 Convention:

Presidents Council Grouping (Three Roll-Call Votes).

1 (2-10) - Division Membership – Division III Philosophy Statement – Affirmation and Clarification of Undergraduate Experience, Broad-Based Athletics Programs, Participation in Non-Athletic Pursuits and Autonomy in Eligibility Standards.

2 (2-1) - NCAA Membership – Member Conference – Conditions, Obligations Privileges and Automatic Qualification – Core Institution.

3 (2-9) - Playing and Practice Seasons – General Playing-Season Regulations – Required Sickle-Cell Testing.

General Grouping (Seven Non Roll-Call Votes).

4 (2-3) - Amateurism and Executive Regulations – Financial Donations and Advertising and Sponsorship of NCAA Championships – Professional Sports Organizations.

5 (2-2) - Personnel – Conduct of Athletics Personnel – Certified Strength and Conditioning Coaches – Required Sports-Safety Training.

6 (2-7) - Playing and Practice Seasons – Required Day Off – Voluntary Strength and Conditioning Activities Prohibited During Required Day Off.

7 (2-4) - Recruiting – Permissible Electronic Transmissions.

8 (2-5) - Recruiting – Electronic Transmissions – Allowing Text Messaging.

9 (2-6) - Eligibility – Hardship Waiver – Practice After Injury.

10 (2-8) - Playing and Practice Seasons – General Playing Season Regulations – Postseason Activities – Exempting One Postseason Championship From the 18 or 19 Week Declared Playing Season.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

b. Membership-Sponsored Legislation.

2012 Division III Convention Proposal Positions. The Councils reviewed responsibilities associated with Convention proposal speaking assignments and after review of committee statements, took formal positions on the following membership-sponsored proposals as presented below. It should be noted that the Presidents Council was not requested to take a position on any of the proposals as a result of the adoption of 2011 Convention Proposal No. 1.

- **CON 2-4 – Recruiting – Permissible Electronic Transmissions.**

Presidents Council. No action was necessary.

Management Council. The Management Council determined that the complexity of the issues both for and against the use of social media in recruiting warranted taking no position. The Council noted the particularly historical importance of the NCAA Division III Student-Athlete Advisory Committee's position regarding this topic and therefore will revisit this decision at its January meeting when it has the formal position from the Student-Athlete Advisory Committee.

Interpretations and Legislative Committee. The committee took no position on this proposal. The committee could not come to a majority position regarding the use of social media. The committee does however support deregulating the use of text messaging as a means to communicate with prospective student-athletes.

Student-Athlete Advisory Committee. The committee informally took no position on this proposal (official position not available until November).

- **CON 2-6 – Eligibility – Hardship Waiver – Practice After Injury.**

Presidents Council. No action was necessary.

Management Council. The Management Council opposed this proposal. The Council determined that this proposal represents a rule for a limited minority of individuals that abuse the hardship rule to work around the "redshirt" prohibition. Generally, the current application of the medical hardship rule is effective for dealing with student-athletes that incur season ending injuries. The impact of this proposal would result in taking away opportunities from the vast majority of student-athletes that comply with the rule.

Interpretations and Legislative Committee. The committee opposed the proposal expressing concern with the detrimental impact on student-athletes. Further, the committee questioned the clarity of the prohibition set forth in the proposal and the potential inconsistent application based on this lack of clarity.

Student-Athlete Reinstatement Committee. The committee opposed the proposal. The current application of hardship waiver legislation is effective in dealing with student-athletes suffering incapacitating injuries or illnesses following limited participation. In addition, the scope of participation is supported by the conclusions of medical personnel associated with a student-athlete's recovery. Finally, the committee noted the proposal could place institutions and conferences in difficult positions associated with determining permissible and impermissible activities (possibly after the fact), as well as create additional resource challenges at the campus level.

Academic Issues Subcommittee. While the committee submitted a statement of support for this proposal in its report, conversation during the Management Council meeting resulted in subcommittee members taking a position of opposition, consistent with the Management Council position stated above.

Student-Athlete Advisory Committee. The committee informally opposed this proposal (official position not available until November). Rehab activities during practice allow injured student-athletes to stay connected to the team. These individuals are still on the roster and should be allowed to be involved in practices to the extent possible with the injury. This proposal seems to punish the majority of injured student-athletes due to concern of abuse by a few.

- **CON 2-7 – Playing and Practice Seasons – Required Day Off – Voluntary Strength and Conditioning Activities Prohibited During Required Day Off.**

Presidents Council. No action was necessary.

Management Council. The Management Council opposed this proposal. The Council did not see a need to impose additional monitoring and compliance measures both in and outside the playing season to ensure that on one day a week student-athletes do not engage in voluntary activities with a certified strength and conditioning coach. The Council and committees did not have any indication that these permissible activities were being abused and thus do not support legislation that would effectively impose additional compliance requirements.

Interpretations and Legislative Committee. The committee opposes this proposal. The committee also discussed if the proposal were split into two parts (in-season and out-of-season), that a prohibition on in-season workouts with certified strength and conditioning coaches on the mandatory day off would be supported. The committee agreed that by requiring the day off outside the

season, the institution would be required to monitor participation outside the season which is not currently permitted. Consequently, this would result in more oversight outside the playing season, resulting in the opposite of the intended effect of this proposal. Ensuring, however, that student-athletes are not engaging in a workout with the strength coach during the mandatory day off during the season has merit and should be supported.

Playing and Practice Seasons Subcommittee. The subcommittee opposed this proposal. The subcommittee agreed with the basic premise of this proposal that student-athletes should have a day off and not feel compelled to engage in voluntary strength and conditioning activities conducted by a certified strength coach on that day off. The subcommittee questioned, however, whether there was actually a problem that would compel the additional monitoring associated with the proposal. Specifically, the proposal that allowed the voluntary workouts with a certified strength and conditioning coach was not yet effective when Proposal No. 2-7 was submitted. Consequently, Proposal No. 2-7 is based on an anticipated problem that may not manifest itself, as opposed to an existing problem that mandates action. The subcommittee was not comfortable supporting such legislation. The subcommittee noted that if a problem arises the subcommittee would act accordingly, but at this time the subcommittee does not recognize a problem necessitating action.

Student-Athlete Advisory Committee. The committee informally supported this proposal (official position not available until November). The committee noted that the proposal mandates that a student-athlete not participate in a voluntary strength and conditioning activity conducted by a certified strength and conditioning coach during a required day off, but recognized that a student-athlete could still participate in a voluntary strength and conditioning session monitored for safety purposes by a certified strength and conditioning coach. Since the proposal ultimately still allows a dedicated student-athlete to pursue voluntary strength and conditioning activities on a required day off, the committee recognized the proposal's intent to protect student-athletes' time and student-athlete voluntary participation during the off season.

- **CON 2-8 – Playing and Practice Seasons – General Playing Season Regulations – Postseason Activities – Exempting One Postseason Championship From the 18 or 19 Week Declared Playing Season.**

Presidents Council. No action was necessary.

Management Council. The Management Council opposed this proposal. The Council is opposed to allowing additional avenues to extend the playing season. While this proposal would effectively only impact one existing postseason championship, there is concern that this proposal would result in the creation of additional postseason opportunities. These opportunities would likely come with more missed class time for student-athletes and a financial impact to institutions.

Interpretations and Legislation Committee. The committee opposed this proposal, expressing concern with extending the playing season by allowing additional exemptions to the playing season. The committee also cited cost considerations associated with additional postseason opportunities and increased pressure for institutions to participate in postseason championship events as further basis to oppose this proposal.

Championships Committee. The committee opposed this proposal, noting that while certain season-ending tournaments (e.g., Eastern College Athletic Conference championships) are exempted from contest limitations and not from the playing season limitations, there is not a significant undue burden on institutions that choose to participate in these championships to warrant extension of the playing seasons as proposed. The committee expressed concern about the timing of such postseason championships under this proposal, which could result in a significant lengthening of the playing season. Further, the committee observed that this proposal is likely targeted to a specific area of the country where existing and traditional postseason championships occur, but could increase pressure on other institutions to establish new events in order to gain a competitive edge, thereby adding contests and increasing costs.

Playing and Practice Seasons Subcommittee. The subcommittee opposed this proposal because it unnecessarily extends the playing season. There was also concern expressed that the proposal would result in the establishment of new postseason tournaments resulting in institutions feeling compelled to participate and incurring greater expense. The subcommittee determined that the current limited post season exemptions were appropriate and do not warrant expanding.

Student-Athlete Advisory Committee. The committee informally supported this proposal (official position not available until November). This proposal equalizes postseason opportunities. The postseason is a reward for student-athletes and teams should be allowed to maximize contest opportunities during the regular season without having to save weeks for a potential (but uncertain) post-season opportunity.

c. Review of Noncontroversial Legislation Adopted by the Management Council per Constitution 5.3.1.1.1.

- **NC-2012-19 – Amateurism, Eligibility and Awards, Benefits and Expenses – World University Championships.**

Management Council. The Management Council adopted in legislative format a proposal to include the World University Championships in all bylaws that apply to the World University Games.

Presidents Council. No action was necessary.

- **NC-2012-20 – Committees – Association-Wide and Common Committees – Minority Opportunities and Interests Committee and Committee on Women’s Athletics – Composition.**

Management Council. The Management Council adopted in legislative format a proposal to increase, from 15 to the 18, the number of members of the Minority Opportunities and Interests Committee and the Committee on Women’s Athletics and to specify that the composition of the committees shall be equally distributed among the three divisions; further, to specify that one member of each committee shall be a current chancellor or president. The budget impact total is approximately \$6,960 for six new committee members.

Presidents Council. No action was necessary.

- **NC-2012-21 – NCAA Membership – Provisional Membership – Fee.**

Management Council. The Management Council adopted in legislative format a proposal to specify that the amount of the fee for provisional members shall be determined annually by the Membership Committee based on an analysis of the expenses and benefits associated with the membership process. The budget impact will be periodic increase to institutions in the membership process.

Presidents Council. No action was necessary.

- **NC-2012-22 – Awards, Benefits and Expenses – Expenses Provided by the Institution for Practice and Competition – Two National Team Tryouts.**

Management Council. The Management Council adopted in legislative format a proposal to permit an institution to provide actual and necessary expenses for a student-athlete to participate in not more than two national team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Pan American Games, World Cup, World Youth Championships, or World University Games. The budget impact is institutions with eligible student-athletes may bear the expense of additional national team tryouts.

Presidents Council. No action was necessary.

- **NC- 2012-23 – Committees – Association-Wide Committees – Rules Committees Without Championships Administration Responsibilities – Swimming and Diving, Track and Field and Wrestling.**

Management Council. The Management Council adopted in legislative format a proposal to establish a Men’s and Women’s Swimming and Diving Rules Committee, a Men’s and Women’s Track and Field Rules Committee and a Wrestling Rules Committee, as specified; further, to establish a Division III

Men's and Women's Swimming and Diving Committee, a Division III Men's and Women's Track and Field Committee and a Division III Wrestling Committee, as specified.

Presidents Council. No action was necessary.

- **NC-2012-24 – Committees – Student-Athlete Advisory Committee - Vacancies.**

Management Council. The Management Council adopted in legislative format a proposal to eliminate the requirement that the NCAA Division III Student-Athlete Advisory Committee select representatives when a vacancy occurs and requires the NCAA Division III Nominating Committee perform this duty; further, to specify that a member of the Student-Athlete Advisory Committee shall serve in an advisory capacity to the Nominating Committee for purposes of Student-Athlete Advisory Committee selections.

Presidents Council. No action was necessary.

d. Review of Administrative Regulations approved by the Management Council per Constitution 5.2.3.1.

- **ADM-2012-1 – Executive Regulations – Administration of NCAA Championships – Failure to Adhere to Policies and Procedures – Financial Penalties.**

Management Council. The Management Council adopted in legislative format a proposal to increase the maximum penalty from \$300 to \$600 for an institution's failure to adhere to published procedures for the submission of regular-season results, availability questionnaires and/or entry forms.

Presidents Council. No action was necessary.

- **ADM-2012-2 – Executive Regulations – Selection of Balance of Championship Field – Secondary Criteria – Ranking and Selection – Performance in Previous Championship Season – Football.**

Management Council. The Management Council adopted in legislative format a proposal in football, to specify that if all primary criteria are equal among teams with undefeated records, performance in the previous championship season may be considered in the secondary criteria.

Presidents Council. No action was necessary.

7. ASSOCIATION-WIDE UPDATES AND ISSUES.

a. Litigation Update.

Management Council and Presidents Council. The Councils accepted the Litigation Report. No action was necessary.

b. Governmental Relations Report.

Management Council and Presidents Council. The Councils accepted the Governmental Relations Report. No action was necessary.

c. NCAA Communications Task Force.

Management Council. NCAA staff members Wendy Walters and Ronnie Ramos visited the Council to provide an update on the NCAA Communication Task force, the charge of which was to examine and analyze all communication efforts and platforms that the national office staff has with the NCAA membership, including an examination of how the national office staff communicates both internally and externally. It is expected that the task force will offer recommendations to establish a more coordinated approach to membership communications and to achieve a more collaborative approach to internal staff communications. Task force recommendations include changing from an information “push” environment to a “pull” environment and making effective membership communication a leadership goal.

Presidents Council. No action was necessary.

d. Transgender Participation Resource.

Management Council. The Management Council received the guidebook “NCAA Inclusion of Transgender Student-Athletes.” The purpose of this resource is to provide guidance to NCAA athletic programs about how to ensure transgender student-athletes fair, respectful, and legal access to collegiate sports teams based on current medical and legal knowledge. It provides best practice and policy recommendations for intercollegiate athletic programs to provide transgender student-athletes with fair and equal opportunities to participate. In addition to specific policy recommendations for college athletics, the resource provides guidance for implementing these policies to ensure the safety, privacy, and dignity of transgender student-athletes as well as their teammates. Specific best practice recommendations are provided for athletic administrators, coaches, student-athletes and the media.

Presidents Council. No action was necessary.

e. NCAA President’s Report.

Management Council. The Council received a visit from NCAA President, Mark Emmert, who provided an update on the Division I Presidential retreat and subsequent reform initiatives. President Emmert also commented on his future vision for Division

III, where he desires to see continued strengthening of presidential leadership, greater attention to the specific attributes of the Division III platform, and more published data on the academic performance of student-athletes.

Presidents Council. The Presidents Council received the President's Report as part of its joint breakfast with the Division I Board of Directors and Division II Presidents Council.

f. Office of Inclusion Update.

Presidents Council. The Council received a visit from NCAA Executive Vice President, Bernard Franklin, and Director of Membership and Student-Athlete Affairs, Delise O'Meally. The staff provided an update on the Association's philosophical shift to view diversity as a metric, ensure that inclusion is valued in leadership and decision-making, moving the primary focus from development and delivery of programmatic elements to advocacy for best practices and policy development and to reorganize the governance structure.

Dr. Franklin also provided an update on the recently hosted Inclusion Summit (Challenges, Champions and Collaborative Strategies: Moving Toward a More Inclusive Culture). The Presidents Council asked about tools to spur dialog. The staff indicated that the Inclusion Summit video is posted on ncaa.org and the NCAA is making available representatives from the Office of Inclusion to present information at conference presidential meetings.

g. The Enforcement Experience.

Presidents Council. The Presidents Council engaged in an interaction session with the enforcement staff entitled 'The Enforcement Experience'. In this session, participants received a behind-the-scenes look at what goes on in an enforcement case, from investigation and hearing through penalty assessment. The Council advised the staff to highlight key points from the enforcement experience for presidents at the Convention and to look for opportunities to pursue broader presidential audiences following the Convention.

9. ADJOURNMENT.

Management Council. The Management Council meeting adjourned at 10:02 a.m.

Presidents Council. The Presidents Council meeting adjourned at 11:48 a.m.

A G E N D A

National Collegiate Athletic Association

Executive Committee

Indianapolis Marriott Downtown
Indianapolis, Indiana

January 13, 2012

1. Welcome and announcements.
2. Approval of August 11, 2011, meeting minutes. (Action) [Supplement No. 1]

Anticipated Action. Approve the August 11, 2011, meeting minutes.

3. NCAA President's report.
 - a.
 - b.
 - c.
4. NCAA Executive Committee Finance Committee report.

Anticipated Action. Review and approve financial statements and related reports.

- a. Fiscal year 2010-11 audited financial statements. (Action) [Supplement No. 2]
- b. Recommended uses of unallocated net assets. (Action) [Supplement No. 3]
- c. Recommended budget allocations for FY 2012-13, 2013-14 and 2014-15. (Action) [Supplement No. 4]
- d. First quarter fiscal year 2011-12 budget-to-actual. (Information) [Supplement No. 5]
- e. White Case Settlement Former Student-Athlete Fund. (Action) [Supplement No. 6]

5. NCAA Division I Board of Directors and Divisions II and III Presidents Councils reports.
(Action may be necessary from the reports.)

Informational. Receive oral reports from the chairs of the Division I Board of Directors and the Divisions II and III Presidents Councils regarding divisional issues that have Association-wide impact.

6. Future meetings. (Information)

Informational. Review dates of future Executive Committee meetings.

- a. August 1, 2012. Indianapolis, Indiana.
 - b. January 18, 2013. Grapevine, Texas.
 - c. July 31, 2013. Indianapolis, Indiana.
7. Adjournment.

Division III Strategic Positioning Platform

NCAA Mission

What the brand wants to accomplish

To govern competition in a fair, safe, equitable and sportsmanlike manner, and to integrate intercollegiate athletics into higher education so that the educational experience of the student-athlete is paramount.

DIII Positioning Statement

Who we are

Follow your passions and discover your potential. The college experience is a time of learning and growth – a chance to follow passions and develop potential. For student-athletes in Division III, this happens most importantly in the classroom and through earning an academic degree. The Division III experience provides for passionate participation in a competitive athletics environment, where student-athletes push themselves to excellence and build upon their academic success with new challenges and life skills. And student-athletes are encouraged to pursue the full spectrum of opportunities available during their time in college. In this way, Division III provides an integrated environment for student-athletes to take responsibility for their own paths, follow their passions and find their potential through a comprehensive educational experience.

DIII Attributes

What we stand for

- Proportion:** appropriate relation of academics with opportunities to pursue athletics and other passions.
- Comprehensive Learning:** opportunity for broad-based education and success.
- Passion:** playing for the love of the game, competition, fun and self-improvement.
- Responsibility:** development of accountability through personal commitment and choices.
- Sportsmanship:** fair and respectful conduct toward all participants and supporters.
- Citizenship:** dedication to developing responsible leaders and citizens in our communities.

NCAA Brand Attributes

Balance

Learning

Spirit

Character

Fair Play

Community

Audiences

Who we are addressing

- Student-Athletes / Parents
- DIII Internal Constituencies
- General Public / Media

Audience Benefits

Key benefits of the DIII experience

- Continue to compete in a highly competitive athletics program and retain the full spectrum of college life.
 - Focus on academic achievement while graduating with a comprehensive education that builds skills beyond the classroom.
 - Access financial aid for college without the obligations of an athletics scholarship.
 - Opportunities to play more than one sport.
 - Be responsible for your own path, discover potential through opportunities to pursue many interests.
- Academics are the primary focus for student-athletes. Shorter practice and playing seasons, no red-shirting and regional competition minimize time away from their academic studies and keep student-athletes on a path to graduation.
 - Student-athletes are integrated on campus and treated like all other members of the general student-body, keeping them focused on being a student first.
 - Participation in athletics provides valuable “life lessons” for student-athletes (teamwork, discipline, perseverance, leadership, etc.), which often translate into them becoming better students and more responsible citizens.
- Division III institutions develop student-athlete potential through a comprehensive educational approach.
 - Division III institutions offer athletics for the educational value and benefit to the student-athlete, not for the purposes of revenue generation or entertainment.
 - Participation in athletics provides valuable “life lessons” for student-athletes (teamwork, discipline, perseverance, leadership, etc.), which often translate into them becoming better students and more responsible citizens.
 - Student-athletes compete in a highly competitive athletics program and retain the full spectrum of college life.
 - Student-athletes do not receive monetary incentive to play sports but rather participate for the love of the game.

Reasons to Believe

Supporting features of DIII

- 1. Comprehensive educational experience.** Division III institutions develop student-athlete potential through a holistic educational approach that includes rigorous academics, competitive athletics and opportunity to pursue other interests and passions.
- 2. Integrated campus environment.** About one-quarter of all students at Division III institutions participate in athletics. Those participating in athletics are integrated into the campus culture and educational missions of their colleges or universities:
 - Student-athletes are subject to admission and academic performance standards consistent with the general student body;
 - Student-athletes are not provided any special housing, services or support from their institution different from other students or student groups;
 - Athletics departments are regulated and managed through the same general procedures and practices as other departments of the institution.This integration of athletics allows the student-athletes to take full advantage of the many opportunities of campus life and their entire collegiate experience.
- 3. Academic focus.** Student-athletes most often attend a college or university in Division III because of the excellent academic programs, creating a primary focus on learning and achievement of their degree. The division minimizes the conflicts between athletics and academics through shorter playing and practice seasons, the number of contests, no red-shirting or out-of-season organized activities, and a focus on regional in-season and conference play.

- 4. Available financial aid.** Three-quarters of all student-athletes in Division III receive some form of grant or non-athletics scholarship. Student-athletes have equal opportunity and access to financial aid as the general student body – but are not awarded aid based on athletics leadership, ability, performance or participation.
 - Division III does not award athletics scholarships. Without the obligation of an athletics scholarship, student-athletes can emphasize academics, athletics and other opportunities of college life appropriate to the necessary commitment and their own passions.
- 5. Competitive athletics programs.** Student-athletes do not receive any monetary incentive (athletics scholarship) to play sports in college. They play for the love and passion of the game and to push themselves to be their best, creating an intense, competitive athletics environment for all who participate.
- 6. National championship opportunities.** Division III has more than 170,000 student-athletes competing annually, with access to 38 different national championships. These competitions provide an opportunity for student-athletes to compete at the highest level and fulfill their athletics potential.
- 7. Commitment to athletics participation.** Division III institutions are committed to a broad-based program of athletics because of the educational value of participation for the student-athlete. The division has a higher number and wider variety of athletics opportunities on average than any other division in the NCAA, emphasizing both competitive men’s and women’s sports.





SUMMARY FROM 2011-12 PURCHASING WEBSITE
December 8, 2011

Amount Allocated		\$	251,500.00
Institutions 446 (\$500 each)		\$	223,000.00
+ Carryover credit from 2010-11			1,000.00
Conferences 43 (\$500 each)			21,500.00
Single Sport Conferences (\$500 each)			6,000.00
Amount Spent to Date			
Institutions 143 (32.1%)		\$	77,344.61 (540.87 avg.)
Grant in lieu of credit 1			500.00 (500.00 avg.)
Conferences 11 (25.6%)			7,558.01 (687.09 avg.)
Grant in lieu of credit 0			0.00 (0.00 avg.)
Single-Sport Confs. 0			0.00 (0.00 avg.)
GROSS TOTAL		\$	85,402.62
Amounts spent beyond credit			(8,467.24)
CREDIT TOTAL		\$	76,935.38 (30.6%)

Have not purchased:

- 302 institutions
- 32 conferences

Most popular items:

- Co-branded T-shirt S-XL (68 orders/7191 units)
- Water cooler (51 orders/128 units)
- Lanyards (48 orders/131 units)
- Co-branded media backdrops (42 orders/43 units)
- Media backdrop frame (29 orders/33 units)
- Co-branded T-shirt XXL+ (28 orders/383 units)
- Co-branded 10x4 banner (25 orders/48 units)
- 6-foot throw (27 orders/30 units)

NCAA/12/08/2011:jlc

IDENTITY INITIATIVE-RELATED ACTIVITIES AT 2012 CONVENTION

Time has been scheduled during the general business session of the 2012 Convention in Indianapolis to present recent developments in activation of the Division III Identity Initiative. The following is a description of scheduled presentations during that portion of the business session during the morning of Saturday, January 14, as well as other activities planned during the Convention related to activation of the initiative.

PROGRAMMING

The general business session will open with presentations reflecting three aspects of the Identity Initiative:

- Immediately after convening the general business session, President Jim Bultman will open with brief remarks introducing the morning's programming regarding the Identity Initiative, beginning with a segment acknowledging Division III's partnership with Special Olympics. He then will introduce Jason Plante, a student at Purdue University and a member of Special Olympics Indiana. Mr. Plante will present a motivational address similar to remarks he presented during the July 24 joint meeting of the Division III Management Council and Student-Athlete Advisory Committee to advocate on behalf of Special Olympics and acknowledge Division III student-athletes for their support for the partnership. His remarks will serve to encourage continuing support by member institutions for Special Olympics programming and other efforts to support Division III's partnership with Special Olympics. (Length: To be determined.)
- The next segment will serve to introduce a new generation of videos featuring student-athlete descriptions of the Division III experience, which will be made available to the membership for a variety of uses beginning in January. President Bultman will briefly explain the purposes and themes of the new videos and introduce a new "long" video (3-4 minutes in length), which is representative of the look and feel of a new family of Identity Initiative videos that also includes three 30-second public-service announcements and three 60-second "featurettes" focusing in the themes of "Discover," "Develop" and "Dedicate." President Bultman also will explain that the 60-second videos and the "long" video will be available in formats customizable to institutional and conference use. (Length: Approximately 7 minutes.)
- President Bultman will conclude the general business session segment relating to the Identity Initiative with remarks promoting institutional participation in the inaugural Division III Week, scheduled for April 9-15. The remarks will include a brief description of the purpose of Division III Week, which is to involve institutions in a national effort to demonstrate Division III's attributes of proportion, comprehensive learning, passion, responsibility, sportsmanship and citizenship through programming that focuses on student-athletes academic, athletic and community-service achievement. The remarks will be accompanied by a photographic slide show illustrating such activities and introducing a logo created for the observance. (Length: Approximately 5 minutes.)

SIGNAGE

In addition to customary signage on the dais and within the ballroom where Division III will conduct its issues forum (Friday morning, January 13) and the general business session, a new series of banners is being produced for display in various areas where Division III meetings will be held. The banners, which are designed to display either in one location as a complete set or to be divided for use in smaller meeting spaces, feature recent and current student-athletes (including several who also are featured in the new generation of videos) and illustrate the Division III themes of “Discover,” “Develop,” and “Dedicate.”

MENTOS

In keeping with the practice of prior Conventions, Division III delegates to the Convention will receive the following mementos in the general business session: a Division III-branded travel mug/tumbler, and a newly designed Division III-branded lapel pin. (Delegates also will receive a coupon in their registration packets applicable toward the purchase of Division III-branded merchandise to be offered for sale during the Convention.)

SUPPLEMENT NO. 6

**MANAGEMENT
COUNCIL REPORT**

WILL BE

DISTRIBUTED

AT THE

MEETING

**REPORT OF THE
NCAA DIVISION III STRATEGIC PLANNING
AND FINANCE COMMITTEE**

ACTION ITEMS.

- None.

INFORMATIONAL ITEMS.

1. **Division III Budget to Actual and Six Year Projection.** The 2010-11 final budget to actual includes \$26,024,010 in revenue and \$23,164,990 in expenses [See Attachment A]. As of November 1, 2011, the current 2011-12 budget includes actual revenue of \$24,709,000 and actual expenses of \$4,397,453 [See Attachment B]. The expense total is comprised primarily of the Conference Grant Program, Strategic Alliance Matching Grant Program and Division III Internship Program, each of which pay significant expenses at the beginning of the fiscal year. The current six-year projection includes selected new initiatives for 2011-18, but others will likely be added as part of the 2012-15 budget planning process.

[NOTE: Attachment B has been updated since the Strategic Planning and Finance Committee teleconference.]

2. **Preliminary 2012-15 Budget Considerations.** The committee reviewed the series of championship and nonchampionship initiatives under consideration for the 2012-15 budget. The review provided the committee an opportunity to ask questions about the initiatives and provide guidance to the championships committee and staff prior to formal consideration of these budget initiatives on the committee's February teleconference. Initiatives under consideration for inclusion in the 2012-15 budget are described below.

	Initiative	Estimated annual expense	Program description
A	FAR Institute	\$85,000	<p>This program is designed to enhance the effectiveness of FARs at the campus, conference and national levels. It operated on a pilot basis in 2010 and 2011 with a budget allocation of \$75,000. Actual expenses were closer to \$80,000.</p> <p>The committee reviewed nomination and selection history by conference as well as participant evaluations.</p>

	Initiative	Estimated annual expense	Program description
B	MOAA Institute	\$50,000	<p>The Minority Opportunities in Athletics Association (MOAA) has requested that Division III engage in a partnership to provide enhanced educational opportunities to advance ethnic minorities in the profession of collegiate athletics administration. MOAA has proposed a two-phased plan to (1) develop current minority administrators via a symposium conducted at the NACDA and Affiliates Convention week and (2) increase the number of ethnic minorities in candidate pools for Division III positions via hosting a specialized workshop regarding the recruitment, development and retention of minority administrators.</p> <p>The committee advised the staff that phase two should be the initial focus of this partnership (enhancing candidate pools) followed later by the proposed phase one (enhanced development for ethnic minority individuals already holding administrative positions). See related informational item No. 3.</p>
C	NASPA Drug Education Collaboration	\$600,000	<p>The NCAA Division III and NASPA partnership will promote an integrated model for on-campus collaborations among student affairs and athletics professionals and provide resources to deliver effective alcohol and drug education for the well-being and success of all students.</p>
D	Division III Staffing	\$200,000	<p>In its April meeting, the NCAA Executive Committee approved a recommendation to grant Divisions II and III financial flexibility for dollars already allocated to Divisions II and III to manage potential support and staffing needs as membership increases over the next several years.</p> <p>The Division III governance staff is proposing an addition of two FTEs (to be placed in Academic and Membership Affairs and Governance) and the use of contract support to provide enhanced service to the Division's 442 active and provisional institutions and 42 conferences.</p>

	Initiative	Estimated annual expense	Program description
E	Special Olympics Activation	\$50,000	<p>The purpose of the partnership is to improve the lives of Special Olympics athletes through their involvement with Division III student-athletes and to foster a mutual learning experience between Division III student-athletes and Special Olympics athletes.</p> <p>Through this partnership, Division III student-athletes across the country will be encouraged to participate in existing Special Olympics events, create their own events, or otherwise serve to support Special Olympics organization. The activities pursued by student-athletes will vary in each state and region, tailored to best utilize the student-athletes' time and local resources.</p> <p>This partnership provides the opportunity for student-athletes to engage with Special Olympics and collaborate with existing student-led programs on campus.</p> <p>The Division III budget allocation will support the Special Olympics activities conducted at Division III Championships and related signage.</p>
F	Sports Information Professional Development	\$50,000	<p>The division currently provides professional development support to SIDs through Tier I of the Conference Grant program. Conferences are annually required to support at least one SID to attend a professional development event.</p> <p>This allocation would support enhanced professional development opportunities for campus SIDs. The initiative began as a result of CoSIDA asking Division III to consider issuing a model strategic communications document and the Division III SIDA response to that request indicating that Division III SIDs feel that they have both influence and respect on their individual campuses, but they do lack in staff support.</p>

	Initiative	Estimated annual expense	Program description
G	Championships Initiatives	\$3,341,373	<p>The sum total of all requests from all sport committee's totals over \$3 million, but the Championships Committee will prioritize which of these requests it believes should be funded. The requests focus primary on per diem increase, funding the recently approved travel party size increases, field size enhancements, and officiating enhancements.</p> <p>The committee advised that the Championships Committee retain as a priority the goal of fully funding all Division III championships.</p>

3. **NCAC Branch Rickey Mentor Program.** The committee reviewed information received from the North Coast Athletic Conference (NCAC) to identify current female and ethnic or racial minority NCAC students with interests in coaching, athletic administration or sports information careers and to help develop them into potential candidates for NCAC members.

The mentoring program is a professional shadowing experience that matches veteran NCAC athletic administrators and coaches with female and minority students who aspire to a career in college athletics. This experience provides mentees access to the full scope of what it means to be a collegiate athletics professional on and off the courts and fields, prior to, during and after game days. The goal is to show exactly what athletics professionals do in their jobs.

The committee endorsed providing financial support to this effort and also endorsed the general concept of developing Division III student-athletes into Division III athletics professionals.

4. **Division III Identity Initiative.** The committee reviewed a status report on recent and current activation of the Division III Identity Initiative. In 2010-11, over 90 percent of institutions and conferences purchased identity activation resources. The most popular purchased items were media backdrops, feather flags and A-frame banners. Approximately 85 percent of championships finals sites displayed initiative signage. The inventory of available signage for use at championships will increase each year, and division-specific messaging will be added to webcasts of championship competition (e.g., during timeouts, at halftime, etc.). In addition, institutions will receive a \$500 credit in

2011-12 to purchase Division III Identity Initiative items on the Purchasing Website as well as receive activation kits in October 2011 and February 2012.

5. **Academic Reporting Pilot.** The committee reviewed the current status and considered next steps of the Division III Academic Reporting Pilot. In the weeks prior to the 2012 NCAA Convention, honorariums will be distributed, feedback will be collected from participating schools regarding utility and relevance, and the preliminary pilot findings will continue to be shared with governance groups. A final pilot report will be presented to the full membership at the Issues Forum of the Convention, where delegates will be asked to engage in roundtable conversation on this topic.
6. **Financial Dashboards Pilot.** The committee reviewed the Division III Dashboard Indicators Pilot Program Timeline noting that final reports are to be shared with the Presidents and Management Councils during their January meeting; as well as the entire membership during the Convention's Business Session, Saturday, January 14.
7. **NCAA Student-Athlete Affairs Programming Update.** The committee received an update on the Division III programs administered by NCAA Student-Athlete Affairs. The Student-Athlete Leadership Forum is in its second year of a new format. Over 650 student-athletes have participated in the first two years of this updated program, with 185 of those being Division III student-athletes. The 2010 and 2011 Student-Athlete Affairs grant provided 75 Division III member institutions up to \$2,000 in grant money totaling approximately \$141,000 each year. Division III also set aside \$80,000 in 2010-11 to conduct campus based or regional division-specific initiatives. Those dollars were used to conduct a Boston, Massachusetts effective facilitation workshop, two effective facilitation workshops in concert with the NCAA Regional Rules conference and several campus and conference workshops. 2011-12 dollars will continue to be used to provide customized programming and requested initiatives to Division III student-athletes and athletics professionals.
8. **Conduct Foul Program Update.** The committee reviewed the Executive Summary of the NCAA Division III 2010-11 Conduct Foul Program and noted the continued success of the program to decrease conduct fouls in those conferences that participate in real time reporting.

9. **2012-15 Draft Scorecard.** The committee reviewed an updated draft of the 2011-12 Division III Governance Scorecard and endorsed the sponsorship of a comprehensive, division-wide survey during 2012-13 to understand current needs, challenges and successes. A similar survey has not occurred since February 2008.

Committee Chair: Jim Schmotter, Western Connecticut State University

Staff Liaison: Beth Barnett, Finance

Dan Dutcher, Division III Governance

Eric Hartung, Research

Leah Kareti, Division III Governance

Jeff Myers, Academic and Membership Affairs

Andrea Worlock, Finance

<u>The National Collegiate Athletic Association</u>				
<u>2010-11 Division III Budget-to-Actual (FINAL)</u>				
	2009-10	2010-11		
	Year-to-date		Year-to-date	
	Actual	Budget	Actual	Difference
Revenue:				
Division III 3.18% Revenue Allocation	24,220,734	24,073,000	26,024,010	(1,951,010)
Total Revenue	24,220,734	24,073,000	26,024,010	(1,951,010)
Expenses:				
Championship Expenses				
Men's Championships				
Baseball	1,451,017	1,692,740	1,638,032	54,708
Basketball	735,473	805,050	780,610	24,440
Cross Country	419,662	499,060	545,613	(46,553)
Football	1,296,360	1,366,150	1,262,599	103,551
Golf	400,673	498,890	459,146	39,744
Ice Hockey	246,042	314,180	349,186	(35,006)
Lacrosse	325,801	365,720	397,894	(32,174)
Soccer	861,497	1,001,740	908,911	92,829
Swimming & Diving	408,265	522,680	496,033	26,647
Tennis	464,179	498,360	491,858	6,502
Indoor Track	360,752	385,820	338,679	47,141
Outdoor Track	518,071	647,970	615,139	32,831
Volleyball	-	-	4,431	(4,431)
Wrestling	227,423	287,780	249,990	37,790
Championship Webcasting	15,000	15,000	-	15,000
Total Men's Championships	7,730,215	8,901,140	8,538,121	363,019
Women's Championships				
Basketball	817,341	928,860	875,894	52,966
Cross Country	418,053	507,820	519,898	(12,078)
Field Hockey	341,845	381,850	376,701	5,149
Golf	241,560	275,010	271,706	3,304
Ice Hockey	286,524	229,830	190,750	39,080
Lacrosse	452,249	591,180	490,508	100,672
Rowing	372,747	417,570	370,553	47,017
Soccer	963,440	976,050	1,008,694	(32,644)
Softball	1,278,421	1,292,700	1,439,319	(146,619)
Swimming & Diving	386,893	530,220	507,219	23,001
Tennis	495,459	577,320	510,702	66,618
Indoor Track	372,621	400,360	346,480	53,880
Outdoor Track	529,067	660,160	616,560	43,600
Volleyball	778,644	969,720	837,116	132,604
Championship Webcasting	15,000	15,000	-	15,000
Total Women's Championships	7,749,865	8,753,650	8,362,098	391,552
Championships Expense	15,480,080	17,654,790	16,900,219	754,571
Overhead	247,400	289,100	289,100	-
Total Championships Expense	15,727,480	17,943,890	17,189,319	754,571

Strategic Initiative Conference Grants	1,845,850	2,234,300	2,205,440	28,860
Other Division III Strategic Initiatives				
NAD3AA Partnership	61,698	51,000	47,166	3,834
SWA Enhancement Grant Program (NACWAA)	17,049	20,000	16,817	3,183
Division-wide Sportsmanship Initiative	11,000	15,000	16,250	(1,250)
Strategic Alliance Matching Grant	472,673	670,000	630,064	39,936
Women & Minority Intern Program	814,623	820,000	753,783	66,217
Regional Seminar Planning	15,000	15,000	15,000	-
S-A Leadership Conference	676,208	400,000	307,209	92,791
Campus-based Student-Athlete Leadership Programming	-	80,000	45,000	35,000
Drug and Alcohol Education	14,000	-	-	-
Drug Education and Testing Pilot	-	125,000	-	125,000
FAR Institute	-	75,000	80,752	(5,752)
Conference Commissioners Meeting	7,157	15,000	11,602	3,398
Academic Reporting Stipend	-	50,000	50,000	-
Division III Identity Program	129,357	600,500	561,888	38,612
Officiating	52,950	150,000	149,984	16
Division III Contributions	100,000	-	50,000	(50,000)
Division III Financial Recovery Insurance	200,000	200,000	150,000	50,000
Other Division III Initiatives	-	90,000	28,716	61,284
Overhead Allocation	786,500	856,000	856,000	-
Total Program Expenses	5,204,065	6,466,800	5,975,672	491,128
Total Division III Expenses	20,931,545	24,410,690	23,164,990	1,245,700
Excess Revenue over Expense	3,289,189	(337,690)	2,859,020	
Add: Previous Year's Fund Balance (Unallocated/Unused Funds)	14,172,756	17,461,945	17,461,945	
Total Fund Balance (Funds Available for Reserve/Future Use)	17,461,945	17,124,255	20,320,964	
Less: Mandated Reserve Funds Needed (Note 1)	2,422,073	9,258,400	10,819,208	
Total Funds Available for Contingency/Future Use	15,039,871	7,865,855	9,501,756	
Less: Encumbered for future year programs (Note 2)	970,250	488,000	488,000	
Total Division III Projected Unallocated Funds	14,069,621	7,377,855	9,013,756	
<p><u>Note 1:</u> The Mandated Reserve Funds Needed equals 80% of the annual revenue allocation less the \$10 million in Division III financial recovery insurance coverage.</p> <p><u>Note 2:</u> Amount of Encumbered for Future Year Programs is based on proposed budget initiatives/increases for the next budget cycle.</p>				

<u>The National Collegiate Athletic Association</u>				
<u>2011-12 Division III Budget-to-Actual (as of November 30, 2011)</u>				
	2010-11	2011-12		
	Year-to-date		Year-to-date	
	Actual	Budget	Actual	Difference
Revenue:				
Division III 3.18% Revenue Allocation	26,024,010	24,709,000	24,709,000	-
Total Revenue	26,024,010	24,709,000	24,709,000	-
Expenses:				
Championship Expenses				
Men's Championships				
Baseball	1,638,032	1,719,040	(3,672)	1,722,712
Basketball	780,610	805,550	1,486	804,064
Cross Country	545,613	555,635	51,146	504,489
Football	1,262,599	1,374,050	74,248	1,299,802
Golf	459,146	505,490	5,486	500,004
Ice Hockey	349,186	319,280	(158)	319,438
Lacrosse	397,894	389,620	9,495	380,125
Soccer	908,911	1,026,240	145,471	880,769
Swimming & Diving	496,033	531,180	8,319	522,861
Tennis	491,858	519,560	649	518,911
Indoor Track	338,679	388,320	717	387,603
Outdoor Track	615,139	674,270	(629)	674,899
Volleyball	4,431	247,800	(750)	248,550
Wrestling	249,990	287,380	(702)	288,082
Championship Webcasting	-	15,000	-	15,000
Total Men's Championships	8,538,121	9,358,415	291,107	9,067,308
Women's Championships				
Basketball	875,894	945,560	1,144	944,416
Cross Country	519,898	530,595	24,150	506,445
Field Hockey	376,701	388,050	38,596	349,454
Golf	271,706	279,110	1,481	277,629
Ice Hockey	190,750	231,430	444	230,986
Lacrosse	490,508	574,980	1,419	573,561
Rowing	370,553	413,470	(507)	413,977
Soccer	1,008,694	1,032,350	4,973	1,027,377
Softball	1,439,319	1,364,000	32,910	1,331,090
Swimming & Diving	507,219	538,020	5,264	532,756
Tennis	510,702	589,520	(67)	589,587
Indoor Track	346,480	402,760	(905)	403,665
Outdoor Track	616,560	711,360	1,726	709,634
Volleyball	837,116	943,720	20,904	922,816
Championship Webcasting	-	15,000	-	15,000
Total Women's Championships	8,362,098	8,959,925	131,532	8,828,394
Championships Expense	16,900,219	18,318,340	422,638	17,895,702
Overhead	289,100	366,550	91,638	274,913
Total Championships Expense	17,189,319	18,684,890	514,276	18,170,614

Strategic Initiative Conference Grants	2,205,440	2,384,300	2,326,668	57,632
Other Division III Strategic Initiatives				
NAD3AA Partnership	47,166	51,000	-	51,000
SWA Enhancement Grant Program (NACWAA)	16,817	20,000	-	20,000
Division-wide Sportsmanship Initiative	16,250	15,000	3,000	12,000
Strategic Alliance Matching Grant	630,064	670,000	618,281	51,719
Women & Minority Intern Program	753,783	820,000	636,449	183,551
Regional Seminar Planning	15,000	15,000	-	15,000
S-A Leadership Conference	307,209	356,000	60,104	295,896
Campus-based Student-Athlete Leadership Programming	45,000	80,000	6	79,994
Drug and Alcohol Education	-	125,000	322	124,678
Drug Education and Testing Pilot	-	150,000	-	150,000
FAR Institute	80,752	75,000	39,887	35,113
Conference Commissioners Meeting	11,602	15,000	-	15,000
Academic Reporting Stipend	50,000	-	-	-
Division III Identity Program	561,888	600,500	552,900	47,600
Officiating	149,984	-	-	-
Academic All-America Team Program (CoSIDA)	-	44,000	-	44,000
Division III Contributions	50,000	-	-	-
Division III Financial Recovery Insurance	150,000	200,000	100,000	100,000
Other Division III Initiatives	28,716	90,000	13	89,987
Overhead Allocation	856,000	861,000	215,250	645,750
Total Program Expenses	5,975,672	6,571,800	4,552,880	2,018,920
Total Division III Expenses	23,164,990	25,256,690	5,067,156	20,189,534
Excess Revenue over Expense	2,859,020	(547,690)	19,641,844	
Add: Previous Year's Fund Balance (Unallocated/Unused Funds)	17,461,945	20,320,965	20,320,965	
Total Fund Balance (Funds Available for Reserve/Future Use)	20,320,965	19,773,275	39,962,809	
Less: Mandated Reserve Funds Needed (Note 1)	10,819,208	9,767,200	9,767,200	
Total Funds Available for Contingency/Future Use	9,501,756	10,006,075	30,195,609	
Less: Encumbered for future year programs (Note 2)	488,000	600,000	600,000	
Total Division III Projected Unallocated Funds	9,013,756	9,406,075	29,595,609	
<p><u>Note 1:</u> The Mandated Reserve Funds Needed equals 80% of the annual revenue allocation less the \$10 million in Division III financial recovery insurance coverage.</p> <p><u>Note 2:</u> Amount of encumbered for future year programs is based on proposed budget initiatives/increases for the next budget cycle.</p>				

**2012 NCAA Convention Division III Legislative Proposals
Question and Answer Guide**

**Approved December 15, 2011, by the
NCAA Division III Interpretations and Legislation Committee**

Please note this is the second edition of the 2012 NCAA Convention Division III Legislative Proposals Question and Answer Guide. Future editions may be developed as questions are presented to the NCAA staff or the NCAA Division III Interpretations and Legislation Committee. Newly approved questions and answers are shaded in gray.

Understanding how to read the 2012 NCAA Convention Division III Official Notice.

1. How to read the NCAA Division III legislative proposals. When reviewing legislative proposals, it is important to note that:
 - a. The letters and words that appear in ~~italics and strikethrough~~ are letters and words in the current NCAA Division III rule that would be deleted with the adoption of the proposal;
 - b. The letters and words that appear in **bold face and underlined** are letters and words that would be added with the adoption of the proposal; and
 - c. The letters and words that appear in normal text are letters and words in the current Division III rule that would remain unchanged with the adoption of the proposal.
2. What appears in the white pages of the NCAA Division III Official Notice?
 - The white pages of the NCAA Division III Official Notice contain the legislative proposals that will be voted on individually at the NCAA Division III business session. Anticipated questions and answers related to each of the proposals appearing in the white pages are contained in the question and answer section.
3. What is the difference between the presidential grouping and the general grouping of proposals?

The NCAA Division III Presidents Council has determined that it will focus primarily on those national issues in Division III athletics that prompt widespread concern among Division III presidents or chancellors.

The Presidents Council has identified three proposals that it believes are of particular interest to Division III presidents or chancellors and has included them in the Presidents

Council grouping. The remaining proposals are included in the general grouping. All proposals have been identified by the Presidents Council for a roll-call vote.

4. What appears in the blue pages of the Official Notice?

- The blue pages of the Official Notice contain three types of legislative proposals. The proposals appearing in the blue pages have already been adopted by the authority of the NCAA Division III Management Council. These proposals have an immediate effective date from the time of adoption. These groups of proposals will be ratified by the NCAA Division III membership during the Division III business session. If a delegate objects to the incorporation of any one of these legislative proposals, that objection should be raised prior to the ratification of the package of proposals. It is preferred that any delegate intending to raise an objection also inform a member of the academic and membership affairs staff of that intent before the Division III business session. The Division III membership would then vote on the proposal in question via a separate action.

The question and answer document does not address proposals that are included in the blue pages. The blue pages however include an “additional information” section with each proposal that provides additional clarification regarding the proposal.

The three types of legislation contained within the blue pages are listed below.

- (1) Interpretations to be incorporated in the 2012-13 NCAA Division III Manual. These interpretations have already been accepted by the membership and the only issue that is before the membership is whether they should be set forth in the Division III Manual.
- (2) Noncontroversial legislation adopted by the Management Council. These proposals constitute all of the noncontroversial legislative changes the Management Council has adopted during the past year. The Management Council is permitted to adopt such legislation if it is necessary to promote the normal and orderly administration of the Association’s legislation.
- (3) Modifications of wording. These proposals are modifications to current legislation that have been shown to be consistent with the intent of the membership in adopting the current legislation. To approve such a change, the Management Council has determined that sufficient documentation and testimony exists to establish clearly the original

wording of the legislation requires modification to better reflect the original intent.

Video Series Detailing 2012 Convention Proposals.

The academic and membership affairs staff is creating a three-part educational video series designed to assist the membership in understanding the legislative content of the 2012 Convention proposals prior to voting. The video series details specific information regarding the proposals that will be voted on, and provides a tutorial on how to read and understand Division III proposals and properly use all of the resources available in preparation for the 2012 Convention. The release dates of the videos will be as follows:

Convention Video I: December 2, 2011;

Convention Video II: December 9, 2011; and

Convention Video III: December 16, 2011.

The video series can be found on the Division III home page by clicking on the “2012 Convention proposal videos” link in the Hot Topics box. The videos are also accessible to your institution by logging on to the Legislative Services Database for the Internet (LSDBi), and taking the following actions:

1. Click on the “Resources” tab (upper right of the page).
2. Look for the “Education Materials/Information” section (middle bottom of the page).
3. Click on the “AMA Education on Demand Videos” link (first link in that section).

These links will also be available for viewing the Post-Convention Update video in the weeks after the Convention.

Questions and Answers
2012 NCAA Convention Division III Legislative Proposals

Proposal Number: 2012-1 (2-10)

Title: DIVISION MEMBERSHIP -- DIVISION III PHILOSOPHY STATEMENT -- AFFIRMATION AND CLARIFICATION OF UNDERGRADUATE EXPERIENCE, BROAD - BASED ATHLETICS PROGRAMS, PARTICIPATION IN NONATHLETIC PURSUITS AND AUTONOMY IN ELIGIBILITY STANDARDS

Effective Date: Immediate.

Source: NCAA Division III Presidents Council.

Intent: To specify in the philosophy statement that Division III institutions: emphasize intercollegiate athletics as primarily focused on a four-year, undergraduate experience; encourage participation by maximizing the number and variety of sport offerings for their students through broad-based athletics program; assure that student-athletes are supported in their efforts to meaningfully participate in non-athletic pursuits to enhance their overall educational experience; and exercise institutional and/or conference autonomy in the establishment of initial and continuing eligibility standards for student-athletes.

Question No. 1: Are there penalties for not abiding by the principles in the philosophy statement?

Answer: No. The philosophy statement serves as a guide for Division III institutions, conferences, committees and councils to make policy and legislative decisions. The philosophy statement is not like other bylaws that have related enforcement provisions.

Question No. 2: Does Division III legislation already reflect these principles elsewhere in the legislation?

Answer: Yes. Legislation already exists outlining the academic expectations of Division III student-athletes, sport-sponsorship requirements for Division III institutions and playing season parameters.

Question No. 3: Does this proposal effectively eliminate the graduate participation exception set forth in Bylaw 14.1.9 that allows a graduate student to compete at the school he or she most recently attended as an undergraduate?

Answer: No. The exception set forth in Bylaw 14.1.9 would not be compromised as part of this proposal.

Question No. 4: Does this proposal effectively amend Bylaw 14.2.2 which allows a student-athlete 10 semesters or 15 quarters to complete his or her four years of participation?

Answer: No. A student-athlete would still be permitted 10 semesters or 15 quarters to complete his or her four years of participation.

Proposal Number: 2012-2 (2-1)

Title: NCAA MEMBERSHIP -- MEMBER CONFERENCE -- CONDITIONS, OBLIGATIONS PRIVILEGES AND AUTOMATIC QUALIFICATION -- CORE INSTITUTION

Effective Date: For the 2012-13 academic year.

Source: NCAA Division III Presidents Council [Management Council (Membership Committee and Championships Committee)].

Intent: To align the membership requirements for a conference with the automatic qualification requirements for a conference, by doing the following: (1) confirming that member conferences must be comprised of at least seven core Division III institutions; (2) specifying that institutions may be a core member in only one multisport conference; and (3) specifying that a member conference is entitled to a two-year grace period if it fails to satisfy the membership requirements. Finally, any institution considered a core institution in more than one multisport conference prior to September 1, 2011, may continue as a core institution in those conferences for purposes of satisfying the automatic qualification and conference membership requirements.

Question No. 1: How would the current definition of “core” be changed under this proposal?

Answer: Core is defined as an institution that participates in more than one sport within the conference. That would not change under the proposal. Per that definition, however, an institution could be considered core in multiple conferences. The proposal eliminates this flexibility and would add the limitation to the current definition requiring that an institution could only be core in one multisport conference.

Question No. 2: What is the significance of the definition of “core” under this proposal?

Answer: The determination of a “core” institution currently dictates if and when a conference gets an automatic qualification (AQ) to the NCAA championship. In short, a multisport conference that has seven core members (that have been core for two years) that sponsor the particular sport is immediately eligible for an AQ in that sport. A multisport conference may also be eligible for an AQ if, for a two year period, the conference had seven members, four of which must be core, sponsoring the sport and competing together for two years.

Question No. 3: What is the minimum number of institutions necessary to comprise a conference?

Answer: As of September 1, 2012, a conference must have at least seven active institutions. If this proposal passes, those seven active institutions could only count as one of the necessary seven institutions for one multisport conference. Passage of this proposal would require that a multisport conference be comprised of at least seven active core institutions.

Question No. 4: Would the proposal affect “single-sport conferences?”

Answer: No. The ability of institutions to form a single-sport conference and the process for a single-sport conference to receive an AQ would not be affected by this proposal. Core only refers to multisport conferences.

Question No. 5: What is an “umbrella” conference?

Answer: The term “umbrella” conference does not appear in the legislation, but it is understood to describe a multisport conference structure in which there are two independent conferences that allow their lower sponsored sports to come together to play in a third overarching, umbrella, conference and receive AQs within that third conference. All of the members of the third conference are primary members in one of the two other conferences. Consequently, under this proposal the third conference could not receive an AQ, because it would not have any core members. As stated above, any existing “umbrella” conferences would not be affected, but future formations of this type of conference would be prohibited under the proposal.

Question No. 6: Under the current rule what happens to a conference if the conference falls below the minimum required institutions?

Answer: The Management Council, at the recommendation of the NCAA Division

III Membership Committee, may immediately suspend or terminate the conference's membership in the NCAA.

Question No. 7: How does the proposal change the current rule, regarding the implications to a conference for falling below the minimum number of institutions?

Answer: This proposal provides a mandatory period of two academic years that is not currently required, before Management Council can suspend or revoke a conference's membership for failure to maintain seven core institutions. Under the proposal, if a conference fell below the seven required institutions, then the conference would have a grace period of two academic years to get back to seven members before Management Council, at the recommendation of the Membership Committee, could suspend or terminate the conference's membership.

Question No. 8: Explain how the two-year grace period applies to conference membership. How is it the same as the two-year grace period for AQs? How is it different?

Answer: This proposal would alter the penalty structure for conferences to align with the two year grace period for championships.

Example No. 1: A conference loses three members, reducing the conference membership to four core members. That conference had several AQs but now only four members play in each of those AQ sports. Under the current rule the conference would maintain its AQs for two years via the grace period legislation. That same conference, however, would not satisfy the minimum number of institutions necessary to exist as a conference and consequently is in jeopardy of losing its membership status. The process for revoking a conference's membership could conceivably occur before the AQ grace period expires. This proposal would align the two processes and allow for a membership grace period that coincides with the AQ grace period.

Example No. 2: A multisport conference loses two members. The conference has an AQ in field hockey but now only has six members that sponsor field hockey. The multisport conference, however still has eight active

members. Under both the current rule and the proposal there would not be any membership implications as the conference has maintained at least seven active institutions. The conference would maintain its AQ in field hockey through the grace period legislation.

Question No. 9: Would passage of this proposal effectively eliminate the process by which conferences have “associate” or “affiliate” members to earn an AQ?

Answer: No. This proposal clarifies the definition of core but keeps intact an institution’s discretion to align with a conference as an associate or affiliate member. Currently, a conference may earn an AQ by having four core members and three affiliate members. That will not change under the proposal. While an institution may be a core member in one conference, if its conference does not sponsor a particular sport, it could affiliate with another conference in that sport and be a part of the AQ process, but it may not be considered one of the necessary four core institutions.

Question No. 10: Does the grace period apply to other conditions of membership for a conference?

Answer: No. The grace period only applies to the composition requirements for a conference. During the grace period, a conference is required to sponsor five sports in three seasons, submit its NCAA Division III Conference Self-Study Guide and satisfy all other obligations of membership.

Question No. 11: What is the significance of the September 1, 2011, date set forth in the proposal?

Answer: The proposal allows institutions that were considered core in more than one multisport conference prior to September 1, 2011, to maintain those relationships. It would ensure that existing conference affiliations would not have to be altered. The date of September 1, 2011, is the date the proposal was first posted, and thus when institutions were first officially put on notice of the potential change.

Proposal Number: 2012-3 (2-9)

Title: PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING-SEASON REGULATIONS -- REQUIRED SICKLE CELL TESTING

Effective Date: August 1, 2012, for all student-athletes, including both new and continuing student-athletes.

Source: NCAA Division III Presidents Council [Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports)].

Intent: To require a sickle cell solubility test as part of the mandatory medical examination, unless documented results of a prior test are provided to the institution or the student-athlete declines the test and signs a written release; applicable to all student-athletes beginning their initial season of eligibility and continuing student-athletes.

Question No. 1: Under this proposal, would institutions be required to administer the sickle cell solubility test to transfer student-athletes prior to any athletics participation?

Answer: Yes, unless documented results of a prior test are provided to the institution or the transfer student-athlete declines the test and signs a written release.

Question No. 2: Would this proposal require institutions to administer the sickle cell solubility test to male students who practice with women's teams (i.e., male practice players)?

Answer: Yes, unless documented results of a prior test are provided to the institution or the male student declines the test and signs a written release.

Question No. 3: The mandatory medical examination must be administered within six months before participation in any practice, competition or out-of-season conditioning activities. Would this proposal require the sickle cell solubility test be conducted within the same six-month window of the mandatory medical examination?

Answer: Yes. This proposal, if adopted, would require an institution to include the sickle cell solubility test as part of the mandatory medical examination, which must be administered within six months prior to any athletics participation. In the event that a student-athlete was previously tested for the sickle cell trait, the documented results of that test must be provided to the institution within six months prior to athletics participation. Once the institution receives that documentation, the institution is not required to include the sickle cell solubility test as part of the mandatory medical examination for that student-athlete.

Question No. 4: Under this proposal, may an institution conduct the sickle cell solubility test as part of a medical examination during a prospective student-athlete's visit to campus to attend general orientation sessions conducted for all prospective students?

Answer: Yes.

Question No. 5: Would it be permissible, under this proposal, for an institution to mandate that all student-athletes sign a written release without offering the sickle cell solubility test?

Answer: No. The intent of this proposal is that student-athletes will be first offered the sickle cell solubility test and then, if they decline due to personal circumstances, knowing the risks associated with the sickle cell trait, a signed written release will be required. The written release provision should not be used by an institution to avoid the mandatory obligation to ensure the health, safety and well-being of student-athletes through testing for the sickle cell trait.

Question No. 6: If this proposal is adopted, will the NCAA provide a standard template document to institutions for the written release provision of this legislation?

Answer: No. Each institution should discuss with its legal counsel the need for developing an institution-specific written release form.

Question No. 7: Under this proposal, if a student-athlete declines the sickle cell solubility test and signs a written release, does the written release provision require that the release be signed by other individuals as well (e.g., parent, legal guardian)?

Answer: The signature of the student-athlete's parent or legal guardian is required if the student-athlete is a minor. If the student-athlete is not a minor, then the institution may decide whether additional signatures are required.

Question No. 8: Would this proposal require the results of the sickle cell solubility test be available before a student-athlete is permitted to participate in physical practice activities?

Answer: Yes. This proposal would require the result of the sickle cell solubility test be available before a student-athlete may participate in physical practice activities.

Question No. 9: Do all states require the testing of the sickle cell trait in newborns?

Answer: Currently, all 50 states and the District of Columbia mandate the testing of sickle cell disease in newborns.

Question No. 10: Is it possible for someone who tests positive for the trait as an infant to no longer have the trait in adulthood?

Answer: No.

Question No. 11: If a student-athlete tests positive for the sickle cell trait, what are some suggested next steps/best practices?

Answer: If the sickle cell solubility test confirms the sickle cell trait, the student-athlete should be offered counseling on the implications of the sickle cell trait, including health, athletics participation and family planning. Knowledge of sickle cell trait status can be a gateway to education, and simple precautions should be taken to minimize health issues among student-athletes with the sickle cell trait.

Question No. 12: Does the NCAA have educational materials for student-athletes and staff members to learn more about the sickle cell trait?

Answer: Yes. Educational materials, including a fact sheet and educational video, are available for student-athletes, coaches and athletics personnel at www.ncaa.org/health-safety.

Question No. 13: Who should view the educational video about the sickle cell trait?

Answer: At a minimum, it is recommended that student-athletes with a positive test result, student-athletes who decline the test and sign a written release and athletics staff members who are involved with conducting or monitoring physical activities view the educational video.

Question No. 14: Are sickle cell trait/disease foundations available to help find screening solutions for student-athletes?

Answer: Yes. Visit www.ncaa.org/health-safety for a list of state organizations.

Question No. 15: Under this proposal, would a question on the history portion of a medical examination form be sufficient to determine a student-athlete's sickle cell trait status?

Answer: No. This proposal would require that documented results of a prior test be provided to the institution.

Question No. 16: Would this proposal require an institution to use a specific method to track a student-athlete's sickle cell trait status or written release status?

Answer: No. The method used to track a student-athlete's sickle cell trait status or written release status would be an institutional decision. It is recommended, at a minimum, that athletics medical staff maintain a copy of a student-athlete's sickle cell trait status or written release status in the student-athlete's medical file.

Question No. 17: What is the average cost of a sickle cell solubility screening test?

Answer: If a student-athlete's record of their newborn screening is not available, the cost for the institution can be negotiated locally. The NCAA has an agreement with Quest Diagnostics' national laboratories which will give NCAA member institutions and their student-athletes access to screening exams for sickle cell trait. Institutions can select from three different service models and can call 1-866-226-8046 for more information. A detailed account of the screening options and associated costs is contained in the article attached as Addendum A.

Proposal Number: 2012-4 (2-3)

Title: AMATEURISM AND EXECUTIVE REGULATIONS -- FINANCIAL DONATIONS AND ADVERTISING AND SPONSORSHIP OF NCAA CHAMPIONSHIPS -- PROFESSIONAL SPORTS ORGANIZATIONS

Effective Date: Immediate.

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

Intent: To specify that a professional sports organization may serve as a financial sponsor of an intercollegiate competition event, provided the organization is not publically identified as such; and that a professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publically identified as such; further, to eliminate the prohibition on sponsorship of NCAA championship activities or promotions by professional sports organizations or teams.

Question No. 1: What is the current rule regarding a professional sports organization sponsoring an intercollegiate competition?

Answer: A professional sports organization (e.g., professional sports team or league) may not serve as a financial sponsor of an intercollegiate competition, regardless if it is a regular season competition, conference competition or NCAA championship competition.

The NCAA Division III Management Council approved a waiver of this rule pending the vote on this proposal so that championships could continue to operate as planned. For example, the waiver permitted the combined NCAA Division III Men's Lacrosse Championship to use existing promotional efforts (e.g., mailing to season ticket holders).

Question No. 2: What constitutes financial sponsorship of intercollegiate competition by a professional organization?

Answer: A variety of activities conducted by a professional sports organization are considered financial sponsorship of an intercollegiate athletics competition. The following are examples of financial sponsorships that are prohibited under the current rule:

- a. A minor league baseball team allows a Division III conference to conduct its baseball championship at its stadium at no cost or at a reduced rate;
- b. A professional team allows the Division III institution to advertise (e.g. an in-game announcement, advertisement in the game program, or on the professional team's website) its upcoming games without paying for the advertising; and
- c. A professional team is an identified sponsor of a conference championship.

Question No. 3: How does this proposal change the current rule?

Answer: This proposal would allow a professional sports organization to serve as a financial sponsor of an intercollegiate event (e.g., postseason tournament game, regular-season contest, conference or national championship), provided the professional sports organization is not identified as a sponsor. It would also permit a professional sports organization to be identified as a sponsor of an event that is ancillary to the competition.

Question No. 4: What are examples of financially sponsoring a competition event but not being identified as a sponsor?

Example No. 1: A minor league baseball team may financially sponsor a regular-season baseball contest between two Division III institutions by providing the use of its stadium at a reduced rate and by agreeing to split ticket revenue as part of the financial contract, but they cannot be an identified sponsor of the contest (e.g., Indianapolis Indians Baseball Classic).

Example No. 2: The Wisconsin Timber Rattlers may be involved in promoting the NCAA Division III Baseball Championship through in-game announcements and by providing advertising space in game programs at no charge to the NCAA, host institution or local organizing committee.

Example No. 3: The Baltimore Ravens may be involved in promoting the NCAA Divisions I/II/III Men's Lacrosse Championship at Ravens games through distribution of information to season ticket holders and by providing advertising during all events (e.g., concerts, games) at no charge to the NCAA, host institution or local organizing committee.

Example No. 4: The National Pro Fastpitch League may promote each division's NCAA championship on its website and during each of its team's games.

Question No. 5: What is an example of an event that is ancillary to the competition, that a professional team may be identified as a sponsor?

Answer: Events that are ancillary to the competition but not part of the competition itself would be a three-on-three basketball tournament in conjunction with the Division III basketball championship, youth clinics or fan activities held at the event (e.g., "Tourney Town" in conjunction with the final four). Under the proposal, it would be permissible for a professional sports organization to be an identified sponsor of any of these events.

Question No. 6: Would this proposal allow professional sports organizations to sponsor institutions as opposed to the intercollegiate event?

Answer: No. Financial sponsorship of an event is specific to the event itself and not any particular institution, conference or the NCAA. Consequently, while a professional hockey team may sponsor a game between two Division III institutions, it may not be a financial sponsor or an identified sponsor of either institution. While the institutions may receive some financial benefit, as a result of the various financial arrangements made regarding hosting and sponsoring the event (e.g., split concession profits), the professional team could not provide a direct cash donation to either institution, except as permitted in Bylaw 12.6.1.4.

Question No. 7: Would this proposal allow a professional sports organization to affiliate with student-athletes?

Answer: No. It would remain impermissible for a professional sports organization to affiliate with student-athletes (e.g., logos, marks) in any manner.

Proposal Number: 2012-5 (2-2)

Title: PERSONNEL -- CONDUCT OF ATHLETICS PERSONNEL -- CERTIFIED STRENGTH AND CONDITIONING COACHES -- REQUIRED SPORTS-SAFETY TRAINING

Effective Date: August 1, 2012.

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

Intent: To require certified strength and conditioning coaches to maintain current certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use if they conduct voluntary strength and conditioning activities outside the playing season.

Question No. 1: Do strength and conditioning certifications include first aid, CPR and AED certifications?

Answer: Many do. Some may not, however, require all three certifications. Further, the first aid, CPR or AED certification may lapse before the strength and conditioning certification expires. This proposal requires that regardless of the particular strength and conditioning certification held by the coach, that coach must maintain active first aid, CPR and AED certification to conduct out-of-season workouts.

Question No. 2: Does this legislation require *all* strength and conditioning coaches to be

certified in first aid, CPR and AED use?

Answer: No. This proposal requires certification in first aid, CPR and AED use only for certified strength and conditioning coaches who wish to conduct voluntary workouts outside of the playing season. Strength and conditioning coaches, regardless of certification, that conduct workouts in season or merely monitor workouts for safety purposes outside the season are not required under this proposal to have first aid, CPR and AED certification.

Question No. 3: Under this proposal, if an institution's certified strength and conditioning coach is not certified in first aid, CPR and AED use, can he/she still monitor strength and conditioning activities for health and safety purposes?

Answer: Yes. This proposal does not alter any of the current exceptions to the athletically related activities bylaw. Therefore, any strength and conditioning coach, regardless of certifications may still monitor out-of-season voluntary workouts for safety purposes.

Question No. 4: Does this proposal require all institutions to have an AED accessible by the certified individual?

Answer: No. Although this proposal does not require an AED to be accessible by the certified individual, the NCAA Sports Medicine Handbook guidelines state that: "AEDs have become a common, safe and effective means of reviving persons in cardiac arrest. An AED should be considered a part of your sideline equipment. However, CPR should never be delayed while searching for an AED." For more information about AED use on campus, please review the NCAA Sports Medicine Handbook Guideline, No. 1-(c), at www.ncaa.org/health-safety. Further, Division III institutions should note they may request funding for an AED through the Division III Strategic Initiatives Grant Program operated through Division III conferences and the Association of Division III Independents.

Proposal Number: 2012- 6 (2-7)

Title: PLAYING AND PRACTICE SEASONS -- REQUIRED DAY OFF -- VOLUNTARY STRENGTH AND CONDITIONING ACTIVITIES PROHIBITED DURING REQUIRED DAY OFF

Effective Date: Immediate.

Source: New England Collegiate Conference, New England Women's and Men's Athletic Conference.

Intent: During the playing season, to prohibit voluntary activities conducted by certified strength and conditioning personnel during the mandatory day off; further, outside the playing season, to prohibit voluntary activities conducted by certified strength and conditioning personnel one calendar day per week.

Question No. 1: Would the proposal still allow a certified strength and conditioning instructor to monitor for safety purposes a voluntary individual workout during a mandatory day off?

Answer: Yes, it would be permissible for a certified strength and conditioning instructor to monitor for safety purposes a voluntary activity on a mandatory day off, so long as the instructor does not conduct the workout.

Question No. 2: If a student-athlete is enrolled in a strength and conditioning course taught by an institution's strength and conditioning personnel, is it permissible for the student-athlete to participate in the course activities during a mandatory day off?

Answer: Yes, if the course is part of the institution's regular academic offerings, it would be permissible for a student-athlete to participate during a mandatory day off. The student-athlete may not participate in practice activities under the guise of course work (i.e., a student-athlete participates in normal class activity as outlined by the instructor for all students).

Question No. 3: Is it permissible for a noncertified strength and conditioning instructor to conduct voluntary activities during mandatory days off?

Answer: No, it would not be permissible for any athletics department staff member to conduct voluntary individual strength and conditioning activities during a mandatory day off. The instructor could be present to monitor for safety purposes. Under the current rule, only certified strength and conditioning personnel may conduct voluntary workouts during the mandatory day off.

Question No. 4: Is the day off requirement mandated by this proposal a team requirement or individual requirement?

Answer: During the season, each team is required to have one day off per week

from all athletically related activity. This proposal requires that student-athletes may not participate in voluntary workouts with a strength and conditioning coach on the team off day. Outside the playing season there is not a required team day off. Therefore, the requirement is specific to the individual and only requires that each student-athlete refrain from these voluntary workouts with a strength and conditioning coach at least one day per week. That day off can be different for different members of the same team.

Proposal Number 2012-7 (2-4)

Title: RECRUITING -- PERMISSIBLE ELECTRONIC TRANSMISSIONS

Effective Date: Immediate.

Source: Little East Conference, St. Louis Intercollegiate Athletic Conference.

Intent: To regulate electronically transmitted correspondence between prospective student-athletes and college staff and coaches according to the same standard as telephone, email and fax correspondence.

Question No. 1: What type of communication would be permissible under this proposal?

Answer: This proposal would deregulate the current restriction on electronic communication which only permits email and facsimiles and permit coaches and staff to use any form of electronic communication with prospective student-athletes. For example, text messaging and instant messaging would be permitted. Additionally, the use of social networking sites to communicate with prospective student-athletes would also be permissible. For example, the use of the chat and message feature of Facebook would be permitted along with the direct message feature of Twitter.

Question No. 2: Would a coach be permitted to send a message to a prospect that could be seen by others?

Answer: No. This proposal permits a coach or staff member to use any type of communication, but it does not change the publicity restrictions in NCAA Division III Bylaw 13.10. For example, a coach would not be permitted to write on a prospect's Facebook wall or include the prospect's username in a Twitter post. These types of communications would be contrary to the

publicity legislation. Permissible communication must be sent directly and privately to a prospect under this proposal.

Question No. 3: Under this proposal, would it be permissible for a prospective student-athlete's name or picture to appear on an athletics department staff member's profile page of a social networking website to identify the prospective student-athlete as a "friend" of the athletics department staff member?

Answer: Yes. Appearing as a "friend" confirms recruitment, which is permissible. The athletics department staff member, however, may not make any public comments regarding the prospective student-athlete's ability, the contribution that the prospective student-athlete might make to the team or the likelihood of the prospective student-athlete's attendance at that institution. Additional communication with or about a prospective student-athlete in the public's view (e.g., Twitter "@replies" or "mentions") is contrary to the publicity legislation.

Question No. 4: How does this proposal differ from Proposal No. 2012-8 (2-5)?

Answer: Proposal No. 2012-8 (2-5) only permits text messaging while this proposal permits any form of electronic communication (e.g., instant messaging, chat).

Question No. 5: Does this proposal change anything with respect to current rules as they pertain to communication with prospects who play on a club team coached by an institution's coach?

Answer: Currently, it is permissible to use any form of communication, including text messaging, to communicate in these situations, provided the communication is not for recruiting purposes. This proposal would allow the communication to also be for recruiting purposes.

Question No. 6: How does the current rule and this proposal differ from Divisions I and II?

Answer: Similar to Division III, Divisions I and II may only use email and fax to communicate with prospects. Divisions I and II, however, do not have a restriction on the use of social networking which means it is permissible to use the message feature of any application (e.g., Facebook messages, Twitter direct message) as it is comparable to email and has been interpreted as such.

- Both Divisions I and II have proposals that would deregulate the forms of electronic communication, similar to this Division III proposal. If adopted, both divisions would be permitted to use any form of electronic communication.

Proposal Number 2012-8 (2-5)

Title: RECRUITING -- ELECTRONIC TRANSMISSIONS -- ALLOWING TEXT MESSAGING

Effective Date: Immediate.

Source: NCAA Division III Management Council.

Intent: To allow text messaging to be used in the recruiting process.

Question No. 1: How is this proposal different than Proposal No. 2012-7 (2-4)?

Answer: This proposal only changes the current rule to permit text messaging. Proposal No. 2012-7 (2-4) permits any form of electronic communication such as text messaging, instant messaging, chat and so forth.

Proposal Number: 2012-9 (2-6)

Title: ELIGIBILITY -- HARDSHIP WAIVER -- PRACTICE AFTER INJURY

Effective Date: August 1, 2012.

Source: Midwest Conference, Minnesota Intercollegiate Athletic Conference.

Intent: In the traditional season, to prohibit student-athletes who have, according to a physician, sustained a season-ending injury from engaging with the team in any physical practice activities.

Question No. 1: Under the current rule how long can a student-athlete continue to practice after sustaining a season ending injury and still qualify for a hardship waiver?

Answer: If the student-athlete suffers a season ending injury within the legislated timeframe as supported by appropriate medical documentation, the student-athlete may continue to engage in practice and rehabilitative

activities for the remainder of the season so long as he or she does not compete.

Question No. 2: Under this proposal, if a student-athlete sustains a season-ending injury in the first half of the season, may she/he practice for the remainder of the first half of the season?

Answer: No, if the season-ending injury was diagnosed in the first half of the season. If the injury was not diagnosed season-ending until the second half of the season the student-athlete may continue to practice with the team up to the end of the first half of the season (see DIII Manual Figure 14-1, Page No. 102) and still be in position to qualify for a hardship waiver. Student-athletes who sustain injuries in the first half of the season that are not immediately diagnosed as season-ending should avoid practice into the second half of the season and engage only in rehabilitation activities until there is a clear determination of whether they can return to competition or it is a season-ending injury. If the student-athlete continues to practice after the defined halfway point of the season, the student-athlete will not be eligible for a hardship waiver.

Question No. 3: Can the injured student-athlete engage in rehabilitation activities that are embedded within team practice activities?

Answer: No. The permissible rehabilitation activities must be conducted under the guidance of the athletics training staff or physician and cannot be embedded within official practice activities. A student-athlete that engages in activities directed by the athletics training staff or physician that are also part of practice (e.g., throwing a baseball, running sprints), may not participate in those activities as part of official practice. Some examples are:

- a. A baseball student-athlete has been directed by a physician to incorporate throwing into his rehabilitation. The baseball team warms up for practice by throwing for 15 minutes. The student-athlete may not throw with his teammates during this 15 minute warm-up session.
- b. A student-athlete has been directed by a physician to run each day as part of her rehabilitation. The student-athlete may run around the fields while her team is practicing, so long as that is not part of the official practice. Furthermore, that student-athlete may not engage in any practice drills or conditioning that includes running.

- c. A softball student-athlete has been directed by a trainer to incorporate pitching into her rehabilitation. The athletic training staff is not physically present during the rehabilitation activities. While the trainer does not have to be physically present for the activity, another student-athlete may not assist the rehabilitating student-athlete in rehabilitation activities, during official practice time. A coach may not assist the student-athlete regardless of when the rehabilitation activities occur.

Question No. 4: Does the phrase in the proposal “conducted under the guidance of the athletic training staff or physician” [and referenced in question number 3] require the trainer or physician to be physically present during the rehabilitation activities?

Answer: No. The proposal does not specifically require the trainer or physician be physically present during the prescribed activities.

Question No. 5: Under the proposal, can a healthy student-athlete assist an injured student-athlete in rehabilitation activities (e.g., throwing in baseball or softball)?

Answer: Yes, as long as it takes place outside of regular practice activities and the healthy student-athlete engages in the activity voluntarily as opposed to being directed by the coach.

Question No. 6: How does this proposed legislation affect participation in the nontraditional season?

Answer: It does not affect participation in the nontraditional segment. For example, a student-athlete in an NCAA fall championship sport that received a hardship waiver would still be able to practice in the nontraditional season in the spring (and compete in the one contest if applicable) without forfeiting that medical hardship waiver.

Question No. 7: How does this proposed legislation affect participation in a “split season” sport like golf and tennis?

Answer: A student-athlete with a season ending injury in the first half of the season may not practice in the second half of the split competition season if he or she wishes to remain eligible for a medical hardship waiver. It is important to remember, that even with the split-season sports, the halfway point of the season is defined by the number of contests and not by the end of the fall period.

Question No. 8: Would this proposal allow a student-athlete that suffers a season ending injury to participate in team practices as a manager?

Answer: The student-athlete could participate in regular practice as a manager but the role shall be limited to performing traditional managerial duties. Any participation beyond engaging in managerial duties will be considered participation in regular practice and nullify eligibility for the hardship waiver. Participating as a practice player is not considered managerial duties.

Question No. 9: Would this proposal prohibit a student-athlete from traveling and receiving expenses associated with competition, if he or she is to qualify for a hardship waiver?

Answer: No. Traveling with a team and receiving related expenses does not jeopardize a student-athlete's eligibility for a hardship waiver.

Proposal Number: 2012-10 (2-8)

Title: PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS -- POSTSEASON ACTIVITIES -- EXEMPTING ONE POSTSEASON CHAMPIONSHIP FROM THE 18 OR 19 WEEK DECLARED PLAYING SEASON

Effective Date: August 1, 2012, for all student-athletes, including both new and continuing student-athletes.

Source: The Commonwealth Coast Conference, Great Northeast Athletic Conference.

Intent: In all sports, to exclude from the 18 or 19 week declared playing and practice season, one postseason championship.

Question No. 1: Are postseason championships exempted from the 18/19 week playing season under the current rule?

Answer: There are four specific postseason championships that are exempted from the 18/19 week playing season. Those four championships are:

- a. NCAA;
- b. National Christian College Athletic Association;

- c. National Association of Intercollegiate Athletics; and
- d. National Collegiate Gymnastics Association national championship (women's).

There are also two general types of championships that are exempted from the 18/19 week playing season. Those championships are:

- 1) A postseason championship in a sport in which the NCAA does not sponsor a championship but the institution uses for sport sponsorship purposes; and
- 2) A postseason championship for an emerging sport for women.

All other postseason championships must be included in the 18/19 week playing season. This proposal would allow practice and competition for any postseason championship to be exempted from the 18/19 week playing season.

Question No. 2: Does this proposal limit the length of the exempted postseason championship?

Answer: Any postseason championship must conclude prior to the end of the NCAA championship in that sport. So long as the postseason championship concludes by that time, there is no limit on the length of the championship that may be exempted.

Question No. 3: If a team has completed its 18/19 week playing season and the postseason tournament has not yet started, may a team continue to practice in preparation for the tournament?

Answer: Yes. If a member institution has reason to believe it is under consideration for selection to the postseason tournament, it may practice as follows: For the postseason championships that are currently exempted (e.g., those championships identified in the response to question number 1) an institution may practice (but not compete) for up to three weeks immediately preceding the beginning of the championship. For all other exempted postseason championships, an institution may practice (but not compete) for up to one week immediately preceding the beginning of the championship.

Question No. 4: Are the contests in a postseason championship counted in the maximum contest limits?

Answer: Pursuant to both the current rule and the proposal, an institution may exclude from the maximum contest limits, the contests in one postseason championship.

Question No. 5: Would a conference tournament be a postseason championship that may be exempted pursuant to this proposal?

Answer: No. Under the current rule a conference tournament must be included within the 18/19 week playing season. The conference tournament contests are exceptions to the maximum contests limits for the particular sport but participation in the tournament must be included within the 18/19 week playing season. The proposal does not change this application.

Question No. 6: How many postseason championships would this proposal allow an institution to exempt from its 18/19 week playing season?

Answer: An institution could only exempt one postseason championship.

Question No. 7: May an institution participate in more than one postseason championship?

Answer: Yes, but only one postseason championship may be exempted from the 18/19 week playing season, and only the contests for one postseason championship may be excluded from the maximum contest limitation. Therefore, participation in a second postseason championship must occur during the 18/19 week playing season and the contest must be counted against the maximum contest limitations.

Question No. 8: What is considered a “postseason championship?”

Answer: A postseason championship is a season-ending, invitational tournament scheduled to occur after a conference or independents championship and shall involve competition between teams that are not identified until the close of the regular season. The sponsoring organization and requirements for selection must be established prior to the first permissible contest date for the sport. The sponsoring organization may not consist solely of the members of any single conference that has already conducted a conference championship tournament or solely of a group of independents that have already conducted an independents championship tournament.

NCAA Partners with National Laboratory to Provide Access to Affordable Screening for Sickle Cell Trait as Part of a Student-Athlete's Medical Examination.

Overview

In an effort to provide a more efficient and effective process for sickle cell trait (SCT) screening, the NCAA has signed an agreement with Quest Diagnostics to provide three different service models for member institutions and their student-athletes to access affordable screening exams to determine SCT status as part of the student-athlete's medical examination process. Effective October 1, 2011.

All student-athletes beginning their initial season of eligibility and students who are trying out for a team are required to undergo a medical examination before engaging in physical activity.

In Division I, this medical examination must include a sickle cell solubility test, unless documented results of a prior test are provided or the student-athlete declines the test and signs a written release. Although SCT screening is performed on all U.S. babies at birth, many student-athletes may not know whether they have the trait. SCT status can be accomplished with a simple blood test that is relatively inexpensive. Screening can be used as a gateway to targeted precautions and counseling on the implications of SCT, including health, athletics and family planning. Currently, Division II and Division III are evaluating proposals for a similar legislative requirement as part of the medical examination.

Institutions can select from the following three service models:

1. Institution on-site services model;
2. Patient service center model; or
3. Student-athlete service model.

Service Models for NCAA Member Institutions.

1. Institution On-Site Services Model.

The following service model is available to all NCAA member institutions that want to conduct onsite campus collections for their student-athletes as part of their medical examination through an agreement with Quest Diagnostics. Institutions are responsible for fees associated with this model and Quest Diagnostics will bill the institution on a monthly invoice. The average turnaround time for results mainly depends on the physician. The laboratory will turnaround the results in 24 hours to the ordering physician/institution designated physician either via fax or online.

Quest Diagnostics will provide on-site blood drawing (phlebotomy) services at an NCAA institution with this service model. The institution will contact the Quest Diagnostics

Client Service Team to schedule a blood-drawing event at **1-866-226-8046**. Institutions should indicate they are calling to setup an “onsite blood drawing event for sickle cell trait testing”. The event must be scheduled with a minimum notice of ten business days prior to the date the service is required.

All laboratory testing must be ordered by a licensed physician and Quest Diagnostics must be provided with the licensed physician information. An institution physician or campus health center physician could fill the role of ordering physician as long as the results reporting and follow-up are provided to the student-athlete.

Quest Diagnostics will provide an appropriate number of phlebotomists to accommodate the number of student-athletes that need their blood drawn. In the event that phlebotomy support is requested and confirmed as scheduled, then subsequently cancelled with less than three business days notice, a cancellation charge equal to two hours/phlebotomist staffed at the stated hourly rate will be assessed.

Quest Diagnostics will provide, as part of the set established fee, all supplies necessary for the proper collection and transport of specimens to Quest Diagnostics. This includes requisition forms, specimen transport containers, specimen bags and labels, packaging materials, courier pick-up and transportation back to a Quest Diagnostics facility. The Quest Diagnostics phlebotomists will make all of the arrangements to have the blood specimens picked up by a Quest Diagnostics courier and transported to the laboratory for testing.

A positive screening test will result in an automatic reflexive test for confirmation. All laboratory testing results will be reported back to the ordering physician as designated by the institution per state and federal regulations for sharing and transmitting medical information. If a test is positive, the student-athlete should be offered counseling on the implications of SCT, including health, athletics and family planning.

Fees:

On-Site Blood Draw at Institution Location - **\$65.00** per phlebotomist, per hour.

Sickle Cell Screen (test code 825) - **\$8.50**.

Confirmatory Reflex Testing (test code 35489/37679) - **\$30.00**.

2. Patient Service Center Model.

The following service model is available to all NCAA member institutions that want to pay for their student-athletes SCT screening test as part of their medical examination but do not want to collect the samples onsite. Institutions are responsible for fees associated with this model and Quest Diagnostics will bill the institution on a monthly invoice. The

average turnaround time for results mainly depends on the physician. The laboratory will turnaround the results in 24 hours to the ordering physician/institution designated physician either via fax or online.

Quest Diagnostics operates a network of over 2,000 company owned and managed Patient Service Centers (PSC). These PSCs provide member institutions' student-athletes with walk-in phlebotomy blood-drawing services. Student-athletes of the NCAA member institutions can use this national network of PSCs for their blood draw where the SCT Screening test will be analyzed.

This process begins with the institution contacting the Quest Diagnostics Client Service Team at **1-866-226-8046** to setup an account for the forms. The institutions *name* and *contact information* will be listed on each form provided to the student-athlete. The participating NCAA institution provides the student-athlete with a Quest Diagnostics Test Requisition Form and an institution physician, campus health center physician, or family physician fills the role of ordering physician. The student-athlete will look up a Quest Diagnostics PSC location nearest their location by using a zip code (school address or home address, whichever is more convenient) at :

<https://secure.questdiagnostics.com/hcp/psc/jsp/SearchLocation.do?newSearch=FindLocation>.

At the time of presenting the form at the PSC, the blood will be drawn and sent to a Quest Diagnostics laboratory for testing. The testing will be performed and results will be reported back to the physician with prescriptive authority for ordering the testing per state and federal regulations for sharing and transmitting medical information.

A positive screen results in an automatic reflexive test for confirmation. The student-athlete or physician will then report the testing results to the institution's designee per state and federal regulations for sharing and transmitting medical information. If a test is positive, the student-athlete should be offered counseling on the implications of sickle cell trait, including health, athletics and family planning.

Fees:

Blood Draw at Quest Diagnostics PSC (test code 3259) - **\$9.00**

Sickle Cell Screen (test code 825) - **\$8.50**

Confirmatory Reflex Testing (test code 35489/37679) - **\$30.00**

3. Student-Athlete Service Model.

The following service model is available to all NCAA member institutions that want their student-athletes to pay for the SCT screening test as part of their medical examination.

This is a patient-centered laboratory test ordering model and the student-athlete will pay for the fees associated with this model through an easy to use, and secure online system run by Quest Diagnostics and Medivo. The student-athlete must be 18 years of age or older to use the online service. Student-athletes can expect that their results will be ready between 24-48 hours, on average.

As instructed by their institution, the student-athlete will go directly to the Medivo website to generate the test order, pay for the SCT screening test and physician service with a single \$32.50 fee and print a Quest Diagnostics test requisition form.

Website: <https://sicklecelltesting.medivo.com/order/am>

The student-athlete will be able to determine the most convenient Quest PSC for their blood draw by performing a search on the Medivo website as they are generating the test order.

Medivo will provide the prescriptive authority for the SCT screening test order and confirmatory test (if necessary) as well as the payment platform for the student-athlete. The student-athlete *must* take the Quest Diagnostics test requisition form (generated after they make payment on the Medivo website) to a Quest Diagnostics PSC to have their blood drawn. There are no exceptions.

Test results will go back to Medivo for review. Medivo will post the results to their website for the student-athlete to view and print. If a test result is *positive*, the student-athlete will receive a phone call directly from a physician at Medivo as well as an email with a link to go back online to request and pay for the confirmation reflex testing (\$30.00) through the Medivo online system. The student-athlete will be directed to a new website to order the confirmation test:

<https://confirmationtest.medivo.com/order/am>

The student-athlete may need to have an additional blood draw for the confirmation testing. The student-athlete will then provide the results to their primary care physician or the institution's designee per state and federal regulations for sharing and transmitting medical information. If a test is positive, the student-athlete should be offered counseling on the implications of sickle cell trait, including health, athletics and family planning.

Fees:

SCT Screening Test - **\$32.50**

Confirmation Reflex Testing - **\$30.00**



2012 NCAA Convention Division III Legislative Proposals

Committee Position Statements and Tentative Speaker Assignments

This chart will serve two purposes during the October NCAA Division III Management Council meeting:

- (1) To provide feedback on positions from various committees which were assigned to review the proposals sponsored by the membership. The Management Council should use the committee feedback in order to develop the Council's official position on the membership sponsored proposals. A majority vote of the Management Council (present and voting) is required to recommend that the NCAA Division III Presidents Council support or oppose a specific legislative proposal sponsored by the membership.
- (2) The chart details the tentative speaker assignments for all proposals that will be voted upon during the business session at the 2012 NCAA Convention. The assignments are tentative and the Council members should verify their willingness to speak the governance structure's official position on the assigned proposal. If a Council member chooses not to speak on the proposal assigned, another member will be chosen.

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
1	DIVISION MEMBERSHIP -- DIVISION III PHILOSOPHY STATEMENT -- AFFIRMATION AND CLARIFICATION OF UNDERGRADUATE EXPERIENCE, BROAD-BASED ATHLETICS PROGRAMS, PARTICIPATION IN NON-ATHLETIC PURSUITS AND AUTONOMY IN ELIGIBILITY STANDARDS	NCAA Division III Presidents Council.	PC (moving and supporting) = Jim Schmotter PC (supporting) = Jack Ohle PC (additional support, if necessary) = Lisa Marsh Ryerson		<u>SAAC</u> . The committee supported the proposed legislation.
2	NCAA MEMBERSHIP -- MEMBER CONFERENCE -- CONDITIONS, OBLIGATIONS PRIVILEGES AND AUTOMATIC QUALIFICATION -- CORE INSTITUTION	NCAA Division III Presidents Council [Management Council (Membership Committee and Championships Committee)].	PC (moving and supporting) = Bob Antonucci MC (supporting) = Tim Downes PC (additional support, if necessary) =	<u>Intent</u> : To align the membership requirements for a conference with the automatic qualification requirements for a conference, by doing the following: (1) confirming that member conferences must be comprised of at least seven core Division III institutions; (2) specifying that institutions may be a core member in only one multi-sport conference; and (3) specifying that a member conference is entitled to a two-year grace period if it fails to satisfy the membership	<u>SAAC</u> . The committee took no position on the proposed legislation. The committee noted there could be a student-athlete impact (e.g., loss of championships access) should a conference not maintain minimum sponsorship or membership.

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
			<p>Rosalind Reichard</p> <p>MC (additional support, if necessary) = Charlie Robert</p>	<p>requirements. Finally, any institution considered a core institution in more than one multi-sport conference prior to September 1, 2011, may continue as a core institution in those conferences for purposes of satisfying the automatic qualification and conference membership requirements.</p> <p><u>Rationale:</u> This amendment aligns the membership requirements of a conference with the benefits and privileges, including automatic qualification to championships, that it receives as a conference. The primary clarification is that an institution may only be a core institution in one multi-sport conference. This will establish stability in conference membership and require institutions to be more strategic about alignments for purposes other than acquiring championships automatic qualification. Effectively, this amendment will eliminate the possibility of the “umbrella” conference model since it would not be possible for an institution to be considered a core institution in both the umbrella conference and one of the sub-conferences. The second primary change will extend the automatic qualification grace period to apply to the conference membership requirements for consistency. Finally, there are numerous editorial and reformatting changes in support of these two primary changes that are necessary to completely effectuate the intent of this proposal that will follow if this proposal passes for clarification purposes. This proposed legislation does not impact any existing “umbrella” conferences, but will affect future conference affiliations.</p>	

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
3	PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING-SEASON REGULATIONS -- REQUIRED SICKLE-CELL TESTING	NCAA Division III Presidents Council [Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports)].	PC (moving and supporting) = Charley Edmondson MC (supporting) = Jeff Martinez PC (supporting) = Livingston Alexander MC (additional support, if necessary) = Steve Nelson	<p><u>Intent:</u> To require a sickle cell solubility test as part of the mandatory medical examination, unless documented results of a prior test are provided to the institution or the student-athletes declines the test and signs a written release; applicable to all student-athletes beginning their initial season of eligibility and continuing student-athletes.</p> <p><u>Rationale:</u> Requirements for sickle cell trait (SCT) status testing should be consistent across divisions. According to the 2011 membership survey, approximately 40 percent of responding Divisions II and III institutions currently confirm SCT status as part of their medical examination process. The potential for collapse and complications from SCT is not dependant on the division, sport, gender, or race. The education of staff conducting workouts continues to be the most important factor for preventing catastrophic events, as SCT generally does not result in a medical emergency unless the student-athlete is driven beyond their physiological limit. Typically, athletes that self-regulate their workload and intensity are able to modify the overall stress placed on them and still succeed athletically. Divisions II and III often have fewer sports medicine staff available during workouts; therefore, knowledge of SCT status for all student-athletes by key staff can be a gateway to precaution implementation, preparation and emergency response activation. Finally, in an effort to ensure student-athletes make an informed decision, institutions are encouraged to educate student-athletes about the risks of the condition if the student-athlete elects to decline the test and sign a written release.</p>	<p>SAAC. The committee supported the proposed legislation. The committee recognized the potential administrative burden on institutions including the costs associated with testing. It also recognized the specificity of this test and the potential that by targeting this trait other health-related issues may need to be screened and/or tested. However, the committee determined that this is a student-athlete well-being concern that should be addressed. Further, it was noted that testing may facilitate additional education related to sickle-cell, encourage student-athletes to be aware of the potential concerns related to sickle cell and potentially prevent life threatening situations.</p>

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
4	AMATEURISM AND EXECUTIVE REGULATIONS -- FINANCIAL DONATIONS AND ADVERTISING AND SPONSORSHIP OF NCAA CHAMPIONSHIPS -- PROFESSIONAL SPORTS ORGANIZATIONS	NCAA Division III Presidents Council [Management Council (Championships Committee)].	PC (moving and supporting) = Brian Levin-Stankevich MC (supporting) = Terry Rupert MC (additional support, if necessary) = Stan Ching	<p><u>Intent:</u> To specify that a professional sports organization may serve as a financial sponsor of an intercollegiate competition event, provided the organization is not publically identified as such; and that a professional sports organization may serve as a financial sponsor of an activity or promotion that is ancillary to the competition event and may be publically identified as such; further, to eliminate the prohibition on sponsorship of NCAA championship activities or promotions by professional sports organizations or teams.</p> <p><u>Rationale:</u> Current NCAA regulations limit the involvement of professional sports organizations as financial sponsors of intercollegiate events, including NCAA championships. In the case of NCAA championship events, these regulations limit the opportunities for the NCAA staff and/or local organizing committee, host institution and/or conference that administers a championship event in promoting the NCAA championship or related activities. Professional sports teams have been interested in advertising NCAA championships through their promotional channels (e.g., email to season-ticket holders, team website, newsletters), during their contests (e.g., public address announcements, video/message boards, promotional booth) or with their media partners. Partnering with professional sports organizations can help to increase exposure and fan interest for intercollegiate competition events, including NCAA championships, without compromising the Association's principle of amateurism. This legislation is specific to events and ancillary activities. It would not permit a professional sports organization to be a general financial sponsor of an institution, conference or the NCAA. It will remain impermissible for a professional team/organization to provide a direct financial donation to an institution, conference or the NCAA (other than as currently permitted). Finally, it will remain impermissible for a professional sports team/organization to use the names or likenesses of student-athletes in any manner.</p>	<p><u>SAAC.</u> The committee supported the proposed legislation. The committee reasoned that the proposed legislation increases opportunities for student-athletes to participate in professional venues and does not affect the fundamental principles of the line of demarcation between amateur and professional sport because funding is not publically identified nor is it being provided to student-athletes.</p>

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
5	PERSONNEL -- CONDUCT OF ATHLETICS PERSONNEL -- CERTIFIED STRENGTH AND CONDITIONING COACHES -- REQUIRED SPORTS- SAFETY TRAINING	NCAA Division III Management Council (Interpretations and Legislation Committee).	MC (moving and supporting) = Bill Klika MC (additional support) = Stan Ching	<u>Intent:</u> To require certified strength and conditioning coaches to maintain current certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use if they conduct voluntary strength and conditioning activities outside the playing season. <u>Rationale:</u> Recent legislation permits certified strength and conditioning coaches to conduct voluntary workouts outside the declared playing season. Requiring current first aid, CPR and AED use certification for certified strength and conditioning personnel who conduct these voluntary workouts outside the playing season is consistent with current legislation requiring first aid, CPR and AED use certification for head coaches and provides additional health and safety benefits to student-athletes.	<u>SAAC.</u> The committee supported the proposed legislation. The committee recognized the continued emphasis on student-athlete well-being and noted basic first aid, CPR and AED certification could assist in cases of serious injury or life-threatening situations.
6	PLAYING AND PRACTICE SEASONS -- REQUIRED DAY OFF -- VOLUNTARY STRENGTH AND CONDITIONING ACTIVITIES PROHIBITED DURING REQUIRED DAY OFF	New England Collegiate Conference, New England Women's & Men's Athletic Conference.	MC = Jan Hathorn MC = Kitty Baldrige	<u>Intent:</u> During the playing season, to prohibit voluntary activities conducted by certified strength and conditioning personnel during the mandatory day off; further, outside the playing season, to prohibit voluntary activities conducted by certified strength and conditioning personnel one calendar day per week. <u>Rationale:</u> The rule as currently written permits student-athletes to workout with a strength and conditioning coach during the academic year every day of the week. Although we characterize these workouts as voluntary, we are concerned that the student-athletes best interest is not being taken into consideration here. This proposal should have an immediate effective date because it seeks to protect the best interest of the student-athlete. Delaying the effective date until August 1, 2012, merely delays protecting the interest of our student-athletes. By adding the proposed language, we are guaranteeing that student-athletes receive at least one day off per week.	<u>Management Council</u> – Oppose. The Council determined that this proposal is an example of “over-legislating.” Council did not see a need to impose additional monitoring and compliance measures both in and outside the playing season to ensure that on one day a week students do not engage in voluntary activities with a strength and conditioning coach. Council did not have any indication that these permissible activities were being abused and thus do not support legislation that would effectively impose additional compliance measures. <u>Interpretations and Legislation Committee</u> - Oppose. The committee also discussed if the proposal were split into two parts (in-season and out-of-season), that a prohibition on in-season workouts with certified strength and conditioning coaches on the mandatory day off would be supported. The committee agreed that by requiring the day off outside the season, the institution would be required to monitor participation outside the season which is not currently permitted. Consequently, this would result in more oversight outside the playing season, resulting in the opposite of the intended effect of this proposal. Ensuring,

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
					<p>however, that student-athletes are not engaging in a workout with the strength coach during the mandatory day off during the season has merit and should be supported.</p> <p><u>Playing and Practice Seasons Subcommittee</u> - The subcommittee opposes this proposal. The subcommittee agrees with the basic premise of this proposal that student-athletes should have a day off and not feel compelled to engage in voluntary strength and conditioning activities conducted by a certified strength coach on that day off. The subcommittee questioned, however, whether there was actually a problem that would compel the additional monitoring associated with the proposal. Specifically, the proposal that allowed the voluntary workouts with a certified strength and conditioning coach was not yet effective when Proposal No. 2-7 was submitted. Consequently, Proposal No. 2-7 is based on an anticipated problem that may not manifest itself, as opposed to an existing problem that mandates action. The subcommittee was not comfortable supporting such legislation. The subcommittee noted that if a problem arises the subcommittee would act accordingly, but at this time the subcommittee does not recognize a problem necessitating action.</p> <p><u>Student-Athlete Advisory Committee</u>. The committee took no position on the proposed legislation due to a split vote. The committee discussed the necessity for each student-athlete to have one day off a week, for both mental and physical well-being during the playing and practice season. This proposal ensures that strength and conditioning coaches are not utilized to conduct “voluntary” activities that may not actually be “voluntary”. Ultimately, the committee distinguished between in season and out of season. The committee did not want to limit out of season voluntary activities. During this time period the committee indicated that flexibility for student-athletes to participate in voluntary workouts throughout the week may be preferable. It also recognized the administrative challenge of having to track and monitor student-</p>

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
					<p>athlete out of season and deemed this requirement as potentially unattainable.</p> <p>The committee would support prohibiting voluntary strength and conditioning activities during the required days off during the playing and practice season and allowing such activities during the remainder of the year. The committee also recognized there will be some administrative challenges in complying with this portion of the legislation, but ultimately concluded that the principle of one day off a week during the playing season is in the best interest of student-athletes.</p>
7	RECRUITING -- PERMISSIBLE ELECTRONIC TRANSMISSIONS	Little East Conference, St. Louis Intercollegiate Athletic Conference	<p>MC = Portia Hoeg</p> <p>MC = Fredina Ingold</p> <p>MC = Lou Stark</p>	<p><u>Intent:</u> To regulate electronically transmitted correspondence between prospective student-athletes and college staff and coaches according to the same standard as telephone, email and fax correspondence.</p> <p><u>Rationale:</u> The nature and use of electronic transmissions has evolved in dramatic fashion over the past three years since this rule was enacted. Services like Twitter, Facebook and email services like Gmail allow users to have emails (now allowed by the rule) delivered as text to their phone (currently not allowed). Additionally, prospective student-athletes commonly use Smartphone technology to monitor all forms of electronic communication – text, email, twitter and Facebook. Attempting to regulate portions of services that are now fused together is unnecessary, difficult at-best to monitor and tends to limit the amount of timely information available to the prospective student-athlete. The philosophy of Division III athletics is that student-athletes are treated no differently than non-athlete students. College admissions staff and faculty, among other groups, regularly use this technology to communicate with prospective students. Nor permitting coaches from communicating with prospective student-athletes in this manner separates the (prospective) student-athlete from the (prospective) student.</p>	<p><u>Management Council</u> - No Position. The Council determined that the complexity of the issues both for and against the use of social media in recruiting warranted taking no position at this time. The Council noted the particularly historical importance of the NCAA Division III Student-Athlete Advisory Committee's position regarding this topic and therefore will revisit this decision at its January meeting when it has the formal position from the Student-Athlete Advisory Committee.</p> <p><u>Interpretations and Legislation Committee</u> - No Position. The committee could not come to a majority position regarding the use of social media. The committee does however support deregulating the use of text messaging as a means to communicate with prospective student-athletes.</p> <p><u>Student-Athlete Advisory.</u> The committee opposed the proposed legislation. With regard to all electronic transmission, specifically social media, the committee was concerned about privacy for prospective student-athletes and boundaries between coaches and prospective student-athletes. Further, the committee was concerned that the use of these less formal communication tools could make the prospective student-athlete uncomfortable. The committee also noted that social media had not evolved to a point where it was integrated into society as a legitimate means of communication.</p>

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
				This proposed regulation also recognizes that allowed electronic transmission is best treated by the same standard as telephone and email communication.	The committee considered that if the other divisions are ultimately more permissive in this area, Division III may be disadvantaged in athletics recruitment. The committee also considered that admissions offices and other campus units may communicate with potential students via social networks. However, the committee concluded that communications between campus offices and prospective students were largely information sharing as opposed to communication exchange.
8	RECRUITING -- ELECTRONIC TRANSMISSIONS -- ALLOWING TEXT MESSAGING	NCAA Division III Management Council.	MC (moving and supporting) = Chris Thomforde MC (supporting) = Nancy Meyer MC (additional support, if necessary) = Lou Stark	<u>Intent:</u> To allow text messaging to be used in the recruiting process. <u>Rationale:</u> The realities of how current prospect-aged individuals communicate, including a proclivity of text messaging, justifies lifting the division's current ban on using text messaging in the recruitment process. The financial concerns that helped prompt the initial text messaging ban have since been mitigated by the evolution of text messaging plans, with most prospects now able to manage expenses through unlimited or low-cost texting options. Also, the awkward nature of not being able to respond to a prospect in the same medium the prospect used to contact a coach, is not reasonable. Nor is it reasonable that athletics departments may not use a means of communication with prospective students that other campus departments, including admissions, are frequently using. This deregulation, however, does not extend to the use of social media platforms because those platforms represent 'personal' space that should not be invaded by coaches in the recruiting process. Text messaging will not completely replace the use of the telephone or other forms of communication in the recruiting process, but rather this deregulation merely allows a means of communication where the initial rationale for its prohibition is no longer reasonable.	<u>SAAC.</u> The committee supported the proposed legislation. The committee reasoned that text messaging is already integrated into society as an accepted means of regular communication whereas other social media have not been fully integrated. The committee further noted that texting is not invasive and can assist with addressing practical issues when prospects are visiting an institution or when coaches are traveling to evaluate a prospect.

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
9	ELIGIBILITY -- HARDSHIP WAIVER -- PRACTICE AFTER INJURY	Midwest Conference, Minnesota Intercollegiate Athletic Conference	MC = Mary Jo Gunning MC = Jeff Martinez	<p><u>Intent:</u> In the traditional season, to prohibit student-athletes who have, according to a physician, sustained a season-ending injury from engaging with the team in any physical practice activities.</p> <p><u>Rationale:</u> Continued student-athlete involvement with the team after injury is an important step in retention, rehabilitation and morale. While connection to the team in many areas is necessary, a student-athlete should not be permitted to physically participate in any part of team practice if they are not healthy enough to compete and wish to have an entire season of eligibility returned. While rehabilitation of the injury often involves sport-specific activities and practice-related drills, these should take place outside of the normal practice domain. The student-athlete's focus should be on improving health and strength, not improving skills or providing benefit and assistance to the team in practice. Allowing a student-athlete with a season-ending injury to return to practice, without competing, can be construed as a (unfortunate) form of red-shirting; a practice that was eliminated by Division III in 2004.</p>	<p><u>Management Council</u> – Oppose. The Council determined that this proposal represents a rule for the minority of individuals that abuse the hardship rule to work around the “redshirt” prohibition. Generally, the medical hardship rule as it currently applies is effective for dealing with student-athletes that incur season ending injuries. The impact of this proposal would result in taking away opportunities from the vast majority of student-athletes that comply with the rule.</p> <p><u>Interpretations and Legislation Committee</u> - Oppose. The committee expressed concern with the detrimental impact on student-athletes. Further, the committee questioned the clarity of the prohibition set forth in the proposal and the potential inconsistent application based on this lack of clarity.</p> <p><u>Student-Athlete Reinstatement Committee</u> - Oppose. The current application of hardship waiver legislation is effective in dealing with student-athletes suffering incapacitating injuries or illnesses following limited participation. In addition, the scope of participation is supported by the conclusions of medical personnel associated with a student-athlete's recovery. Finally, the committee noted the proposal could place institutions and conferences in difficult positions associated with determining permissible and impermissible activities (possibly after the fact), as well as create additional resource challenges at the campus level.</p> <p><u>Academic Issues Subcommittee</u> - Support. The subcommittee noted the purpose of the hardship waiver is to provide a student-athlete the ability to preserve his or her season of eligibility due to injury or illness that prevents participation. Permitting participation in physical practice activity beyond rehabilitative exercises is inconsistent with the intent of the legislation. The subcommittee also noted that a student-athlete is still permitted to attend practices without physical participation to maintain his or her involvement with athletics.</p>

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
					<u>Student-Athlete Advisory Committee</u> . The committee opposed the proposed legislation. The committee reasoned that student-athletes should have the opportunity to be with the team when they are engaging in rehabilitation from a season ending injury. Further, if the legislation was enacted it would require additional athletically-related time commitments for the injured student-athlete. For instance, a student-athlete that desired to attend practice and remain part of the team would not be able to engage in rehabilitation activities within practice. Therefore, the student-athlete would be forced to rehabilitate at a different time to fulfill the rehabilitation commitment and be a personal presence for the team.
10	PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS -- POSTSEASON ACTIVITIES -- EXEMPTING ONE POSTSEASON CHAMPIONSHIP FROM THE 18 OR 19 WEEK DECLARED PLAYING SEASON	The Commonwealth Coast Conference; Great Northeast Athletic Conference	MC = Nancy Meyer MC = Charles Harris MC = Kurt Beron	<u>Intent</u> : In all sports, to exclude from the 18 or 19 week declared playing and practice season, one postseason championship. <u>Rationale</u> : The NCAA has allowed institutions to exempt participation in at least one post-season tournament from being counted against their maximum contest limitations (e.g., NCAA, NCCAA, NAIA, and various national governing body championships). Exceptions for a number of other tournaments have also been granted on a sport-by-sport basis. Participation in some season-ending tournaments is also exempt from counting in the playing-season limitations. Exceptions to the playing-season limitations became more important when the seasons were reduced to 18 or 19 weeks. Consequently, schools involved in non-NCAA/NAIA/NCCAA championships now have to save a week on the chance they MIGHT be selected to participate. If not selected, the week of participation is lost to those student-athletes. This proposal allows the two parts of Bylaw 17 to be synchronized, whereby one postseason contest is both exempted from maximum contest limitations and excluded from the 18 or 19 week playing-season limitation in all sports. It also applies the accommodation to all non-NCAA post-season championship events, not a select few. It recognizes the value of the	<u>Management Council</u> – Oppose. Council is opposed to allowing additional avenues to extend the playing season. Council realized that while this proposal would currently only effect one existing postseason championship, there was expressed concern that this proposal would result in the creation of additional postseason opportunities. These opportunities would likely come with a financial impact that caused the Council concern as well. <u>Interpretations and Legislation Committee</u> - Oppose. The committee expressed concern with extending the playing season by allowing additional exemptions to the playing season. The committee also cited cost considerations associated with additional postseason opportunities and increased pressure for institutions to participate in postseason championship events as further basis to oppose this proposal. <u>Championships Committee</u> - Oppose. The committee noted that while certain season-ending tournaments (e.g., Eastern College Athletic Conference championships) are exempted from contest limitations and not from the playing season limitations, there is not a significant undue burden on institutions that choose to participate in these championships to warrant extension of the playing seasons as proposed. The committee expressed concern about the timing of such postseason championships under this proposal, which

Official Notice	Title	Source	Tentative Speaker Assignment	Intent/Rationale	Committee Position Statements
				<p>post-season championship experience to student-athletes, and provides a fair and consistent application for all sports.</p>	<p>could result in a significant lengthening of the playing season. Further, the committee observed that this proposal is likely targeted to a specific area of the country where existing and traditional postseason championships occur, but could increase pressure on other institutions to establish new events in order to gain a competitive edge, thereby adding contests and increasing costs.</p> <p><u>Playing and Practice Seasons Subcommittee</u> - The subcommittee opposes this proposal because it unnecessarily extends the playing season. There was also concern expressed that the proposal would result in the establishment of new postseason tournaments resulting in institutions feeling compelled to participate and incurring greater expense. The subcommittee determined that the current limited postseason exemptions</p> <p><u>Student-Athlete Advisory Committee</u>. The committee opposed the proposed legislation. The committee reasoned that the proposed legislation adds contests and weeks to the season which is contrary to the Division III philosophy and will result in more missed class time. Further, the committee also noted potential issues with facility usage for practice(s) and the likelihood that student-athletes will experience more late night and early morning practices. The committee also noted that while the proposal intends to provide consistent post-season opportunities for student-athletes, the reality is that many institutions are unable to afford the opportunity. Therefore, there will be a financial impact that will result in additional opportunities for only some student-athletes. The committee also considered the additional post-season opportunity that this legislation may offer some student-athletes, but was not ultimately swayed by this limited gain.</p>

President's Council and Management Council Members Not Attending Convention

Marcia Keizs, Cappy Hill

President's Council and Management Council Members on Dais and Unable to Speak on Position Papers

Jim Bultman, Chris Martin

Management Council Members – Unassigned but Available

None

President's Council Members – Unassigned but Available

Tom Chema, Sharon Herzberger, Fred Ohles, Ronald Thomas



**DIVISION III PRESIDENTS/CHANCELLORS SCHEDULE Indianapolis, Indiana
JANUARY 10-14, 2012**

**NOTE – All room locations are in the JW Marriott unless otherwise indicated
White River Ballroom (Junior Ballroom) is located on the 2nd floor of the JW Marriott**

TIME	DIVISION III	ASSOCIATION-WIDE	ROOM LOCATION
Thursday, January 12			
9:30 to 11 a.m.		Education Sessions: <ul style="list-style-type: none"> Title IX: The Latest Developments and Trends – Convention Center – Wabash Ballroom The Division III Student-Athlete Experience – Convention Center – Rooms 107-110 Education-Impacting Disabilities: Student-Specific Impact, Campus-Wide Solutions – Convention Center – Rooms 120-124 Enforcement Experience – Convention Center - Sagamore 1-3 	
11:15 a.m. to 12:15 p.m.		Education Sessions: <ul style="list-style-type: none"> Addressing Violence: Cross-Campus Solutions – Convention Center – Rooms 120-124 Budgeting to Success – Convention Center – Wabash Ballroom Getting our Attention: Non-Medical Use of ADHD Stimulants on College Campuses – Convention Center – Rooms 107-110 Using Technology to Work Smarter of NCAA Division III Campuses – Convention Center – Sagamore Ballroom 1-3 	
12:30 to 2 p.m.		Association Luncheon	Convention Center – 500 Ballroom
2 to 3:45 p.m.		New Presidents Orientation	White River Ballroom G
2:15 to 3:45 p.m.		Education Sessions: <ul style="list-style-type: none"> Division III Athletics Recruiting: Finding a Balance That Makes Sense – Convention Center – Rooms 120-124 The FAR in the Enforcement Process: Contributing to Institutional Control – Convention Center – Rooms 116-117 Social Media: Building and Engaging an Online Community – Convention Center – Sagamore Ballroom 1-3 	
4 to 5:30 p.m. (Doors open at 3:30 p.m.)		Opening Business Session	Grand Ballroom 9-10 [3 rd floor]
5:30 to 7 p.m.		Delegates Reception	Grand Ballroom 9-10 [3 rd floor]
Friday, January 13			
7:30 to 9 a.m.		President's Breakfast	Downtown Marriott – Marriott 2-4
8 to 9:30 a.m.		Presidents and Chancellors Spouse and Guest Breakfast	Eiteljorj Museum
9 to 11:30 a.m.	Division III Issues Forum		White River Ballroom E-J
11:30 a.m. to 1:30 p.m.	Presidents/Chancellors Forum and Luncheon		Grand Ballroom 6 [3 rd floor]
1 to 5 p.m.	Conference Meetings		
4 to 5 p.m.	Provisional/Reclassifying Education Session		
5 to 6 p.m.	Presidents Council Hosted Reception [Including SAAC]		Grand Ballroom 6 [3 rd floor]
6 to 8 p.m.		Honors Celebration	Downtown Marriott – Marriott Ballroom

TIME	DIVISION III	ASSOCIATION-WIDE	ROOM LOCATION
Saturday, January 14			
7 to 8:30 a.m.	Delegates Breakfast		Foyer of White River Ballroom
8 a.m. to noon	Business Session		White River Ballroom
11:30 a.m. to 1:30 p.m.	Delegates Luncheon		Foyer of White River Ballroom

COMMITMENTS FOR PRESIDENTS COUNCIL MEMBERS

Thursday, January 12			
7:30 to 9:30 a.m.	Joint PC/MC/SAAC Breakfast		White River Ballroom F
11 a.m. to 2 p.m.	Presidents Council Meeting		White River Ballroom C & D
Friday, January 13			
7:30 to 9 a.m.		President's Breakfast	Downtown Marriott – Marriott Ballroom 2-4
9 to 11:30 a.m.	Division III Issues Forum		White River Ballroom E-J
11:30 a.m. to 1:30 p.m.	Presidents/Chancellors Forum and Luncheon		Grand Ballroom 6 [3 rd floor]
5 to 6 p.m.	Presidents Council Hosted Reception (including SAAC)		Grand Ballroom 6 [3 rd floor]
Saturday, January 14			
7 to 8:30 a.m.	Delegates Breakfast		Foyer of White River Ballroom
8 a.m. to noon	Division III Business Session		White River Ballroom
11:30 a.m. to 1:30 p.m.	Delegates Luncheon		Foyer of White River Ballroom



A G E N D A

National Collegiate Athletic Association
Joint Meeting of the Division III Presidents Council,
Management Council and Student-Athlete Advisory Committee

JW Marriott
Indianapolis, IN

January 12, 2012
7:30 to 9:30 a.m.

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|-----------|------|--|
| 8:00 a.m. | 1. | Opening remarks. [Jim Bultman, Chris Martin and Brittany Petrella] |
| 8:10 a.m. | 2. | SAAC report on key issues. [Petrella] |
| | a. | Division III SAAC communication strategy. |
| | b. | Special Olympics Initiative. |
| | c. | Convention student-athlete attendance. |
| | d. | 2012 legislative proposals. |
| | i. | Committee position. |
| | ii. | Questions and answers. |
| 8:25 a.m. | 3. | Round table discussion. [All] |
| | a. | 2012-2015 budget planning and principle of student-athlete well being. |
| | b. | Disability issues. |
| | c. | Establishing relationships between faculty and the athletics department. |
| | i. | Coaches. |
| | ii. | Student-athletes. |
| | iii. | Administration. |
| 9:20 a.m. | 4. | Adjournment. [Petrella] |

A G E N D A

The National Collegiate Athletic Association

Division III Issues Forum

J.W. Marriott
Indianapolis, Indiana

January 13, 2012
9 to 11:30 a.m.

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|---------------------|----|--|
| 9 to 9:10 a.m. | 1. | Welcome and Overview of the Session. [Jim Bultman, president, Hope College] |
| 9:10 to 9:25 a.m. | 2. | 10 year Anniversary of the Division III Strategic Alliance Matching Grant and Ethnic Minority and Women's Internship Programs. [Bultman] |
| 9:25 to 10:50 a.m. | 3. | Academic Reporting Pilot. [Jim Schmutter, president, Western Connecticut State University; Jeff Ankrom, Wittenberg University, Division III Academic Reporting Working Group; Eric Hartung, associate director of research for Division III, NCAA and Tim Millerick, vice president for student affairs and athletics, Austin College] |
| 10:50 to 11:20 a.m. | 4. | 2012 Legislative Proposals. [Jeff Myers, director, academic and membership affairs for Division III, NCAA] |
| 11:20 to 11:30 a.m. | 5. | Final Remarks. [Bultman] |
| 11:30 a.m. | 6. | Adjournment. |

A G E N D A

The National Collegiate Athletic Association

Presidents and Chancellors Issues Forum and Luncheon

J.W. Marriott
Indianapolis, Indiana

January 13, 2012
11:30 a.m. to 1:30 p.m.

- | | |
|---------------------|---|
| 11:45 a.m. to Noon | 1. Welcome and remarks. [Jim Bultman, president, Hope College] |
| Noon to 12:10 p.m. | 2. Presidential Leadership. [Jim Schmotter, president, Western Connecticut State University and Dan Dutcher, vice president for Division III, NCAA] |
| 12:10 to 12:35 p.m. | 3. Division III Expense Pilot (“Dashboard Indicators”). [Jim Isch, chief operating officer, NCAA (tentative) and Eric Hartung, associate director of research for Division III, NCAA] |
| 12:35 to 1 p.m. | 4. NCAA Inclusion Update. [Bernard Franklin, executive vice president of membership and student-athlete affairs/chief inclusion officer, NCAA] |
| 1 to 1:15 p.m. | 5. 2012 Convention – key legislative proposals and procedures. [Dutcher] |
| 1:15 to 1:30 p.m. | 6. Open forum. |
| | 7. Adjournment. |



The National Collegiate Athletic Association

Athletics Direct Reports Forum and Luncheon

J.W. Marriott
Indianapolis, Indiana

January 13, 2012
11:30 a.m. to 1:30 p.m.

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| 11:30 a.m. | 1. | Lunch served. |
| 11:50 to 11:55 a.m. | 2. | Welcome and remarks. [Charles Harris, executive vice president, Averett University] |
| 11:55 a.m. to 12:25 p.m. | 3. | The Student-Athlete Experience: Findings from the CIRP and GOALS Studies. [Leah Kareti, director of Division III governance, NCAA, Annie Kearns, NCAA research consultant] |
| 12:25 to 1 p.m. | 4. | Creating Integrated Campus Environments. [Round table discussion led by Lou Stark, vice president for student affairs, Coe College] |
| 1 to 1:15 p.m. | 5. | 2012 Convention – key legislative proposals and procedures. [Jeff Myers, director of Academic and Membership Affairs for Division III, NCAA] |
| 1:15 to 1:30 p.m. | 6. | Open Forum. |
| 1:30 p.m. | 7. | Adjournment. |

NCAA DIVISION III BUSINESS SESSION

J.W. Marriott
Indianapolis, Indiana

Saturday, January 14, 2012

Time	Session
8 to 8:05 a.m.	1. Welcome and Announcements. [Jim Bultman, president, Hope College]
8:05 to 8:15 a.m.	2. Identity Update. [Bultman]
8:15 to 8:30 a.m.	3. Special Olympics Update. [Brittany Petrella, chair Division III Student-Athlete Advisory Committee, Rowan University; and Jason Plante, Special Olympics athlete]
8:30 to 8:50 a.m.	4. Acceptance of Convention Notice and Program. [Bultman]
8:50 to 10:05 a.m.	5. Roll call and Non Roll Call Voting. [Chris Martin, commissioner, College Conference of Illinois and Wisconsin]
10:05 to 10:10 a.m.	6. Election of Management Council Members. [Bultman and Mike Vienna, director of athletics and recreation, Salisbury University]
10:10 to 10:30 a.m.	7. BREAK
10:30 to 10:45 a.m.	8. Window of Reconsideration. [Martin]
10:45 to 11:15 a.m.	9. Financial Dashboards Update. [Kurt Beron, faculty athletics representative, University of Texas at Dallas; Rob Coleman, special assistant to the president and executive director of athletics, Whittier College; Eric Hartung, associate director of research for Division III, NCAA and Tim Millerick, vice president for student affairs and athletics, Austin College]
11:15 to 11:30 a.m.	10. Closing Remarks. [Bultman]
11:30 a.m.	11. Delegates Luncheon.

SUPPLEMENT NO. 16

Litigation Report

Will be

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At the

Meeting

NCAA Government Relations Report

(December 2011)

1. Congressional Overview.

As the 112th Congress enters the last month of its first session, a number of legislative priorities still remain. During the final weeks of the year, Congress is expected to consider several proposals that would extend the payroll tax cut, extend unemployment insurance benefits for the long-term jobless, patch the alternative minimum tax, and prevent a cut in payments to doctors who treat Medicare patients. Also, with Congress only passing three appropriations bills this year, it is expected that an omnibus bill will be used to pass the nine remaining spending measures.

The upcoming 2012 Presidential and Congressional elections have continued to garner significant attention in Washington, D.C. After more than a dozen Republican Presidential debates, several Republican candidates head into the primary season to challenge President Barack Obama next year. In the halls of Congress, the 2012 election landscape is also taking shape. To date, seventeen House Democrats have announced they will not seek another term, although eight of those individuals are seeking other offices. Most notably, senior Democrats Representative Barney Frank (D-MA), ranking member of the House Financial Services Committee and Representative Charlie Gonzalez (D-TX), Chair, Congressional Hispanic Caucus will not run for reelection. To date, seven House Republicans have announced that they will not seek another term in 2012 but all are expected to run for other offices.

During the last quarter of 2011, Congress has shown significant interest in collegiate athletic issues. Alleged criminal violations by current and former athletic department personnel at membership schools have led to some scrutiny of college athletics and the NCAA. Members of Congress have also shown an interest in a variety of other matters including, pay-for-play, scholarship limitations, medical coverage, sport related head injuries, conference realignment, the Bowl Championship Series, and the academic success of student-athletes. The NCAA Office of Government Relations has worked with NCAA colleagues to address specific concerns expressed by members of Congress and their staffs.

2. Federal Issues.

a. Concussions and Helmet Safety.

On October 19, 2011, the Senate Committee on Commerce, Science and Transportation convened a hearing to examine concussions in sports and the marketing of sports equipment as “anti-concussion” or “concussion-reducing.” Witnesses included Alexis Ball, student and former student-athlete, University of New Mexico; Steven Threet, student and former student-athlete, Arizona State University; Dr. Jeffrey Kutcher, assistant professor, Department of Neurology, University of Michigan and director, Michigan NeuroSport; Dr. Ann McKee, Professor of Neurology and Pathology, Boston University and director, Neuropathology Core, BU Alzheimer’s Disease Center; and Mike Oliver, executive director, National Operating Committee on Standards for Athletic Equipment.

The testimony of the witnesses and follow-up questions from the senators in attendance focused on the need for additional science to better diagnose and treat concussions and greater education and awareness to effectively change the culture in sports in respect to head injuries. Also, a great deal of time was spent disputing claims by sports equipment companies that their products prevent or decrease the chances of an athlete suffering a concussion. Committee member Senator Tom Udall (D-NM), who introduced legislation aimed at protecting youth athletes from the dangers of sports-related concussions, identified specific examples of mouth guards, headbands, helmets and dietary supplements being promoted as reducing the chances of concussions.

NCAA Government Relations staff will continue to monitor any next steps stemming from this hearing and track legislative efforts aimed at improving voluntary football helmet standards for youth athletes, increasing the penalties for companies that make false injury prevention claims and requiring elementary and secondary schools to implement standard plans for concussion safety and management.

b. Internet Gambling.

On October 25, 2011, the House Energy and Commerce Subcommittee on Commerce, Manufacturing, and Trade held a hearing entitled “Internet Gambling: Is There a Safe Bet?” The discussion during the hearing centered on what, if any, forms

of Internet gaming should Congress allow and how any changes to current law might impact consumers and other stakeholders. A follow-up hearing entitled “Internet Gaming: Regulating in an Online World” was conducted by the same subcommittee on November 18, 2011. The hearing served as an extension of the initial discussion but also explored the effectiveness of current enforcement efforts in jurisdictions that have legalized online gaming.

While the hearings did not focus on any specific piece of legislation, there were general references to existing legislation, most notably H.R. 2366, the Internet Gambling Prohibition, Poker Consumer Protection, and Strengthening UIGEA Act of 2011. H.R. 2366, which was introduced by Representative Joe Barton (R-TX), would allow for the licensing, regulation, and taxation of Internet poker. Under the proposed Act, wagering on athletic competitions would be prohibited. The hearings did not provide any clarity as to what, if any, actions would be taken to mark-up existing legislation related to online gambling.

The NCAA Office of Government Relations will continue to work with other groups including the professional sports leagues to prevent the passage of any legislation that would allow online wagering on athletic competitions.

c. Sports Wagering.

Representative Frank Pallone, Jr (D-NJ) issued a press release on November 9, 2011, expressing his intent to introduce legislation that would amend the Professional Amateur Sports Protection Act (PASPA) and exclude New Jersey from the prohibition on professional sports gambling. Under the proposed act, New Jersey would be allowed to conduct a lottery, sweepstakes, or other betting scheme on professional sporting events. The legislation would not allow wagering on collegiate competitions.

d. Student-Athlete Welfare Issues.

On November 1, 2011, Representative Bobby Rush (D-IL) convened a roundtable discussion on college athletics and the welfare of student-athletes. Entitled, “Hypocrisy or Hype? The Impacts of Back-Room Deals, Payoffs, and Scandals in American Collegiate Student Athletics,” the roundtable was touted as an opportunity for participants to offer their perspectives on the current state of NCAA athletics and

recent revelations arising out of significant NCAA infractions and violations. Participants included Congressman Rush; Congressman John Conyers (D-MI); Jeremy Schaap, ESPN; Andy Schwarz, sports economist, OSKR; Derek Samson, assistant managing editor, Rivals.com; Josh Luchs, former NFL agent; Valerie Hardrick, Mother of Kyle Hardrick (former basketball scholarship athlete at the University of Oklahoma); Joan Jolly (mother of former Hampton University student-athlete); Ramogi Huma, president, National College Players Association, Shane Battier, Memphis Grizzlies Forward (former basketball scholarship athlete at Duke University); Thaddeus Young, Philadelphia 76ers forward (former basketball scholarship athlete at Georgia Tech); Dr. Ellen Staurowsky, professor of sports management, Drexel University; and Warren K. Zola, assistant dean for graduate programs, Boston College.

Among the many issues discussed were the value and duration of athletic scholarships, medical coverage and payment of medical expenses for student-athletes, the right of a student-athlete to retain an agent and legal counsel, rules that prevent student-athletes from negotiating their own marketing deals, and matters related to commercialism and student-athlete likeness.

3. State Issues.

a. New Jersey - Sports Wagering.

On November 8, 2011, the citizens of New Jersey were presented with a nonbinding referendum on the statewide ballot, asking if sports betting should be allowed at the state's racetracks and Atlantic City casinos. The referendum was supported by an overwhelming majority of New Jersey voters and received the support of Governor Chris Christie, who has committed to fighting for sports betting with its passage. Despite the passage of this referendum, a number of substantial hurdles exist before New Jersey can offer wagering opportunities on professional and collegiate athletic competitions. The most significant roadblock is the Professional and Amateur Sports Protection Act (PASPA), which prohibits sports betting in all but four states – Nevada, Oregon, Montana, and Delaware, who all had some form of sports betting

before PASPA was passed in 1992. It is expected that legislative and legal efforts will be launched to overturn PASPA and allow New Jersey and ultimately other states to legally conduct a sports wagering scheme.

The NCAA will work with the professional sports leagues and other interested groups to protect against any efforts to repeal PASPA. We will continue to monitor legislation at the state and federal level and educate policymakers on the dangers associated with sports betting.

b. Uniform Athlete Agents Act.

The Uniform Athlete Agents Act (UAAA) is a state model act designed to protect student-athletes and membership institutions from the unscrupulous conduct of some athlete agents. The act establishes uniform athlete agent registration procedures and places limitations on the type of conduct that an athlete agent may engage in when dealing with a student-athlete. In addition, the act imposes criminal, civil and/or administrative penalties against unscrupulous agents.

On November 17, 2011, the NCAA convened a summit on the Uniform Athlete Agents Act (UAAA) in Washington D.C. The summit was an opportunity to bring key stakeholders together to discuss the UAAA, its effectiveness, and what, if any changes need to be made to the model Act. State agencies responsible for administering the UAAA, athlete agents, professional sports leagues, professional sports leagues players' associations, NCAA membership, and the original drafters of the UAAA were represented at this meeting. The need for cooperation between key stakeholders, enhancing enforcement efforts of the UAAA, and additional education about the Act and available resources for student-athletes and membership institutions were highlighted as necessary elements in curbing the improper and often illegal conduct of some athlete agents.

NCAA staff intends to continue this dialogue and outreach to individuals and groups who play a vital role in enforcing the UAAA and protecting student-athletes and NCAA members from the detrimental impact of unscrupulous athlete agents.

c. Higher Education Associations.

NCAA government relations staff continues to build strong relationships with various higher education associations. The American Council on Education (ACE), the Association of American Universities (AAU), the Association of Public and Land-grant Universities (APLU), and the National Association of Colleges and University Business Officers (NACUBO) among others, continue to provide guidance and support on issues of common interest. The NCAA government relations staff looks forward to continuing these mutually beneficial relationships to better formulate and further the NCAA's legislative goals.

SUMMARY OF WINTER 2012 QUARTERLY MEETINGS

The National Collegiate Athletic Association

Division III Management Council January 11, 2012 Indianapolis, IN	Division III Presidents Council January 12, 2012 Indianapolis, IN	Division III Management Council January 14, 2012 Indianapolis, IN
<p>Kitty Baldrige, Gallaudet University</p> <p>Kurt Beron, University of Texas at Dallas</p> <p>Stan Ching, Connecticut College</p> <p>Karla Conrad, Manchester College</p> <p>Tim Downes, Emory University</p> <p>Tucker Glass, Plattsburgh State University of New York</p> <p>Mary Jo Gunning, Marywood University</p> <p>Marjorie Hass, Austin College</p> <p>Charles Harris, Averett University</p> <p>Janine Hathorn, Washington and Lee University</p> <p>Portia Hoeg, Lake Forest College</p> <p>Fredina Ingold, Pennsylvania State University, Altoona</p> <p>Bill Klika, Fairleigh Dickinson University, Florham</p> <p>Chris Martin, College Conference of Illinois & Wisconsin [<i>chair</i>]</p> <p>Jeff Martinez, University of Redlands [<i>vice chair</i>]</p> <p>Nancy Meyer, Calvin College</p> <p>Steve Nelson, University of Wisconsin, Superior</p> <p>Charlie Robert, Nichols College</p> <p>Terry Rupert, Wilmington College (Ohio)</p> <p>Lou Stark, Coe College</p> <p>Chris Thomforde, Moravian College</p>	<p>Livingston Alexander, University of Pittsburgh, Bradford</p> <p>Robert Antonucci, Fitchburg State College</p> <p>James Bultman, Hope College [<i>chair</i>]</p> <p>Thomas Chema, Hiram College</p> <p>Brian Levin-Stankevich, University of Wisconsin, Eau Claire</p> <p>Lisa Marsh Ryerson, Wells College</p> <p>Chris Martin, College Conference of Illinois & Wisconsin [<i>chair of Management Council</i>]</p> <p>Jeff Martinez, University of Redlands [<i>vice-chair of Management Council</i>]</p> <p>Jack Ohle, Gustavus Adolphus College</p> <p>Fred Ohles, Nebraska Wesleyan University</p> <p>Rosalind Reichard, Emory and Henry College</p> <p>James Schmotter, Western Connecticut State University [<i>vice-chair</i>]</p> <p>Ron Thomas, University of Puget Sound</p>	<p>Kitty Baldrige, Gallaudet University</p> <p>Kurt Beron, University of Texas at Dallas</p> <p>Stan Ching, Connecticut College</p> <p>Karla Conrad, Manchester College</p> <p>Tim Downes, Emory University</p> <p>Tucker Glass, Plattsburgh State University of New York</p> <p>Charles Harris, Averett University</p> <p>Janine Hathorn, Washington and Lee University</p> <p>Portia Hoeg, Lake Forest College</p> <p>Fredina Ingold, Pennsylvania State University, Altoona</p> <p>Bill Klika, Fairleigh Dickinson University, Florham</p> <p>Chris Martin, College Conference of Illinois & Wisconsin</p> <p>Jeff Martinez, University of Redlands [<i>chair</i>]</p> <p>Nancy Meyer, Calvin College</p> <p>Steve Nelson, University of Wisconsin, Superior</p> <p>Charlie Robert, Nichols College</p> <p>Lori Runksmeier, New England College</p> <p>Terry Rupert, Wilmington College (Ohio) [<i>vice chair</i>]</p> <p>Lou Stark, Coe College</p> <p>Chris Thomforde, Moravian College</p> <p>DeLaine Whitlock, Concordia University, SAAC representative</p>
ABSENTEES	ABSENTEES	ABSENTEES
	<p>Charley Edmondson, Alfred University</p> <p>Sharon Herzberger, Whittier College</p> <p>Catharine Hill, Vassar College</p> <p>Marcia Keizs, York College</p>	

OTHER PARTICIPANTS	OTHER PARTICIPANTS	OTHER PARTICIPANTS
Scott Bearby, NCAA Gary Brown, NCAA Jack Copeland, NCAA contractor Azure Davey, NCAA Daniel T. Dutcher, NCAA Mark Emmert, NCAA Kim Ford, NCAA Bernard Franklin, NCAA Jan Gentry, NCAA Eric Hartung, NCAA Leah Kareti, NCAA, <i>recording secretary</i> Debbie Kresge, NCAA Kat Krtnick, NCAA Kiera Miller, NCAA Jeff Myers, NCAA Kristin Nesbitt, NCAA Kathleen Sipe, Depauw University Liz Suscha, NCAA John Williams, NCAA	Gary Brown, NCAA Daniel T. Dutcher, NCAA Mark Emmert, NCAA Eric Hartung, NCAA Leah Kareti, NCAA, <i>recording secretary</i> Debbie Kresge, NCAA Kat Krtnick, NCAA Kiera Miller, NCAA Jeff Myers, NCAA Kristin Nesbitt, NCAA Wendy Walters, NCAA	Gary Brown, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Jan Gentry, NCAA Eric Hartung, NCAA Leah Kareti, NCAA, <i>recording secretary</i> Debbie Kresge, NCAA Kiera Miller, NCAA Jeff Myers, NCAA

1. WELCOME AND ANNOUNCEMENTS.

January 11 Management Council. The meeting was called to order at 8:02 a.m. by the chair, Chris Martin. The chair welcomed Council members and reviewed the agenda for the meeting.

Presidents Council. The meeting was called to order at 11:06 a.m. by the chair, President Jim Bultman. The chair welcomed Council members and reviewed the agenda for the meeting.

January 14 Management Council. The meeting was called to order at 12:06 p.m. by chair Jeff Martinez. The chair welcomed new member Lori Runksmeier to the Management Council.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meetings – October 17-18, 2011.

January 11 Management Council. The Management Council approved the summary of its October 17-18, 2011, meetings as presented.

Presidents Council. No action necessary.

b. Presidents Council Meeting – October 27, 2011.

Management Council. No action necessary.

Presidents Council. The Presidents Council approved the summary of its October 27, 2011, meeting as presented.

c. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the October 7, 31, and December 9, 2011, Administrative Committee actions.

Presidents Council. The Presidents Council approved the minutes of the October 7, 31, and December 9, 2011, Administrative Committee actions.

3. COMMITTEE RECOMMENDATIONS AFFECTING DIVISION III.

a. Division III Joint Presidents Council/Management Council Committees or Subcommittees.

(1) Convention-Planning Subcommittee.

Staff Liaisons:
Davey, Dutcher,
Kareti, Kresge

Council Reps:
Beron, Conrad,
Edmundson,
Herzberger,
Meyer, Stark

January 11 Management Council. The Council reviewed the committee's report and was briefed on the agendas for the following sessions scheduled to occur during the 2012 Convention:

- Division III Commissioners meeting.
- Using Technology to Work Smarter on Division III Campuses. The Division III Student-Athlete Experience.
- NADIII AA – Division III Athletics Recruiting – Finding a Balance that Makes Sense.
- Division III Issues Forum.
- Presidents/Chancellors Forum and Luncheon.
- Athletics Direct Reports Forum and Luncheon.
- Business Session Agenda.

The Council requested that the staff break out athletics direct reports on future Convention registration updates and work to further increase the programming directed toward student-athletes attending the Convention.

The Council received an abbreviated presentation on the Academic Reporting Pilot to prepare members to serve as facilitators in the Issues Forum. The Council also reviewed Convention registration figures, requesting that staff add Athletics Direct Reports to the list of positions broken out in the registration report.

Presidents Council. No action was necessary.

January 14 Management Council. The Council discussed the logistics and content of the 2012 Convention and forwarded the committee several comments and recommendations for consideration. [See Page Nos. 23 and 24]

(2) **Strategic-Planning and Finance Committee.**

a. Division III Budget-to-Actual and Six Year Projections.

Staff Liaisons:
Dutcher, Kareti,
Myers, Hartung

January 11 Management Council. The Council reviewed the division's budget report as of November 1, 2011. No action was necessary.

Presidents Council. No action was necessary.

Council Reps:
Beron, Chema,
Glass, Hass,
Levin-Stankevich,
Marsh Ryerson,
Martin, Martinez,
Schmotter,
Stark

b. Preliminary 2012-15 Budget Considerations.

January 11 Management Council. The Council reviewed the committee's report on the series of championship and nonchampionship Initiatives under consideration for the 2012-15 budget. The committee will engage in formal consideration of these budget initiatives on its February teleconference. Initiatives under consideration for inclusion in the budget are described below.

	Initiative	Estimated annual expense	Program description
A	FAR Institute	\$85,000	<p>This program is designed to enhance the effectiveness of FARs at the campus, conference and national levels. It operated on a pilot basis in 2010 and 2011 with a budget allocation of \$75,000. Actual expenses were closer to \$80,000.</p> <p>The committee reviewed nomination and selection history by conference as well as participant evaluations.</p>
B	MOAA Institute	\$50,000	<p>The Minority Opportunities in Athletics Association (MOAA) has requested that Division III engage in a partnership to provide enhanced educational opportunities to advance ethnic minorities in the profession of collegiate athletics administration. MOAA has proposed a two-phased plan to (1) develop current minority administrators via a symposium conducted at the NACDA and Affiliates Convention week and (2) increase the number of ethnic minorities in candidate pools for Division III positions via hosting a specialized workshop regarding the recruitment, development and retention of minority administrators.</p> <p>The committee advised the staff that phase two should be the initial focus of this partnership (enhancing candidate pools) followed later by the proposed phase one (enhanced development for ethnic minority individuals already holding administrative positions).</p>
C	NASPA Drug Education Collaboration	\$600,000	<p>The NCAA Division III and NASPA partnership will promote an integrated model for on-campus collaborations among student affairs and athletics professionals and provide resources to deliver effective alcohol and drug education for the well-being and success of all students.</p>

	Initiative	Estimated annual expense	Program description
D	Division III Staffing	\$200,000	<p>In its April meeting, the NCAA Executive Committee approved a recommendation to grant Divisions II and III financial flexibility for dollars already allocated to Divisions II and III to manage potential support and staffing needs as membership increases over the next several years.</p> <p>The Division III governance staff is proposing an addition of two FTEs (to be placed in Academic and Membership Affairs and Governance) and the use of contract support to provide enhanced service to the Division's 442 active and provisional institutions and 42 conferences.</p>
E	Special Olympics Activation	\$50,000	<p>The purpose of the partnership is to improve the lives of Special Olympics athletes through their involvement with Division III student-athletes and to foster a mutual learning experience between Division III student-athletes and Special Olympics athletes.</p> <p>Through this partnership, Division III student-athletes across the country will be encouraged to participate in existing Special Olympics events, create their own events, or otherwise serve to support the Special Olympics organization. The activities pursued by student-athletes will vary in each state and region, tailored to best utilize the student-athletes' time and local resources.</p> <p>This partnership provides the opportunity for student-athletes to engage with Special Olympics and collaborate with existing student-led programs on campus.</p> <p>The Division III budget allocation will support the Special Olympics activities conducted at Division III Championships and related signage.</p>
F	Sports Information Professional Development	\$50,000	<p>The division currently provides professional development support to SIDs through Tier I of the Conference Grant program. Conferences are annually required to support at least one SID to attend a professional development event.</p> <p>This allocation would support enhanced professional development opportunities for campus SIDs. The initiative began as a result of CoSIDA asking Division III to consider issuing a model strategic communications document and the Division III SIDA response to that request indicating that Division III SIDs feel that they have both influence and respect on their individual campuses, but they do lack in staff support.</p>

	Initiative	Estimated annual expense	Program description
G	Championships Initiatives	\$3,341,373	<p>The sum total of all requests from all sport committee's totals over \$3 million, but the Championships Committee will prioritize which of these requests it believes should be funded. The requests focus primarily on per diem increase, funding the recently approved travel party size increases, field size enhancements, and officiating enhancements.</p> <p>The committee advised that the Championships Committee retain as a priority the goal of fully funding all Division III championships.</p>

Presidents Council. No action was necessary.

c. NCAC Branch Rickey Mentor Program.

January 11 Management Council. The Council reviewed the committee's report regarding information received from the North Coast Athletic Conference (NCAC) to identify current female and ethnic or racial minority NCAC students with interests in coaching, athletic administration or sports information careers and to help develop them into potential candidates for NCAC members.

The mentoring program is a professional shadowing experience that matches veteran NCAC athletic administrators and coaches with female and minority students who aspire to a career in college athletics. This experience provides mentees access to the full scope of what it means to be a collegiate athletics professional on and off the courts and fields, prior to, during and after game days. The goal is to show exactly what athletics professionals do in their jobs.

The committee endorsed providing financial support to this effort and also endorsed the general concept of developing Division III student-athletes into Division III athletics professionals.

Presidents Council. No action was necessary.

d. Conference Grant Program.

January 11 Management Council. The Council discussed use of tier one funds by Faculty Athletics Representatives. The Council acknowledged the importance of the required signatures in the conference grant process to promote local dialogue and noted that individuals should not sign the requisition or impact forms if they do not believe funds are being allocated appropriately.

Presidents Council. No action was necessary.

Staff Liaisons:
Dutcher, Kareti
Myers

Council Reps:
Antonucci,
Bultman,
Harris,
Hass, Martin,
Reichard,
Stark,
Thomforde

(3) Joint Legislative Steering Subcommittee.

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

b. Management Council Subcommittees.

Staff Liaisons:
Davey,
Nesbitt

Council Reps:
Ching,
Downes,
Harris

(1) Academic Issues Subcommittee.

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Brooks,
Oakes

Council Reps:
Downes,
Gunning,
Hathorn,
Robert, Rupert

(2) Subcommittee for Legislative Relief.

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Myers, Nesbitt,
Suscha

Council Reps:
Ching, Conrad,
Harris, Klika,
Martin, Meyer,
Nelson

(3) Playing and Practice Seasons Subcommittee.

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

c. Division III Committees.

Staff Liaisons:
Gentry, Suscha,
Williams

Council Reps:
Downes,
Martin,
Nelson

(1) Championships Committee.

(a) Budget Priorities for 2012-15 Triennium.

January 11 Management Council. The Council reviewed the committee's report regarding several items related to championships funding, including those proposed by sport committees, as part of the 2012-15 budget process. At this stage, all items were evaluated in one of the following three ways: a) as a high priority; b) as requiring additional consideration; or c) as rejected altogether. In addition, the Championships Committee determined that all sport committee proposals concerning awards shall be referred to the NCAA staff for consideration as part of an overall awards program review (women's ice hockey, women's lacrosse and softball). During subsequent meetings, the Championships Committee will continue the discussion by further prioritizing the items and recommending a year of implementation and funding source for each item still under consideration. Funding sources include the allocation of new funds, the reallocation of existing funds, the allocation of inflationary funds, and the commitment of reserve funds. No action was necessary.

Presidents Council. No action was necessary.

(b) Regional Alignment.

January 11 Management Council. The Council reviewed the committee's report noting that the NCAA staff reported that, in the near term, sport committees will have an additional opportunity for feedback on the proposed sport region realignment. The Championships Committee will evaluate the feedback and determine the next steps related to the project. No action was necessary.

Presidents Council. No action was necessary.

(c) Selection Criteria.

January 11 Management Council. The Council accepted the information that the committee engaged in a follow-up discussion from the September meeting concerning the selection principles of teams selected for Division III championships. Specifically, the committee discussed including all contests against Division III opponents in the primary criteria and including all contests against non-Division III opponents in the secondary criteria (i.e., "a game is a game" against Division III opponents) with an interest to maintain the Division III philosophy of emphasizing in-region competition. The committee suggested that institutions must meet a minimum threshold (e.g., 70 percent) of in-region contests to be eligible for selection. However, staff will analyze data from the team score-reporting system to gauge the appropriate percentage to apply before further discussion. It is anticipated that regardless of changes to the selection criteria or ranking process, many institutions will continue to schedule the majority of their contests based on geographic proximity to minimize travel expenses. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Hartung,
Myers,
Nesbitt

Council Rep:
Rupert

(2) Financial Aid Committee.

(a) Expedited Reviews.

January 11 Management Council. The Council accepted the information that the expedited review process is a precursor to the Level I review for cases where no action was taken at the Level I or II review stages in prior reporting cycles but the institutions have met one of the Level I triggers in the current reporting cycle. A subcommittee of the Financial Aid Committee, comprised of three members, reviewed each case in early October 2011 and determined one of two possible outcomes – take no action or forward the case to a full committee review at Level I.

Forty-nine institutions met the criteria for an expedited review. The subcommittee took no further action on 21 cases and forwarded 28 to Level I for a full committee review. No action was necessary.

Presidents Council. No action was necessary.

(b) Level I Reviews.

January 11 Management Council. The Council accepted the information that there are three possible outcomes resulting from a Level I Review: 1) take no further action at this time; 2) take no further action with a conditional review in the subsequent reporting cycle, or 3) refer the case to a Level II review. The committee reviewed the current financial aid school profile report, a trend report on key financial aid indicators and a school's review history to determine if an explanation is warranted for evidence of a financial aid advantage for student-athletes. If an explanation is warranted, the case was forwarded to Level II.

Sixty institutions met the criteria for a Level I review. Twenty-eight were forwarded from the Expedited Review process, four cases were the result of a conditional outcome from the 2010-11 reporting cycle, 13 cases were reviewed as a condition of a past enforcement referral and 15 schools triggered a Level I review for the first time.

The committee in early November, took no further action on 20 cases, took no further action with a request for a conditional review in the 2012-13 reporting cycle for two schools, tabled three cases for further information and sent 36 cases to Level II. No action was necessary.

Presidents Council. No action was necessary.

(c) Update on Educational Programming Efforts.

January 11 Management Council. The Council accepted the information that the NCAA staff provided to the Financial Aid Committee information on current and planned outreach initiatives and reviewed the current educational presentation that is being used for meetings of various national and regional membership bodies. The staff noted that current targeted audiences include athletic conferences and financial aid officer organizations. Committee members noted that institutions can fail to realize that violations of the legislation can occur in the absence of intentional action, particularly in scenarios involving the impact of otherwise permissible awards. The committee agreed that the focus of financial aid education should be to clarify that financial aid is a holistic compliance issue. The committee suggested that the message should be delivered to key players in the financial aid process such as athletic directors, enrollment administrators, and financial aid officers.

Presidents Council. No action was necessary.

Staff Liaisons:
Cooper,
Elworth

Council Rep:
Gunning

(3) **Committee on Infractions.**

- **Policies and Procedures – 19.5.2 – Penalties, Disciplinary Measures and Corrective Actions for Major Violations.**

Management Council. The Management Council approved a revision made to its previous recommendation to revise Bylaw 19.5.2 (Penalties, Disciplinary Measures and Correction Actions for Major Infractions), pursuant to Constitution 5.2.3.3, by adding subsection (5) to proposed Bylaw 19.5.2-(g) to read:

- (5) In conjunction with any vacation, the return of individual or team awards to the Association may be required.

The Council also approved this item in legislative format (see page 26).

It has been the practice of the Committee on Infractions to order the return of trophies or other awards to the Association when the contest(s) that resulted in the awarding of the trophy or award is vacated. The committee has historically ordered the return based on its “catch-all” authority in Bylaw 19.5.2, which allows the committee to impose other penalties as appropriate. However, a concern has arisen regarding future committees. If the makeup of the committee and/or the committee staff changes, there is a risk that in the future the committee could fail to order the return of trophies and awards in conjunction with ordered vacations. To help ensure consistency in vacation cases and to keep this sanction on the minds of committee members, it is recommended that it be specifically articulated as a possible penalty. This is consistent with Division I legislation and is also being recommended for Division II.

Presidents Council. No action was necessary.

Staff Liaisons:
Dantzler,
Smith,
Walters

Council Reps:
Antonucci,
Baldrige

(4) **Infractions Appeals Committee.**

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

(5) **Interpretations and Legislative Committee (ILC).**

January 11 Management Council. The Council received the report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Myers

Council Rep:
Beron

Staff Liaisons:
Davey, Orr

Council Rep:
Robert

January 14 Management Council. The Council charged the committee with discussing recruiting concepts that were informally endorsed during a Convention session facilitated by the NADIIAA, including the establishment of recruiting calendars and limits on recruiting at non-scholastic events.

(6) Membership Committee

(a) NCAA Regional Accreditation Policy.

January 11 Management Council. The Council recommended that the Presidents Council endorse the following NCAA Regional Accreditation Policy for NCAA Executive Committee approval at a future date:

The following policy shall be used to assist in determining whether an active or provisional NCAA member institution meets the applicable membership requirements regarding accreditation as further set forth in Article 3 of the NCAA Constitution.

Pursuant to Article 3.2.1.1 of the NCAA Constitution, all active NCAA member institutions must be “accredited by the appropriate regional accrediting agency.” Provisional NCAA member institutions shall likewise maintain appropriate accreditation throughout the provisional period, and otherwise comply with the applicable requirements related thereto and further set forth in Articles 3.6.3 and 20.3 of the NCAA Constitution. Currently, there are six (6) of such regional accrediting agencies: Middle States Association of Colleges and Secondary Schools; New England Association of Schools and Colleges; North Central Association of Colleges and Schools; Northwest Association of Schools and Colleges; Southern Association of Colleges and Schools; and Western Association of Schools and Colleges.

For purposes of NCAA membership, the NCAA shall defer to, abide by, and otherwise honor the decision made by the appropriate regional accrediting agency regarding the accreditation status of an active or provisional NCAA member institution. Such decision, and the membership-related determinations and/or actions carried out by the NCAA in response thereto, shall not be subject to interpretation, or to waiver from, or appeal before, the NCAA.

An active or provisional NCAA member institution that receives its accreditation as an additional instructional site, branch campus or additional location through a parent institution that is an NCAA member institution shall be considered to be meeting the NCAA legislation regarding accreditation. However, an active or provisional NCAA member institution that receives its accreditation as an additional instructional site, branch campus or additional location through a parent institution that is not an NCAA member institution shall be considered to have failed to meet the accreditation requirements of the legislation.

All active and provisional NCAA member institutions shall be required to provide information regarding accreditation annually on the sports sponsorship and demographic form, and as otherwise directed by the

NCAA. In addition, any active or provisional NCAA member institution that experiences a change in accreditation status (including, without limitation, the imposition of probationary status) during the year shall be responsible for informing the NCAA thereof and all relevant circumstances and terms related thereto, in writing, within thirty (30) days of notice of the change, and as otherwise directed by the NCAA.

An active or provisional NCAA member institution's failure to maintain appropriate accreditation, or to provide the information referenced above, shall lead to the automatic loss of its NCAA membership. All rights and privileges of such membership shall thus cease immediately thereupon. The NCAA shall notify the institution's chancellor or president, the applicable NCAA Division Committee(s), and others as it may deem appropriate, of such change in status and take any other action that may be warranted in connection therewith.

The NCAA reserves the right to request, seek, obtain and/or consider any other information and/or material deemed relevant to the determinations, and other matters, contemplated herein (e.g. correspondence or certifications by the appropriate regional accrediting agency). The NCAA also reserves the right to periodically review, interpret and/or amend this policy, as it may deem appropriate. Notwithstanding anything herein or elsewhere to the contrary, all NCAA membership decisions regarding accreditation shall be made by the NCAA in accordance herewith and otherwise in the NCAA's sole discretion, and shall be considered, and deemed to be, final.

The policy clarifies that an active or provisional NCAA member institution that receives its accreditation as an additional instructional site, branch campus or additional location through a parent institution that is an NCAA member institution shall be considered to be meeting the NCAA legislation regarding accreditation. However, an active or provisional NCAA member institution that receives its accreditation as an additional instructional site, branch campus or additional location through a parent institution that is not an NCAA member institution shall be considered to have failed to meet the accreditation requirements of the legislation.

The committee noted that as a requirement for NCAA membership, institutions must be accredited by a regional accrediting agency. Further, these institutions may receive this accreditation as a branch or additional location of a parent institution. If, however, the parent institution is not an active NCAA member, the branch or additional location should not be afforded the opportunity to begin or continue NCAA membership since it does not maintain its own accreditation.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

(b) Southern Athletic Association – Conference Application – NCAA Constitution 3.3.3.2 (Election).

January 11 Management Council. The Council elected the Southern Athletic Association to active Division III conference status.

The conference demonstrated presidential oversight, complete and detailed constitution and bylaws and has at least seven active member institutions participating in at least five conference sports in three sessions.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

(c) Sports-Sponsorship Requirements – Albertus Magnus College Waiver Request of NCAA Division III Bylaw 20.11.3.2 (Institution with Enrollment of more than 1,000 Students) and Bylaw 20.11.3.3 (Calculation of Enrollment Figures).

January 11 Management Council. The Council conditionally approved a sports-sponsorship waiver of Bylaw 20.11.3.2 (institution with enrollment of more than 1,000 students) and Bylaw 20.11.3.3 (calculation of enrollment figures) for Albertus Magnus College for a three-year period where the waiver is applicable for the 2012-13, 2013-14 and 2014-15 academic years.

Albertus Magnus noted that per an Integrated Postsecondary Education Data Systems (IPEDS) definition it has a four-year average full-time undergraduate enrollment of more than 1,000 students. However, many of these students are enrolled in the nontraditional studies program, and the structure of the program renders those students ineligible to compete in athletics. As a result, Albertus Magnus requested these students not be included in the full-time undergraduate enrollment calculation for sports sponsorship purposes. Should these students be discounted from the enrollment number, Albertus Magnus would have fewer than 1,000 students, and therefore would only have to sponsor ten sports per Bylaw 20.11.3.1 (institution with enrollment of 1,000 students or less).

In its review, the NCAA Division III Membership Committee noted the NCAA Division III Financial Aid Committee permitted Albertus Magnus to exclude the aforementioned segment of students for purposes of financial aid review and reporting. The Membership Committee also noted the students in the nontraditional program are ineligible for participation in intercollegiate athletics based on the program structure and institutional policy.

The Membership Committee recommends approval of the waiver with the following conditions:

- Albertus Magnus must confirm that institutional documentation precludes students in the adult studies program from participation in extracurricular activities (e.g., intercollegiate athletics); and
- Albertus Magnus must track its rolling four-year average of traditional undergraduate students each year as the waiver would be null and void at the point in time that traditional, full time, undergraduate student enrollment exceeds 1,000. Further, the institution must provide the committee an update on its enrollment and nontraditional program status on May 15 of each academic year of the waiver.

The institution would only have to meet a sports-sponsorship requirement of five sports for each gender for three academic years.

Presidents Council. No action was necessary.

(d) Sports-Sponsorship Requirements – Massachusetts Maritime Academy Waiver Request of Bylaw 20.11.3 (Sports Sponsorship) – Three Season Requirement.

January 11 Management Council. The Council conditionally approved a sports-sponsorship waiver request of Bylaw 20.11.3 (sports sponsorship) for the Massachusetts Maritime Academy, effective immediately and applicable until the institution changes its academic calendar. Specifically, the institution would not be required to sponsor a sport for males and females during the winter sport season. The institution would still be required to meet all other sports-sponsorship requirements (e.g., six sports for males; six sports for females; three team sports for each gender).

Massachusetts Maritime does not conduct classes at its institution during the winter season. Rather, students attend classes while at sea. The institution has sought this waiver on a routine basis since 1986 when its academic calendar and mission detailed students must complete their studies while at sea between December and February. The committee has historically approved this waiver request based on the unique nature and mission of the institution. No longer requiring the institution to request the waiver every three years reduces institution and committee burden. The waiver is conditioned on the institution maintaining its current academic calendar and program structure. Consequently, the institution is responsible for updating the committee on any changes it foresees to its academic calendar. Further, the institution must still comply with sponsorship of the appropriate number of teams (e.g., six sports for males and six sports for females).

Presidents Council. The Presidents Council approved the Management Council's recommendation.

(e) **Referral from the NCAA Division III Interpretations and Legislation Committee.**

January 11 Management Council. The Council accepted the information that, as referred by the Management Council and the Interpretations and Legislation Committee, the Membership Committee reviewed the following official interpretation [Reference: 6/16/94]:

Minimum participants required to complete institution's competition. The minimum number of participants required to count a competition for purposes of satisfying sports-sponsorship requirements actually must complete the competition. [References: 20.9.3.3.1, 20.10.3.5.1 and 20.11.3.2.1 (completion of contests)]

The committee noted the current interpretation is at odds with playing rules requirements and will cause disparate opportunity for team and individual sports to meet sports-sponsorship requirements. The committee further noted that requiring the monitoring of individuals' completion of contests (rather than participation compliance per playing rules definitions) will cause institutions additional compliance burden and is not the intent of the sports-sponsorship legislation. To promote consistency within NCAA regulations, the Membership Committee recommended the Interpretations and Legislation Committee should issue a new interpretation that amends the current interpretation to permit a contest or date of competition to be counted for sports sponsorship purposes so long as such competition is conducted in accordance with the playing rules of the sport.

Presidents Council. No action was necessary.

(f) **Austin College and Bluffton University - Probation.**

January 11 Management Council. The Council accepted the information that Austin College and Bluffton University self-identified institutional sports sponsorship failures. Both institutions chose not to seek waiver relief and, therefore, will be placed on probation. Austin College identified its deficiency prior to the beginning of the 2011-12 academic year and will begin its probation term in the 2011-12 academic year. Bluffton University identified its failure after the 2011-12 academic year commenced and will, therefore, begin its probation term in the 2012-13 academic year.

Presidents Council. No action was necessary.

(g) Application for Exploratory Membership – Illinois Institute of Technology.

January 11 Management Council. The Council accepted the information that the committee approved an application from the Illinois Institute of Technology for admission to Division III exploratory membership for the 2012-13 academic year.

Presidents Council. No action was necessary.

Staff Liaison:
Tufano

Council Rep:
Hoeg

(7) Nominating Committee.

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Davey,
Krtnick,
Montgomery,
Thornburn

Council Reps:
Conrad, Glass

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

(a) 2012 NCAA Division III Convention Legislation.

January 11 Management Council. The Council reviewed SAAC's positions on 2012 Convention legislation.

Presidents Council. No action was necessary.

(b) Women's Basketball Coaches Association (WBCA) Referral – Male Practice Players.

January 11 Management Council. The Council accepted the information that the WBCA requested that SAAC consider a legislative concept that would increase the use of male practice players for team sports from half a starting roster one day a week during the traditional segment to a full roster twice a week.

The committee reviewed the rationale for the current limits on male practice players focusing most of its discussion on participation opportunities for female student-athletes. The committee noted the value of participation on a practice squad and recognized that meaningful participation opportunities are important in Division III.

The committee also recognized administrative concerns that would affect female student-athletes (e.g., access to athletic trainers and coaches). For instance, if a soccer team were permitted a full roster of male practice players, 11 males could participate twice a week. These additional student-athletes would increase the athletic training staff workload and

limit a female student-athlete's access to coaches during practice. Further, the committee noted that the proposed increase to two practices per week could be a majority of practices in a particular sport (e.g., a team that has three dates of competition in a week only has three practices a week).

Finally, the committee recognized that the 185 women's basketball coaches that responded to the WBCA survey represented a limited perspective and also was not representative of other sport communities. While the committee acknowledged that using male practice players benefits female student-athletes in some ways, it was ultimately opposed to any modification of the current legislation. No action was necessary.

Presidents Council. No action was necessary.

(c) Student-Athlete Disability Policies.

January 11 Management Council. The Council accepted the information that, following a discussion on inclusion, the SAAC requested additional information related to the resources and information available from the NCAA national office regarding the manner in which student-athletes with disabilities are characterized. Further, the committee requested education as to the resources to address issues related to disabled student-athletes' competitive opportunities and inclusion. Based on what the committee learns at its January meeting, the committee may consider emphasizing resources and support for student-athletes with disabilities. No action was necessary.

Presidents Council. No action was necessary.

(d) Student-Athlete Attendance at the NCAA Convention.

January 11 Management Council. The Council accepted the information that the SAAC acknowledged the value of having student-athletes that are not on national SAAC attend the NCAA Convention. The committee recognized the educational merit of understanding how the NCAA and Division III are governed and noted that student-athletes would better appreciate their athletics opportunities if they were to attend. The committee will focus future efforts on providing more access and educational opportunities to student-athletes attending the NCAA Convention.

Presidents Council. No action was necessary.

(e) Enhancing the Relationship Between Athletics and Academics.

January 11 Management Council. The Council reviewed the committee's report regarding their desire to enhance relationships between athletics and academics. While this concept is not a new committee

consideration, the committee recognized a need to foster a stronger, more formal relationship between the SAAC and the Faculty Athletics Representative Association (FARA). The committee will pursue ways to enhance this relationship and explore opportunities to strengthen institutional relationships between athletics and academics. No action was necessary.

Presidents Council. No action was necessary.

(f) Student-Athlete Role in Athletics-Related Budget Priorities.

January 11 Management Council. The Council noted the committee's discussion regarding the merit of the Division III Financial Dashboard Pilot and its institutional utility. Further, the committee recognized the value of including student-athletes in some capacity when setting budget priorities. Student-athletes offer a viewpoint that may differ from administrators and may help conferences and institutions prioritize student-athlete programming, well-being initiatives and other related budget priorities. The SAAC recognized there may be some sensitivity to sharing budget information with student-athletes, but also acknowledged that this information sharing can be done in a manner that provides simple, baseline information that would help a student-athlete contribute to a budget priorities discussion. The SAAC also recognized there is a student-athlete representative that serves on the Division III Strategic Planning and Finance Committee and appreciated the student-athlete representation in decisions related to national budget and finance matters. No action was necessary.

Presidents Council. No action was necessary.

(g) Special Olympics Update.

January 11 Management Council. The Council acknowledged the SAAC discussion on the Special Olympics events that will occur in conjunction with Division III championships. In its discussion, the committee reviewed the role of the SAAC member when communicating with the NCAA championships sport manager and shared tips for how to work with NCAA staff, Special Olympics liaisons, local host institutions and conferences and other involved entities. The committee also discussed the type of Special Olympics programming that would be conducted at championships (e.g., clinic, partnering with student-athletes for the coin toss). The committee noted that NCAA sport managers may want to consider standardized event protocol that provides complimentary admissions to the national championships games for the Special Olympics athletes and their guardians.

The committee also noted that conferences and institutions are not actively submitting tracking information related to Special Olympics events. While the committee acknowledged the division has actively embraced the initiative, the committee was concerned with the lack of formal submissions verifying and detailing the Special Olympics event. The committee will take a more active role in educating conferences and institutions to use the tracking mechanism provided on the Division III website.

Staff Liaisons:
Ghiloni,
Groddy

Council Rep:
Gunning

(9) Student-Athlete Reinstatement Committee.

January 11 Management Council. The Council received the report. No action was necessary.

Presidents Council. No action was necessary.

d. Association-Wide and Common Committees.

Staff Liaisons:
Klossner
Wilfert

Council Rep:
Martinez

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

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

January 14 Management Council. The Council noted the membership vote to refer 2012 Proposal No. 3 back to the committee, and discussed the possible components of a more effective communication plan to support the proposal in the future.

Staff Liaison:
Tufano

Council Rep:
Klika

(2) Honors Committee.

(a) Committee appointment.

January 11 Management Council. The Council approved the appointment of Steve Largent to serve as a public member of the Honors Committee beginning at the close of the 2012 NCAA Convention.

The Honors Committee composition includes three members of the public (nationally distinguished citizens). The committee reviewed potential candidates and recommends Mr. Largent. Mr. Largent is a 2001 NCAA Silver Anniversary Award recipient. He graduated from the University of Tulsa and played professional football for the Seattle Seahawks. He served in the U.S. House of Representatives from 1994 until 2002. Mr. Largent is currently the president and CEO of the CTIA-The Wireless Association.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

(b) 2012 Theodore Roosevelt Award Selection.

January 11 Management Council. The Council acknowledged Will Allen (University of Miami, Florida) as the Theodore Roosevelt Award recipient. No action was necessary.

Presidents Council. No action was necessary.

(c) 2012 Silver Anniversary Award Selections.

January 11 Management Council. The Council acknowledged the following selections for the Silver Anniversary Award:

- Timothy Brown (University of Notre Dame).
- Doris Burke (Providence College).
- Kevin Johnson (University of California, Berkeley).
- Sean Payton (Eastern Illinois University).
- Amy Perko (Wake Forest University).
- David Robinson (U.S. Naval Academy).

Presidents Council. No action was necessary.

(d) 2012 Today's Top VIII Award Selections.

January 11 Management Council. The Council acknowledged the following selections for the Today's Top VIII Award:

- Division I: Sam Acho (University of Texas at Austin).
- Division I: Kelsey Bruder (University of Florida).
- Division I: Kayla Hoffman (University of Alabama).
- Division I: Lee Ellis Moore (University of Mississippi).
- Division I: Danielle Robinson (University of Oklahoma).
- Division I: Brittany Viola (University of Miami).
- Division II: Shannon Gagne (University of New Haven).
- Division III: Kendra Stern (Amherst College).

Presidents Council. No action was necessary.

(e) 2012 Inspiration Award Selection.

January 11 Management Council. The Council acknowledged the committee's selection of Jill Costello (University of California, Berkeley) and Louis Zamperini (University of Southern California) Inspiration Awards. [NOTE: Ms. Costello's award will be presented posthumously.]

Presidents Council. No action was necessary.

Staff Liaisons:
Bracken
Ford,
Rossello

Council Rep:
Ching

(3) **Minority Opportunities and Interests Committee (MOIC).**

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Calandro,
Smith,
Suscha

Council Rep:
Ingold

(4) **Olympic Sports Liaison Committee (OSLC).**

January 11 Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:
Chichester

Council Rep:
Hathorn

(5) **Postgraduate Scholarship Committee.**

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaison:
Roxbury

Council Rep:
Thomforde

(6) **Research Committee.**

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

Presidents Council. No action was necessary.

Staff Liaisons:
Miller,
Smith

Council Rep:
Ingold

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

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

Presidents Council. No action was necessary.

Staff Liaison:
Chichester

Council Rep:
Hass

(8) **Walter Byers Scholarship Committee.**

Management Council. The committee had no formal report. No action was necessary.

Presidents Council. No action was necessary.

Staff Liaisons:
Barnhart,
Holzman,
Morrison

Council Rep:
Hoeg

(9) **Committee on Women's Athletics (CWA).**

• **Division III Strategic Initiative Grant.**

January 11 Management Council. The Council referred to the Strategic Planning and Finance Committee a recommendation that the Division III Strategic Initiatives Conference Grant be modified to permit coaches to be awarded professional development funds in addition to administrators.

The CWA noted that with many educational programs requiring at least minimal tuition, allowing coaches to apply for the Strategic Initiative Grant would provide them opportunities to access this programming and assist with enhancing the women coaches' experience, as well as maintain the number of female NCAA coaches.

As part of this referral, the Council requested that CWA clarify if the recommendation applies to both male and female coaches, and if there was any consideration for the type of event to be covered by the proposed funding.

Presidents Council. The Presidents Council approved the Management Council's recommendation.

Staff Liaisons:
Bracken, Ford,
Rossello,
Barnhart,
Holzman,
Morrison

Council Reps:
Ching,
Hoeg

(10) Joint MOIC and CWA Report.

January 11 Management Council. The Council reviewed the committee's report. No action was necessary.

Presidents Council. No action was necessary.

4. 2012 NCAA CONVENTION LEGISLATION.

a. Review of 2012 NCAA Convention Notice and Program.

Staff Liaisons:
Myers

Council Rep:
Beron

January 11 Management Council. The Council reviewed the Convention Notice and Program. No action was necessary.

Presidents Council. No action was necessary.

January 14 Management Council. The Council reviewed Proposal No. NC- 2012-15 that was pulled from the Convention Notice and Program during the Business Session and ultimately ratified by the Division III membership. The Management Council referred the proposal to ILC to review the new award limits to assess if they are appropriate for Division III institutions at this time. The Council did not suspend the new award standards while the review is in place but referred the proposal to ILC for further input and discussion. Thus, the proposal remains effective as originally adopted by the Management Council and ratified by the membership during the business session.

b. Legislative Proposal Question and Answer Guide.

January 11 Management Council. The Council reviewed the Legislative Q & A document. No action was necessary.

Presidents Council. No action was necessary.

c. Review of Parliamentary and Voting Issues.

January 11 Management Council. The Council recommended the Presidents Council approve the parliamentary and voting issues document and discussed anticipated parliamentary actions, including proposal withdrawal and other related voting issues.

Presidents Council. The Presidents Council approved the parliamentary and voting issues document.

d. Review of Position Papers and Speaker Assignments. Legislative Position- Proposal No. 7 – Recruiting – Permissible Electronic Transmissions.

January 11 Management Council. During its review of position papers and speaker assignments, the Council acknowledged the expected withdrawal of Proposal No. 7 (Recruiting- Permissible Electronic Transmissions) and also voted to formally oppose this proposal in the event the item is discussed on the Convention floor. The Management Council did not take a position on this proposal in October because it wanted to wait for a formal SAAC position before acting. SAAC voted in November to oppose the proposal, based on concern for the privacy of prospective student-athletes. Further, SAAC was concerned that the use of these less formal communication tools could make the prospective student-athlete uncomfortable and that social media had not evolved to a point where it was integrated into society as a professional means of communication.

Presidents Council. No action was necessary.

5. 2012 NCAA CONVENTION PROGRAMMING AND LOGISTICS.

January 11 Management Council. The Council reviewed the agendas for Division III Convention sessions. No action was necessary.

Presidents Council. The Presidents Council reviewed the agendas for Division III Convention sessions. No action was necessary.

January 14 Management Council. The Council discussed and made the following suggestions regarding Convention programming and logistics:

- The microphone stands used in the Issues Forum and Business Session were too large for the space and presented a tripping hazard.
- Convention schedule materials were not included in Council members' registration packets.
- Several education sessions rooms were too long.
- The food vendors at the Convention Center should have been open to provide lower cost meal options to attendees, especially because there was limited signage regarding the Circle Centre Mall and food court options.
- The Council questioned the decision not to have an interpretations booth at Convention. The staff noted that this booth has not existed at the Convention for several years and membership feedback has been very minimal.
- The Council endorsed the idea of eliminating the boxed lunches distributed at the end of the Business Session and offering the delegates continental breakfast on both Friday and Saturday.

- The Council directed staff to limit any substantive items on the business session agenda to the period prior to the window of reconsideration. Attendance after that window continues to be low.
- Perception of the Delegates Reception was very positive, including both the food and the room lay out.
- The Council would like to see the NCAA return to showing the names included in the memorial resolution during the Opening Business Session.
- The Council recommended that the Executive Committee chair include some Association-wide, forward looking comments in the Opening Business Session, rather than just providing a summary of the past year.
- The Council recommended moving the Athletics Direct Report Luncheon to a Friday breakfast to eliminate overlap with conference meetings.
- The Council recommended moving the Issues Forum to an earlier time slot (8:30 to 11 a.m., rather than the current 9 to 11:30 a.m.) and also moving the Presidents Luncheon to start earlier and minimize conflicts with Conference meetings.
- The Council expressed some challenges with Honors Celebration admissions, both in communicating with Council members about whether or not they have a ticket, and also related to transferability of tickets that are assigned to the barcode on someone's badge.
- It seemed very difficult to purchase tickets for Convention events this year (e.g., Keynote Luncheon, Honors Celebration).
- Council members noted that several of the educational sessions that were supposed to be Association-Wide had no relevance to Division III campuses, and that it is not effective to try to address all three divisions simultaneously on certain topics. The focus of content did not seem to reflect the number of Division I versus non-Division I delegates at the Convention.
- The Division III Technology Session was great; however, it would have been better presented in a 90 minute session. Staff noted that it is planning a follow up program at the 2012 Regional Rules Seminar.
- The Council discussed the appropriate number of topics to address in the Division III Issues Forum (likely more than one) and considered ways to encourage membership participation in establishing the agenda and better engaging in the conversation.
- The Council was reminded of the need to have a Convention floor manager to advise speakers on parliamentary issues that arise during the voting session and also for the Chair to be very clear about what members are voting on in cases of referrals, reconsiderations, and other non-standard motions.

6. *PROPOSED LEGISLATION FOR THE 2013 CONVENTION.*

a. *Review of governance-sponsored legislation.*

- **Amateur Status – Before Initial, Full-Time Collegiate Enrollment – Prize Money Based on Team Performance.**

January 11 Management Council. The Council approved in legislative format a proposal to specify that before initial full-time collegiate enrollment, an individual may accept payment based on the individual's or his or her team's place finish or performance, or given on an incentive basis (e.g., bonus) from a team, provided the combination of such payments and expenses provided to the individual does not exceed his or her actual and necessary expenses.

Presidents Council. No action was necessary.

b. Review Noncontroversial Legislation approved by the Management Council.

- **NC-2013-1 – Playing and Practice Seasons – Women’s Bowling – Preseason Practice and First Date of Competition – October 1.**

January 11 Management Council. The Council approved in legislative format a proposal in women’s bowling, to specify that an institution shall not commence practice sessions or engage in its first date of competition with outside competition prior to October 1.

Presidents Council. No action was necessary.

- **NC-2013-2 – Playing and Practice Seasons – Women’s Bowling – Number of Dates of Competition.**

January 11 Management Council. The Council approved in legislative format a proposal in women’s bowling, to specify that an institution shall limit its total playing schedule with outside competition to, and that an individual student-athlete may participate in, each academic year, 32 dates of competition; further, to include all dates of competition of a tournament in the maximum limitation.

Presidents Council. No action was necessary.

- **NC-2013-3 – Amateur Status – Promotional Activities – Prospective Student-Athletes Participation in Institutional Fundraisers or Promotions – Deminimis.**

January 11 Management Council. The Council approved in legislative format a proposal to specify that a violation of legislation related to a prospective student-athlete’s participation in institutional fundraisers or promotions shall be considered an institutional violation; the student-athlete’s eligibility shall not be affected.

Presidents Council. No action was necessary.

- **NC-2013-4 – Recruiting – Transportation -- Transportation to Enroll From Any Bus or Train Station or Airport.**

January 11 Management Council. The Council approved in legislative format a proposal to permit an institutional staff member to provide a student-athlete with transportation from any bus or train station or airport to campus on the occasion of the student-athlete’s initial arrival at the institution to attend class.

Presidents Council. No action was necessary.

- **NC-2013- 5 – Awards and Benefits – Expenses for Practice and Competition – Expenses for Practice on Extended Road Trip – Practice En Route From Campus to Competition Site.**

January 11 Management Council. The Council approved in legislative format a proposal to permit an institution to provide expenses for practice on an extended road trip en route to the first competition site.

Presidents Council. No action was necessary.

- **NC-2013-6 – Executive Regulations – Eligibility for Championships - Ineligibility for Use of Banned Drugs – Manipulation of Drug Test Sample.**

January 11 Management Council. The Council approved in legislative format a proposal to specify that a student-athlete who is involved in a case of clearly observed manipulation of an NCAA drug test shall be declared ineligible for further participation in postseason and regular-season competition during the time period ending two calendar years (730 days) after the student-athlete was involved in the manipulation of a drug test.

Also, the Council acted to make this proposal effective August 1, 2012.

Presidents Council. No action was necessary.

- **NC-2013-7 – Organization – Presidents Council – Extension to Presidents Council Term of Office.**

January 11 Management Council. The Council approved in legislative format a proposal to specify that the Presidents Council may waive the four-year term limit if the Nominations Subcommittee concludes that an extension is necessary and appropriate to enhance the Presidents Council's continuity and effectiveness or otherwise allow the Presidents Council to continue to fulfill its representational requirements.

Presidents Council. No action was necessary.

- **NC-2013-8 – Penalties, Disciplinary Measures and Corrective Actions for Major Violations.**

January 11 Management Council. The Council approved in legislative format a proposal to combine the current set of presumptive penalties and disciplinary measures into one set of penalties to be implemented at the discretion of the Committee on Infractions. This proposal was described as a policy and procedure amendment in the fall 2011 summary of actions; however, because it impacts By-law 19, its classification was changed to noncontroversial as part of the legislative drafting process. [See related action on page 10]

Presidents Council. No action was necessary.

7. DIVISION III UPDATES.

a. Virtual Focus Groups.

January 11 Management Council. The Council reviewed the results from the Virtual Focus Group communication on sport region alignment and noted that they will be forwarded to the Championships Committee.

Presidents Council. No action was necessary.

b. Conference/Independent Meetings.

January 11 Management Council. The Council discussed the reports from the Conference Meeting visits.

Presidents Council. No action was necessary.

c. Special Olympics Update.

January 11 Management Council. The Council discussed the summary of reported Special Olympics activity for the fall quarter 2011 and noted that most institutions are not reporting events. The governance and communications staffs will continue to encourage greater reporting, and will request help from the Sports Information community.

The Council acknowledged the events that occurred at the fall Division III Championships:

- Men's and Women's Soccer (San Antonio/Trinity University): Over 200 student-athletes facilitated an afternoon of coaching, encouragement and competition with 150 Special Olympics Athletes.
- Field Hockey (Nichols College): 80 local Special Olympics Athletes joined with the four competing teams to carry on activities that Nichols Student-Athletes had been facilitating all year, participating in activities ranging from flag football to a field hockey skills session.
- Men's and Women's Cross Country (University of Wisconsin, Oshkosh): Special Olympics athletes handed out the championship awards.
- Football (Salem, VA/Old Dominion Athletic Conference): Approximately 100 Special Olympics Athletes were involved in a variety of events- from VIP seating at the banquet to serving as honorary team captains during the coin toss. All participating Special Olympics athletes were given tickers to the game.
- Volleyball (Washington University in St. Louis): The Washington University SAAC hosted a volleyball skills clinic for 50 Special Olympics athletes and the competing student-athletes hosted an autograph session for the Special Olympics athletes who were invited to attend the games.

Presidents Council. No action was necessary.

d. Division III Identity Initiative Update.

January 11 Management Council. NCAA Contractor Jack Copeland provided an identity update including the 2011-12 use of the purchasing website, where 32% of institutions and 25% of conferences have used 30% of the allocated budget. Mr. Copeland updated the group on the status of the second generation Division III Identity videos, including a series of customizable videos where institutions can insert local content within a national video. Finally, Mr. Copeland previewed the business session segment on the Division III Identity Initiative (which includes content on both Division III week and the Special Olympics partnership), and shared the plan for Convention signage and other promotional opportunities. The Management Council highlighted the importance of reaching out to the high school community of athletics administrators, coaches, admissions counselors, student-athletes and parents with the messages in the Division III platform.

Presidents Council. No action was necessary.

8. ASSOCIATION-WIDE UPDATES AND ISSUES.

a. Presidents Report.

January 11 Management Council. President Emmert visited the Management Council meeting. Emmert commented on the value of the Academic Reporting Pilot program and encouraged the division to pursue implementation of a formal program. He reflected on the NASPA Alcohol and Other Drug Collaboration and the great opportunity it represents for the Association to strengthen local campus relationships and serve as a model for the NCAA. Presidents Emmert complimented the division on the success of its Special Olympics Partnership, and commented on the value of the information included in the Financial Dashboard Pilot program. Finally, President Emmert commented on the progress of the agenda coming out of the August 2011 Division I Presidential Retreat and the current landscape of college sport. The Council encouraged Emmert to promote the messages of the Division III platform and thanked him for his focus on holding the membership accountable for rules infractions.

Presidents Council. President Emmert visited the Council and encouraged it to continue its efforts towards building an academic reporting program, noting the importance of sharing data that supports the positive story of academic performance by Division III student-athletes. He encouraged the division to continue building campus collaborations in support of the integrated educational model. Emmert commented on the quality of the experience Division III is providing to Special Olympics athletes and collegiate student-athletes through the Special Olympics partnership, which Emmert was able to experience at the Division III Men's and Women's soccer championship in San Antonio. Finally, Emmert commented on some of the challenges facing the NCAA related to the principle of amateurism.

b. Office of Inclusion and Executive Committee Update.

January 11 Management Council. NCAA Chief Inclusion Officer Dr. Bernard Franklin and NCAA Director of Minority Inclusion, Kim Ford, visited the Council to provide an update on the structure of the Office of Inclusion and the fall 2011 NCAA Inclusion Summit. The Office is hosting a Convention session to share the results of the summit and discuss next steps.

Presidents Council. Wendy Walters, NCAA Director of Academic and Membership Affairs updated the Presidents Council on the current Executive Committee agenda, which includes discussion of the formation of an internal staff working group focused on risk, integrity and ethics. Regarding the Office of Inclusion, Ms. Walters reminded the group of the NCAA's recent philosophical shift from a focus on diversity to creating inclusive cultures and the related structural changes that occurred in the staff and governance structure. The amendments to the governance structure will include adding presidents to the CWA and MOIC to bring the presidential perspective to committee level deliberations. The NCAA office of inclusion hopes to generate awareness of underrepresented populations and offer best practices to the membership. Finally, the NCAA is now focused on greater policy work (e.g., the transgender student-athlete eligibility policy) and hosting inclusion related events such as its October inclusion summit and the expansion of the former gender equity forum to an Inclusion forum focused on a broad range of issues.

d. Litigation Update.

January 11 Management Council and Presidents Council. The Councils accepted the Litigation Report. No action was necessary.

e. Governmental Relations Report.

January 11 Management Council and Presidents Council. The Councils accepted the Governmental Relations Report. No action was necessary.

9. ADJOURNMENT.

January 11 Management Council. The Management Council meeting adjourned at 3:34 p.m.

Presidents Council. The Presidents Council meeting adjourned at 1:29 p.m.

January 14 Management Council. The Management Council meeting adjourned at 1:56 p.m.