A G E N D A

The National Collegiate Athletic Association

Division III Presidents Council

The Westin
Indianapolis, IN

August 11, 2011

1. Welcome and introductions.

2. General information.

   a. Roster. [Supplement No. 1]
   b. Committee/Subcommittee assignments. [Supplement No. 2]

3. Minutes, summaries and agendas.

   a. Summary of Spring 2011 Quarterly Meeting; and May 10, May 16, June 9, and July 6, 2011, Administrative Committee actions. [Supplement No. 3]
   b. NCAA Executive Committee meeting minutes. [Supplement No. 4]
   c. NCAA Executive Committee draft agenda – August 11. [Supplement No. 5]

4. Division III Strategic Positioning Platform. [Supplement No. 6]

@ 5. Report of Joint Legislative Steering Committee. [Supplement No. 7]

@ 6. Management Council report. [Supplement No. 8]

@ 7. Report of Division III Strategic Planning and Finance Committee. [Supplement No. 9]

@ 8. Consider sponsorship of amendment to the Division III Philosophy Statement. [See Supplement No. 5 from PAG packet]

@ 9. Report of the Presidents Council Nominating Subcommittee. [Supplement No. 10]

10. Nomination process for 2012 Presidents Council leadership and vacancies.

11. Governmental relations update. [Supplement No. 11]

12. Litigation update. [Supplement No. 12 will be distributed at the meeting]

13. The Student-Athlete Experience: Finding from the CIRP Studies.

14. Future meetings.

    a. October 26, 2011; Indianapolis – Presidents Council Dinner Meeting – 6 to 9 p.m.
    b. October 27, 2011; Indianapolis – Presidents Council Meeting – 8 a.m. to approximately 1 p.m.
    c. January 12 - 14, 2012, Indianapolis, Indiana in conjunction with the 2012 NCAA Convention. [Updated information regarding the Convention to be forthcoming.]
    d. April 25, 2012; Indianapolis – Presidents Council Dinner Meeting – 6 to 9 p.m.
    e. April 26, 2012; Indianapolis – Presidents Council Meeting – 8 a.m. to noon.
    f. August 1, 2012; Indianapolis – President's Advisory Group (PAG) Meeting – 5 to 9 p.m. [Annual meeting of conference presidents]
    g. August 2, 2012; Indianapolis – Presidents Council Meeting – 8 a.m. to approximately 1 p.m.

    [NOTE: AFTER CONVENTION, MEETING DATES HAVE NOT BEEN FINALIZED FOR THE 2012 CALENDAR YEAR.]

15. Other Business.

16. Adjournment.

@ Denotes action items.

2011 NCAA Division III Presidents Council

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2011 PRESIDENTS COUNCIL COMMITTEE/SUBCOMMITTEE ASSIGNMENTS

Alexander, Livingston *(January 2012)*
- Executive Committee Subcommittee on Gender and Diversity Issues

Antonucci, Robert *(January 2015)*
- Infractions Appeals
- PC/MC Joint Legislative Steering Committee

Bultman, James *(January 2013)*
- Administrative Committee
- Executive Committee

Chema, Thomas *[January 2013]*
-

Edmundson, Charles *(January 2015)*
- Convention-Planning Subcommittee

Herzberger, Sharon *(January 2015)*
- Nominations Subcommittee
- Convention-Planning Subcommittee

Hill, Catharine *(January 2012)*
- Executive Committee Subcommittee on Gender and Diversity Issues

Keizs, Marcia *(January 2012)*
- Executive Committee Subcommittee on Gender and Diversity Issues

Levin-Stankevich, Brian *(January 2014)*
- Strategic Planning and Finance Committee

Marsh Ryerson, Lisa *(January 2015)*
- Strategic Planning and Finance Committee

Ohle, Jack *(January 2014)*
- Executive Committee Subcommitee on Gender and Diversity Issues.

Ohles, Frederik (*January 2014*)
- Nominations Subcommittee

Reichard, Rosalind *(January 2014)*
- Nominations Subcommittee
- PC/MC Joint Legislative Steering Committee

Schmotter, James *(January 2013)*
- Strategic Planning and Finance Committee – Chair
- Administrative Committee
- Executive Committee

Thomas, Ron *(January 2013)*
- Nominations Subcommittee

2011 MANAGEMENT COUNCIL AND PRESIDENTS COUNCIL COMMITTEE/SUBCOMMITTEE ASSIGNMENTS

ASSOCIATION-WIDE COMMITTEES

Executive Committee
Composition: 1MC/2PC
Bultman, Jim [PC] *CHAIR OF PC*
Martin, Chris [MC] *CHAIR OF MC*
Schmotter, Jim [PC] VICE CHAIR OF PC

Competitive Safeguards and Medical Aspects of Sports
Composition: 1MC
Martinez, Jeff [MC]

Honors
Composition: 1MC
Klika, William [MC]

Minority Opportunities and Interests
Composition: 1MC
Ching, Stan [MC]

Olympic Sports Liaison
Composition: 1MC
Ingold, Fredina [MC]

Postgraduate Scholarship
Composition: 1MC
Hathorn, Jan [MC]

Research
Composition: 1MC
Thomforde, Chris [MC]

Sportsmanship and Ethical Conduct
Composition: 1MC
Ingold, Fredina [MC]

Walter Byers Scholarship
Composition: 1MC
Hass, Marjorie [MC]

Women's Athletics
Composition: 1MC
Hoeg Lowe, Portia [MC]

DIVISION III COMMITTEES

Championships
Composition: 3MC
Downes, Tim [MC]
Martin, Chris [MC] *CHAIR OF MC*
Nelson, Steve [MC]

Financial Aid
Composition: 1MC
Rupert, Terry [MC]

Infractions
Composition: 1MC
Gunning, Mary Jo [MC]

Infractions Appeals
Composition: 1MC/1 PC
Antonucci, Bob [PC]
Baldridge, Kitty [MC]

Interpretations and Legislation
Composition: 1MC
Beron, Kurt [MC]

Membership
Composition: 1MC
Robert, Charlie [MC]

Nominating
Composition: 1MC
Hoeg Lowe, Portia [MC]

Student-Athlete Advisory
Composition: 4MC
Baldridge, Kitty [MC]
Glass, Tucker [SAAC]
Khan, Kirin [MC-SAAC]
Martinez, Jeff [MC]

Student-Athlete Reinstatement
Composition 1MC
Gunning, Mary Jo [MC]

MC=Management Council PC=Presidents Council ME=Membership Committee AL=At-Large

MANAGEMENT COUNCIL SUBCOMMITTEES

Academic Issues Subcommittee
Composition: 3MC
Ching, Stan [MC]
Downes, Tim [MC]
Harris, Charles [MC]

Subcommittee for Legislative Relief
Composition: 5MC
Downes, Tim [MC]
Gunning, Mary Jo [MC]
Hathorn, Jan [MC]
Robert, Charlie [MC]
Rupert, Terry [MC]

Playing and Practice Seasons Subcommittee
Composition: 7MC/1SAAC
Ching, Stan [MC]
Harris, Charles [MC]
Khan, Kirin [SAAC]
Klika, Bill [MC]
Martin, Chris [MC] CHAIR OF MC
Meyer, Nancy [MC]
Nelson, Steve [MC]

PRESIDENTS COUNCIL SUBCOMMITTEES

Executive Committee Subcommittee on Gender and Diversity Issues
Composition: 4PC
Alexander, Livingston [PC]
Hill, Catharine [PC]
Keizs, Marcia [PC]
Ohle, Jack [PC]

Nominations Subcommittee
Composition: 4PC
Herzberger, Sharon [PC]
Ohles, Frederick [PC]
Reichard, Rosalind [PC]
Thomas, Ron [PC]

JOINT MC/PC COMMITTEES AND SUBCOMMITTEES AND SPECIAL COMMITTEES

Administrative Committee
Composition: 3MC/2PC
Bultman, Jim[PC] *CHAIR OF PC*
Martin, Chris [MC] *CHAIR OF MC*
Martinez, Jeff [MC] *VICE CHAIR OF MC*
Schmotter, Jim [PC] *VICE CHAIR OF PC*
Thomforde, Chris [MC] President

Convention-Planning Subcommittee
Composition: 3MC/2PC/1ME/1INDEPENDENT/ 1COMMISSIONER/1NAD3AA/1SAAC/5AL
Beron, Kurt [MC]
Chandler, Kim [NAD3AA]
Cutaia, Diana [At-Large]
Edmundson, Charles [PC]
Hart, Tom [At-Large]
Herzberger, Sharon [PC]
Hill, Matt [At-Large]
Khan, Kirin [SAAC]
Martin, David [At-Large]
Meyer, Nancy [MC]
Mueller, Julie [Commissioners]
Ragsdale, Chris [Membership Committee]
Reinke, Heather [Independents]
Sims, Myra [At-Large]
Stark, Lou [MC]

PC/MC Joint Legislative Steering Committee
Composition: 2 PC/2 MC presidents/2 MC ADRs
Antonucci, Bob [PC]
Bultman, Jim [PC chair]
Harris, Charles [MC]
Hass, Marjorie [MC]
Martin, Chris [MC chair]
Reichard, Rosalind [PC]
Stark, Lou [MC]
Thomforde, Chris [MC]

MC=Management Council PC=Presidents Council ME=Membership Committee AL=At-Large

JOINT MC/PC COMMITTEES AND
SUBCOMMITTEES AND SPECIAL COMMITTEES

Strategic Planning and Finance Committee
Composition: 4PC/4MC/CHAMPIONSHIPS CHAIR/ 1 SAAC/2 AT LARGE

TBD [PC]
Beron, Kurt [MC]
Glass, Tucker [MC/SAAC]
Hass, Marjorie [MC]
Levin-Stankevich, Brian [PC]
Marsh Ryerson, Lisa [PC]
Martin, Chris [MC] – *EX OFFICIO*
Martinez, Jeff [MC] *VICE CHAIR OF MC*
Melendy, Lisa [At large]
Neilson, David [At large]
Robinson, Stuart [Championships Chair]
Schmotter, Jim [PC] *VICE CHAIR OF PC – CHAIR*
Stark, Lou [MC]

Academic Reporting Working Group

Ankrom, Jeff
Antonucci, Bob [PC]
Babington, Cindy
Canfield, Merle
Ching, Stan [MC]
Downes, Tim [MC]
Leighton, Dennis
Malloy, Del
Marsh Ryerson, Lisa [MC]
Martin, Chris [MC]
Millerick, Tim
Schmotter, Jim [PC]
Wambaugh, Genie

SUMMARY OF SPRING 2011 QUARTERLY MEETINGS
The National Collegiate Athletic Association

Division III Management Council April 11-12, 2011 Indianapolis, IN	**Division III Presidents Council April 27-28, 2011 Indianapolis, IN**
Kitty Baldridge, Gallaudet University Kurt Beron, University of Texas at Dallas Stan Ching, Connecticut College Tim Downes, Emory University 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 Kirin Khan, Mills College Bill Klika, Fairleigh Dickinson University, Florham Chris Martin, College Conference of Illinois & Wisconsin [*chair*] Jeff Martinez, University of Redlands [*vice chair*] 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 [*chair*] Charley Edmondson, Alfred University Sharon Herzberger, Whittier College Brian Levin-Stankevich, University of Wisconsin, Eau Claire Lisa Marsh Ryerson, Wells College attended portions of the meeting Chris Martin, College Conference of Illinois & Wisconsin [*chair of Management Council*] Jeff Martinez, University of Redlands *[vice-chair of Management Council]* Jack Ohle, Gustavus Adolphus College Fred Ohles, Nebraska Wesleyan University Rosalind Reichard, Emory and Henry College James Schmotter, Western Connecticut State University attended portions of the meeting [*vice-chair*] Ron Thomas, University of Puget Sound
ABSENTEES	**ABSENTEES**
Tucker Glass, Plattsburgh State University of New York Marjorie Hass, Austin College Chris Thomforde, Moravian College	Kendall Baker, Ohio Northern University Catharine Hill, Vassar College Marcia Keizs, York College
OTHER PARTICIPANTS	**OTHER PARTICIPANTS**
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1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:02 a.m. by the chair, Chris Martin. The chair welcomed Council members and guests from the NCAA Pathway Program, Christyn Abaray, Swarthmore College and Avery Esdaile, Wellesley College; and reviewed the agenda for the meeting.

Presidents Council. The meeting was called to order at 9:10 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 the NCAA President's report and litigation update. The Council also engaged in a planning session from 6 to 9 p.m. on Wednesday evening, April 27.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meetings – January 12 and 15, 2011.

Management Council. The Management Council approved the summary of its January 12 and January 15, 2011, meetings as presented.

Presidents Council. No action necessary.

b. Presidents Council Meeting – January 13, 2011.

Management Council. No action necessary.

Presidents Council. The Presidents Council approved the summary of its January 13, 2011, meeting as presented.

c. Executive Committee Meeting – January 15, 2011.

Management Council. The Management Council reviewed the minutes of the January 15, 2011, Executive Committee meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the January 15, 2011, Executive Committee meeting. No action was necessary.

d. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the February 10, February 28 and March 31, 2011, Administrative Committee actions.

Presidents Council. The Presidents Council approved the minutes of the February 10, February 28 and March 31, 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: **Dutcher, Kareti, Davey, Kresge**

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

Management Council. The Council reviewed the subcommittee's report noting possible educational topics for the 2012 Convention:

- Division III Identity Best Practices. This session could include best practices or success stories from the Special Olympics partnership.
- Drug education and testing update.
- Academic Research (to include the Academic Reporting Pilot and other data or findings from the College Sports Project).
- Division expenses ("Dashboard Indicators").
- Other Division III research findings (e.g., GOALS). This session could also be an overview of all available NCAA research impacting the division.
- Legislative hot topics or a mini rules seminar (including a menu of recruiting, fundraising, and other significant Division III bylaws). Such a session may be most appropriate on the day before or after core Convention programming.
- An introduction to compliance concepts.
- Use of technology in Division III athletics (e.g., social media, webcasting, etc.).
- Budgeting. This session could review campus challenges and best practices or the overall Division III budget or both.

Presidents Council. No action was necessary.

(2) Strategic-Planning and Finance Committee.

Staff Liaisons: **Dutcher, Kareti Barnett, Worlock, Huchthausen, Kresge**

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

(a) Division III Reserve Policy.

Management Council. The Council approved establishment of a Division III budget reserve policy that mandates the division maintain in reserve an amount equal to 80% of the division's projected revenue for that budget year. The division may credit its financial recovery insurance towards the mandated minimum. This policy currently includes $10,000,000 in coverage. See below for sample reserve minimums resulting from this recommendation.

Year	Annual Revenue Allocation	80% of Annual Revenue Allocation	Funds Required to Meet Proposed Reserve Balance After $10 million Financial Recovery Insurance	Current Projected Reserve	Difference in Funds Required and Current Projected Reserve
2010-11	$23,914,000	$19,131,200	$9,131,200	$17,461,946	-$8,330,746
2011-12	$24,358,000	$19,486,400	$9,486,400	$16,965,256	-$7,478,856
2012-13	$24,915,000	$19,932,000	$9,932,000	$16,171,570	-$6,239,570
2013-14	$25,462,000	$20,369,600	$10,369,600	$15,521,967	-$5,152,367
2014-15	$26,173,000	$20,938,400	$10,938,400	$15,044,087	-$4,105,687
2015-16	$26,886,000	$21,508,800	$11,508,800	$14,848,426	-$3,339,626

The division is currently required to hold in reserve an amount equal to 10 percent of its annual revenue allocation. However, the NCAA recently examined its Association-wide reserve policy, which resulted in an enhanced Association-wide reserve policy. National office leadership requested that the division consider establishing an enhanced reserve policy to protect services in the event of an unexpected loss in revenue.

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

(b) Division III Identity Initiative.

Management Council. The Council approved the committee's recommendation to charge the staff with developing the following activation resources for use of the previously approved $600,500 2011-12 Identity Initiative budget:

- Continue the $1,000 institutional and conference identity credit.
- Develop additional educational resource materials to share with prospective student-athletes, their parents and high school coaches. This could include print, video, or other electronic media, and should be made available to admissions offices to support overall institutional recruiting efforts.
- Conduct a national Division III week.
- Produce a customizable video for institutions to embed local content.
- Create additional PowerPoint templates for athletics administrators.

- Enhance Strategic Alliance Matching grants and Internship grants to include athletics communication as an approved duty.
- Pursue development of a grant program to support the submission of stories highlighting the Division III platform by sport information directors (SIDs) or student reporters.
- Produce Division III microphone stands, note cards and apparel, including the option for institutions and conferences to co-brand the items.
- Produce apparel for use during Special Olympics activities.

The committee determined that these activation resources present an appropriate balance between tangible items and meaningful communications pieces, and focus on current institutional and prospective student audiences. The Identity Initiative carries a previously approved 2010-12 budget of $600,500.

The Council also received an update on the Division III social media plan (i.e., Division III Face book page). The primary target audience of the page is current, former and prospective student-athletes and the secondary audience is athletics administrators, coaches and the general public. The page will educate target audiences on the student-athlete experience, serve as an integration tool for many sources of Division III information, and enhance dialogue around the Identity Initiative.

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

(c) Drug Education and Testing.

Management Council. The Council approved establishment of a Division III drug education and testing strategy that retains the status quo championships testing program and makes funds available for campuses to conduct enhanced education and/or testing at the institution's discretion. The educational program shall focus on effectively partnering with the student-affairs and coaches communities, and shall prioritize alcohol abuse as the most significant substance issue in the division.

To support this recommendation, the committee has charged the staff with developing a specific implementation strategy for consideration on its July teleconference. The plan should include educational modules, a framework for campus-based drug testing, and options for fund distribution.

During the 2011 Convention, the membership had the opportunity to discuss four questions related to its drug education and testing pilot: 1) Retain status quo championships testing program; 2) Enhance educational programming; 3) Establish an academic year, division-wide mandatory

drug testing program; and 4) Allocate funds for institutions or conferences to implement their own testing program as part of a more comprehensive deterrence program (e.g., Conference Grant Program). The membership endorsed all but the establishment of a mandatory drug testing program.

The recommended drug education and testing strategy is sensitive to the needs of local campuses and the Division III philosophy – specifically of treating student-athletes the same as the general student body, and integrating athletics into general campus operations. The resulting implementation strategy must be sensitive to the staffing constraints that exist on Division III campuses, and emphasize programming with a proven record of success.

The 2012-14 budget should include a specific allocation to support an enhanced drug education and testing program. Student-athletes will continue to be subject to drug testing at NCAA championships, while also receiving education and potential additional testing tailored to local campus needs.

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

(d) Academic Reporting Pilot.

Management Council. The Council approved maintaining the pilot's original timeline: completing the pilot in summer 2011, conducting division-wide discussion at the 2012 Convention, and considering legislation, if warranted, at the 2013 Convention.

The division has completed the first year of a two year academic reporting pilot and a status report was presented to the membership at the 2011 Convention. Based on the year-one pilot experience, the committee did not see any compelling reason to amend the program's original timeline.

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

(e) Division III Expense Pilot ("Dashboard Indicators").

Management Council. The Council approved the development of a financial dashboard indicator pilot program. Plans are to launch the pilot in fall 2011 and present a preliminary report of findings at the 2012 Convention.

A dashboard indicator system uses athletics financial data to provide presidents with accurate, timely and relevant information to benchmark an institution's athletics financial situation with a self-defined set of peer institutions as well as national and conference groups of schools. It is a research-based approach to financial reporting that provides graphic comparisons of the annual financial picture of an institution's athletics program, highlighting trends over time. It can also serve as an early warning system to indicate emerging issues in an athletics program. It can serve as a catalyst for communication and education among presidents, chief financial officers and athletics departments. It also has the potential to promote the Division III attributes of proportion, comprehensive learning and responsibility.

Division I currently requires all institutions to submit data for inclusion in the dashboard system, and DII offers optional reporting, which yields near 100 percent participation. Participation in the Division III program would remain voluntary. Proposed indicators in the Division III pilot include non-financial (number of sponsored sports, proportion of student-athletes to undergraduate enrollees and the student-body federal graduation rate), and financial (total and itemized expenditures) indicators.

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

(f) NCAA GOALS Report.

Management Council. The Council referred to the Playing and Practice Seasons Subcommittee a review of any GOALS findings related to time pressures (e.g., missed class time, contest limits and etc.), including issues specific to baseball.

GOALS is a study of approximately 20,000 current student-athletes that was conducted during spring 2010 and focused on recruitment and college choice, ethical leadership issues, and student-athlete time demands. Preliminary results appear to be very supportive of the Division III athletics model. While the committee will continue to consider implications of the survey results, its preliminary analysis indicates that the academic and well-being issues found in baseball warrant immediate consideration by the governance structure.

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

(g) NCAA Performance Management Scorecard.

Management Council. The Council endorsed the following components for inclusion in a 2011-12 Division III performance management scorecard:

i. Division III Identity Initiative: What programs and resources should be implemented during 2011-12 to support the division's identity initiative, consistent with the division's Strategic Positioning Platform?

Key metrics:

- Purchase or procurement of activation resources by institutions and conferences during 2010-11, including percent of participation and percent of budget spent.
- Percent of schools and conferences displaying Division III "lockup logo" on their athletics websites as direct link to Division III public webpage.
- Percent of schools and conferences with formal activation of Special Olympics partnership.
- Number of articles submitted by membership for posting on Division III public website. Track monthly.
- Number of media articles focusing on the Division III identity and story in markets where Division III "media tours" have occurred.

Drill down data should include the 2011 Faculty Athletics Representative Survey, relevant GOALS/SCORE data, and a possibly survey regarding utility of toolkits and other supporting resources (e.g., constituent Power Points).

ii. Presidential Leadership: Does a sufficient amount of presidential leadership exist within each Division III voting conference?

Key metrics:

- 2010 informal survey of conference commissioners.
- 2011 formal "audit" regarding conference presidential leadership.
- Presidents Advisory Group (PAG) appointments.
- PAG and Convention attendance.

Drill down data should include input from informal follow-up discussions with PAG members and selected presidents and commissioners.

iii. Academic Reporting: Should the Presidents Council sponsor legislation to establish an annual, division-wide academic reporting process focusing on graduation rates [e.g., federal rate and Academic Success Rate (ASR)]?

Key metrics:

- Existing Division III data from annual federal reports (i.e., general student body).
- General student body and student-athlete data from Division III Academic Reporting Pilot.
- Relevant data from Divisions I and II.

Drill down data should include rates by sport, rate distribution curve, institutional variance distribution curve, GOALS/SCORE data.

iv. Alcohol and Drug Education and Testing: Should the Division III governance structure develop and fund significant, multi-level and multi-platform educational resources and programming to enhance the knowledge and behavior of student-athletes and other key constituents related to alcohol and other drugs?

Key metrics:

- 2007-09 Division III Drug Education and Testing Pilot results.
- Results of periodic NCAA study on substance use.
- Results of the Division III championships drug testing program.
- Round table feedback from 2011 Division III Convention Issues Forum.

Drill down data should include data from non-NCAA programs and studies (e.g., NASPA).

The staff has developed and the NCAA Executive Committee has endorsed a performance management scorecard to enhance accountability, improve results, and demonstrate the value of national office programs and services to the membership. The scorecard is designed to help the Association focus on its priorities by providing information that is helpful in decision-making and broad oversight of each division. The identified Division III metrics cover the four priority areas facing the division in 2011-12, consistent with the division's strategic plan.

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

b. Management Council Subcommittees.

Staff Liaisons: **Davey, Nesbitt**

Council Reps: Ching, Downes, Harris

(1) Academic Issues Subcommittee.

Management Council. The Council reviewed the committee's 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.

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

Presidents Council. No action was necessary.

Staff Liaisons: **Myers, Nesbitt**

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

(3) Playing and Practice Seasons Subcommittee.

- **Noncontroversial Legislation – Playing and Practice Seasons - Reorganization**.

  Management Council. The Council approved in concept noncontroversial legislation to amend Bylaw 17 such that all standard provisions appear in the general regulations section while the sport specific sections are limited to provisions that are applicable only to that particular sport.

  Reorganizing Bylaw 17 in this manner reduces redundancies and clarifies the legislative similarities and differences between sports. While initially it may take the user some time to become more comfortable with the new organization, ultimately, this revision results in a more user friendly format. This format succinctly sets forth sport specific legislative differences while more clearly indicating those legislative provisions that are universally applicable. While this is primarily a reorganization of the existing Article 17 there are a few substantive changes necessary to effectuate greater consistency between sports. Those changes include: (1) Making the contest exemption for a foreign team in the United States the same in basketball as it is in all the other sports. Currently, basketball has an additional requirement that the contest takes place in the institution's home arena, while no other sport includes that requirement. (2) Allowing basketball to use the once in four year exemption for contests played in Hawaii, Alaska, and Puerto Rico; and (3) Eliminating the reference to nontraditional segment for winter sports and defining the playing season in more relevant and consistent terms for the winter sports.

  Presidents Council. No action was necessary.

d. Division III Committees.

(1) Championships Committee.

Staff Liaisons: **Gentry, Suscha, Williams**

Council Reps: Downes, Martin, Nelson

(a) Bylaw 31.3.2.1.4 Automatic Qualification – Core Institution.

Management Council. Sponsor legislation for the 2012 NCAA Convention requiring that institutions be core in only one conference for purposes of automatic qualification; and further, that the existing umbrella conference (i.e., Middle Atlantic, Commonwealth and Freedom Conferences) be permitted to retain its current structure.

Requiring that institutions be core in only one conference would establish stability in conference membership and require institutions to think more strategically about alignments other than for the purpose of acquiring championships automatic qualification. In addition, the core designation could be used to assign accountability for conference requirements and benefits (e.g., grant money, voting privileges, SAAC representation and Conference Self-Study Guide). The bylaw amendment would eliminate the possibility of the "umbrella" conference model since it would not be possible for an institution to be considered core in both the umbrella conference and one of the sub-conferences.

The Council noted that this proposal should be one in a package that also examines the benefits and obligations of conference membership. See also the Membership Committee's information item on page 23.

Presidents Council. The Presidents Council agreed to sponsor the proposal for the 2012 Convention.

(b) Ground Transportation Pilot Program.

Management Council. The Council accepted the information that the Championships Committee received a report from the NCAA travel staff regarding the ground transportation pilot program with Go Ground Options. The goals of the program are cost savings, ensuring that all vendors meet the new safety standards and service to the membership. For the sports included in the pilot program during the fall championships season (i.e., Divisions I, II and III football and Division I women's volleyball), the NCAA realized savings of approximately 33 percent based on 2009-10 ground transportation costs. Some challenges (e.g., delays in communication, mechanical issues) were identified during the fall championships, and these issues are being addressed. The pilot program will be extended to the winter and spring championships seasons

and include Divisions II and III men's and women's basketball; NIT postseason; Divisions I and III men's and women's ice hockey; Divisions I, II and III baseball; Divisions I, II and III men's and women's lacrosse; and Divisions I, II and III softball. If the pilot program continues successfully and cost savings continue, the pilot program will be extended to all team sports in 2011-12 and the NCAA travel staff will consider adding individual-team sports. Institutions are encouraged to utilize Go Ground Options during the regular season to benefit from NCAA discounts. The travel staff is hopeful that by 2012-13, some of the cost savings from the ground transportation program can be used to cover local transportation costs for championship participants that are not reimbursed under the current travel policies.

The Management Council discussed the difficulties experienced by Council members who participated in the pilot. The Council requested that the national office produce mid-year reports and follow up on the challenges that occurred. The Council also requested the pilot analysis acknowledge the relationship between regular and post-season bookings, and how changes in gas prices will impact the savings accrued in this program. The Council directed the staff to ensure that pilot participant feedback goes back to the championships committee and subsequently gets reported to the Management Council.

Also related to the pilot analysis, the Council requested that the Championships Committee consider the impact of the pilot on removing the ground transportation funding that had previously been a source of discretionary funds for institutions that have not needed the entire $2,500 allowance for bussing, but that have needed additional funds to cover hotel and meal expenses. It was noted that the previous ground transportation allowance helped make the championships experience affordable for institutions.

Presidents Council. No action was necessary.

(c) Sport Committee Appointments.

Management Council. The Council accepted the information that the committee approved the following sport committee appointments. All appointments will be effective September 1, 2011, unless otherwise noted.

- Division III Baseball Committee. Midwest region: Corey Borchardt, commissioner, Upper Midwest Athletic Conference.
- Division III Men's Basketball Committee (two vacancies). South region: Chris Gage, director of athletics, University of Texas at Dallas. Mid-Atlantic region: Steven Ulrich, commissioner, Centennial Conference.

- Division III Women's Basketball Committee. Reappoint Suzanne Helfant, women's basketball coach, Kenyon College.
- Division III Football Committee. Immediate vacancy replacing Shawn McIntrye (interim replacement for deployed committee member Clayton Hendrick-Holmes): Marc Klaiman, head football coach, Anna Maria College.
- Division III Women's Lacrosse Committee. South Atlantic region: Brooke Diamond, head women's lacrosse coach, Washington and Lee University.
- Division III Men's Soccer Committee. Great Lakes region: Chris Brown, head men's soccer coach, Kenyon College. West region: Howard Patterson, vice president for student affairs, University of Texas at Tyler.
- Division III Women's Soccer Committee. Reappoint Suzette Soboti, head women's soccer coach, University of Redlands. [NOTE: This reappointment is a result of Ms. Soboti having to step down from the committee in 2009 due to regional alignment.] Immediate vacancy replacing Sean Sullivan – South Atlantic region: Brianne Weaver, senior woman administrator/head women's soccer coach, St. Mary's College of Maryland.
- Division III Softball Committee. East region: Lori Mazza, director of athletics, University of Pittsburgh, Bradford.
- Division III Men's and Women's Swimming and Diving Committee (two vacancies). Kim Bierwert, head swimming and diving coach/assistant director of athletics, Smith College. Kenneth Andrews, commissioner, Middle Atlantic Conferences.
- Division III Men's Tennis Committee. West region: Christopher Bizot, head tennis coach, University of Texas at Tyler.
- Division III Women's Tennis Committee. Atlantic South Region: Becky Cecere, head men's and women's tennis coach, Penn State Harrisburg.
- Division III Men's and Women's Track and Field Committee (two vacancies). Great Lakes region: Paul Sargent, head men's and women's cross country/track and field coach, Franklin College. Midwest region: Mahesh Narayanan, head women's cross country coach/assistant women's track and field coach, North Central College.
- Division III Men's Volleyball Committee (four immediate appointments). East region: Louise McCleary, director of athletics, Elms College; and Charlie Sullivan, head men's volleyball coach, Springfield College. West region: Jose Pina, head men's volleyball coach, New York University; and Gary Williams, associate athletics director, Carthage College. Reappoint Jose Pina, head men's volleyball coach, New York University. [Note: Given that the men's volleyball committee is new, the terms of the inaugural committee members are staggered to maintain a

balanced rotation schedule. Mr. Pina's initial term will expire September 1, 2011.]

- Division III Wrestling Committee. Grant a one-year term extension to Jeff Swenson, Augsburg College, due to the committee losing three of its four members. [NOTE: The committee recommends that the individual who replaces Mr. Swenson in September 2012 be appointed for a three-year team to maintain a balanced term rotation schedule for the committee.]
- Baseball Rules Committee. Bob Quinn, director of athletics, Loras College.
- Men's Basketball Rules Committee. Ed Silva, head men's basketball coach, Elms College.
- Women's Lacrosse Rules Committee. Paula Habel, head lacrosse coach, Allegheny College.

Presidents Council. No action was necessary.

Staff Liaisons: Hartung, Myers, Nesbitt

Council Rep: Rupert

(2) Financial Aid Committee.

(a) Referral to the Committee on Infractions – Public Disclosure of Secondary Financial Aid Violations.

Management Council. Referred to the Committee on Infractions consideration of granting enforcement staff the discretion to publicly disclose any violation regarding consideration of athletics leadership, ability, participation or performance within the student financial aid awarding process, even if such violation is deemed secondary. Such disclosure would be implemented for the 2011-12 Reporting Cycle.

Discovery of violations involving the inclusion of athletics leadership, ability, participation or performance in the student financial aid awarding process has remained constant through past reporting cycles with 46 institutions referred to enforcement. The vast majority of these violations are processed as secondary as they have been isolated or inadvertent and have not resulted in a recruiting advantage. The committee noted that many of these violations could have been avoided if the institution reviewed its awarding policies for compliance with NCAA legislation. Public reprimand, as a potential sanction for violations such as these, would provide incentive for institutions to ensure their policies comply with NCAA bylaws. Based on these unique circumstances and the paramount importance of financial aid compliance for Division III, the committee requests that the Committee on Infractions and enforcement staff review the policy regarding public disclosure of secondary violations, and grant deference to the enforcement staff and committee to use public disclosure as a potential sanction for Bylaw 15 secondary violations.

Presidents Council. The Presidents Council issued a directive to the Committee on Infractions that it use existing legislative authority, when appropriate, to publicly disclose secondary violations as described in this recommendation.

(b) Financial Aid Reporting Process – Level II Reviews.

Management Council. The Council reviewed the committee's report noting that the Financial Aid Committee conducted Level II review of 36 institutions. These institutions were forwarded to a Level II review because the Level I review yielded information that pointed to advantages for student-athletes in financial aid packaging. The Level II review permits institutions the opportunity to submit written justification for its policies and procedures that pointed to the perceived advantage.

When conducting a Level II review, the committee may make the following decisions: (a) take no further action during the reporting cycle; (b) take no further action during the reporting cycle on the condition that the institution will be reviewed during the next reporting cycle; (c) request additional information; or (d) refer the institution to NCAA enforcement.

Of the 36 reviews, the committee decided: (1) for 22 institutions, to take no further action during this reporting cycle; (2) for 3 institutions, to take no further action during this reporting cycle on the condition that those institutions will be reviewed during the next reporting cycle; and (3) refer 11 institutions to enforcement along with recommended penalties. No action was necessary.

Presidents Council. No action was necessary.

(c) Financial Aid Reporting Process – Findings and Review Results 2005-06 through 2009-10.

Management Council. The Council accepted the information that between 2005-06 and 2009-10, the committee completed a Level I, or cursory review, of 151 institutions, or approximately 34 percent of the membership. During that same time span, 112 cases (approximately 25 percent of the membership) have been forwarded to the Level II Review where the policies and procedures for administering student financial aid and their impact are assessed for compliance with Bylaw 15. Violations of Bylaw 15 have been discovered at 50 schools over this time period as a result of the financial aid reporting program.

Presidents Council. No action was necessary.

Staff Liaisons: Cooper, Elworth

Council Rep: Gunning

(3) Committee on Infractions.

(a) NCAA Bylaw 32.1.1 – Enforcement Policies and Procedures – Special Operating Rules – Confidentiality.

Management Council. The Management Council ratified an enforcement policy and procedure to revise Bylaw 32.1.1 (Confidentiality).

Amend Bylaw 32.1.1 as follows:

32.1.1 Confidentiality

The Committee on Infractions, the Infractions Appeals Committee and the enforcement staff shall treat all cases before them as confidential until they have been announced in accordance with the prescribed procedures. In addition, an institution and any individual subject to NCAA rules involved in a case shall treat cases under inquiry by the enforcement staff, **under consideration by the Committee on Infractions and, if appealed, under consideration by the Infractions Appeal Committee,** as confidential until the **decisions in such** case**s** ~~*has*~~ **have** been announced in accordance with prescribed procedures.

The current language of Bylaw 32.1.1 could be construed to mean that confidentiality applies only to cases "under inquiry by the enforcement staff." This revision expands the requirement for confidentiality to not only include cases which have moved past the enforcement staff inquiry (investigation) stage to the point where they are under consideration by the Committee on Infractions (post hearing) and/or the Infractions Appeals Committee (if appealed).

Presidents Council. No action was necessary.

(b) NCAA Bylaw 32.3.8 – Limited Immunity.

Management Council. The Management Council ratified an enforcement policy and procedure to revise Bylaw 32.3.8 (Limited Immunity).

Amend Bylaw 32.3.8 as follows:

32.3.8 Limited Immunity.

32.3.8.1 Athletics Personnel. At the request of the enforcement staff, the Committee on Infractions may grant limited immunity to ~~*a student-athlete who provides information when such individual otherwise might be declasred ineligible for intercollegiate competition based on the information that he or she reports and*~~ an institutional employee with

responsibilities related to athletics **based on information that the employee reports** when such an ~~*individual*~~ **employee** otherwise would be subject to disciplinary action as described in Bylaws 19.5.1-(i) and 19.5.2.2-(k) ~~*based on the information that individual reports.*~~ Such immunity shall not apply to the ~~*individual's*~~ **employee's** involvement in violations of NCAA legislation not reported or to future involvement in violations of NCAA legislation by the *individual* **employee** or to ~~*any actions that an*~~ **action taken by** an institution ~~*imposes.*~~ In any case, such immunity shall not be granted unless the *individual* **employee** provides information not otherwise available to the enforcement staff.

32.3.8.2 Student-Athlete. At the request of the enforcement staff, the Committee on Infractions may grant limited immunity to a student-athlete or prospective student-athlete when such an individual otherwise might be declared ineligible for inter-collegiate competition based on information reported to the enforcement staff by the student-athlete or a prospective student-athlete or a third party associated with the student-athlete or prospective student-athlete. Such immunity shall not apply to the individual's involvement in violations of NCAA legislation not reported or to future involvement in violations of NCAA legislation by the individual or to any action taken by an institution. In any case, such immunity shall not be granted unless the relevant information would not otherwise be available to the enforcement staff.

The intent of the limited immunity legislation was to encourage at-risk student-athletes and athletics department employees to assist the enforcement staff in obtaining full and complete information. In today's recruiting environment, it is often the parents or third parties who possess critical knowledge or evidence that would be relevant to the investigation. In some instances, these individuals not under the jurisdiction of the NCAA may want to cooperate and share information, but due to potential eligibility consequences for the student-athlete, they choose not to assist with the investigation by sharing important information. The ability to grant immunity to a student-athlete in certain circumstances for information reported by another individual will assist the enforcement staff in the development of full information.

Presidents Council. No action was necessary.

(c) NCAA Bylaw 32.8.8.3 – Posthearing Committee Deliberations - Imposition of Penalty.

Management Council. The Management Council ratified an enforcement policy and procedure to revise Bylaw 32.8.8.3 Imposition of Penalty.

Amend Bylaw 32.8.8.3 as follows:

32.8.8.3 Imposition of Penalty.

If the committee determines that there has been a violation, it shall impose an appropriate penalty (see Bylaw 19.5); or it may recommend to the Management Council suspension or termination of membership in an appropriate case. **Failure to fully implement the adopted and/or imposed penalty may subject the institution, and/or an involved individual under a show-case restriction, to further disciplinary action by the Committee on Infractions.**

The modification makes it clear that institutions and/or individuals previously involved in infractions cases for which penalties and/or show-cause provisions have been imposed are subject to further disciplinary actions should they not adhere to the conditions and requirements of the sanctions.

Presidents Council. No action was necessary.

(d) Financial Aid Major Infractions Cases and Allegations of Failure to Monitor or Institutional Control.

Management Council. The Council accepted the information that from the initial adoption of financial aid regulations (1979) through the present day, Division III member institutions continue to be responsible for ensuring that financial aid is administered in a consistent manner and in compliance with NCAA Bylaw 15. At the 2004 Convention, the Division III membership adopted legislation, with an August 1, 2005, effective date, which currently requires institutions to report financial aid packages for students and student-athletes who are freshmen and transfers. This reporting process has been a requirement for more than six years, which has provided a sufficient amount of time for the membership to receive education of the legislation's implementation, expectations and impact.

The Division III Committee on Infractions has processed five cases forwarded from the Division III Financial Aid Committee over a three-year period involving Bylaw 15. The enforcement staff has exercised its discretion and has not included allegations of an institution's failure to monitor or a lack of institutional control in these cases, mostly because the enforcement staff concluded that it seemed appropriate to exercise discretion in allowing time for the membership to understand and respond to the expectations and impact of violations of the legislation

that were detected by the Division III Financial Aid Committee. The enforcement staff hoped that the major infractions cases processed by the Division III Committee on Infractions would serve as notice that member institutions should strengthen their efforts to ensure compliance with the financial aid legislation.

Unfortunately, the enforcement staff has advised the Division III Committee on Infractions that it anticipates that the Division III Financial Aid Committee will forward additional, potentially major cases for the Division III Committee on Infractions' review.

In light of the information noted above, the enforcement staff has shared with the Division III Committee on Infractions that it will begin to carefully scrutinize future financial aid cases to determine if it is appropriate to include an allegation of failure to monitor and/or a lack of institutional control. Additionally, the enforcement staff has advised the Division III Committee on Infractions that it intends to share this information with the membership (e.g., Regional Compliance Seminars, Division III Monthly Update).

Presidents Council. No action was necessary.

Staff Liaisons: Dantzler, Smith, Walters

Council Reps: Antonucci, Baldridge

(4) Infractions Appeals Committee.

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

Presidents Council. No action was necessary.

(5) Membership Committee

Staff Liaisons: Davey, Orr

Council Rep: Robert

(a) Modification of Wording – NCAA Convention Attendance.

Management Council. The Council approved in concept a modification of wording that clarifies that an institutional voting delegate must be present at the NCAA Division III business session in order to meet the legislated attendance requirement.

The current legislation specified that an institution may satisfy the NCAA Convention attendance requirement through representation by a 'voting delegate.' This language suggests that the institution will have satisfied the legislated attendance requirement if a conference representative casts the institution's vote, as permitted in NCAA Constitution 5.1.3.4 (certification and voting of delegates). However, such a scenario

does not comply with the intent and rationale of the Convention attendance legislation. The NCAA Division III Membership Committee noted the attendance requirement may only be satisfied if an institutional staff member attends the Division III business session and casts a vote.

Presidents Council. No action was necessary.

(b) Noncontroversial Legislation – Establishment and Compliance with Division Criteria – Noncompliance and the Enforcement Process – Authority of the Membership Committee.

Management Council. The Council approved in concept noncontroversial legislation to clarify the Membership Committee has the jurisdiction to impose any penalties for membership requirements that are discovered during the enforcement process and will notify the NCAA enforcement staff and the NCAA Division III Committee on Infractions of any action taken.

During the enforcement process, it may be discovered that an active Division III institution is not meeting membership requirements (e.g., minimum sports sponsorship). The committee has the authority to impose penalties when an institution does not meet one or more membership requirements. This recommendation will clarify that when it is discovered during the enforcement process that an institution is not meeting membership requirements, it shall be the Membership Committee that has jurisdiction to impose any penalties and that it will notify the NCAA enforcement staff and the Committee on Infractions of any action taken.

Presidents Council. No action was necessary.

(c) Constitution 3.2.4.15.3 (Waiver) – NCAA Convention Attendance Waiver Requests.

Management Council. The Council approved the following waiver requests for the 2011 NCAA Convention attendance requirement per Constitution 3.2.4.15.3 (waiver):

- Keystone College;
- University of Maine, Farmington;
- State University College at Oneonta;
- Rhode Island College;
- U.S. Merchant Marine Academy; and
- Waynesburg University.

The committee recognized that the aforementioned institutions cast their votes through their respective conferences. Further, the institutions were unable to attend due to extraordinary weather conditions, personal hardships or a combination of both factors.

Presidents Council. No action was necessary.

(d) Constitution 3.2.4.15 (Convention and Regional Rules Seminar Attendance) – Northeast Regional Compliance Pilot.

Management Council. The Council approved attendance at the Northeast compliance seminar pilot as a means of satisfying the NCAA Regional Rules Seminars attendance requirement.

The committee reviewed a request from eight Northeast conferences to conduct a compliance seminar at one of their member institutions on a biennial basis, beginning in spring 2012. The request also sought to use the Northeast compliance seminar toward the once-in-three-years legislative requirement to attend the NCAA Regional Rules Seminars.

The committee voted to approve a pilot compliance seminar during the 2011-12 academic year for the purpose of gathering additional information to determine whether a Division III-specific compliance seminar(s) is feasible on a more permanent basis. The committee cited a number of criteria, including but not limited to the following:

- Impact on the NCAA Regional Rules Seminars;
- Impact on National Association of Division III Athletic Administrators (NADIIIAA) summer forum;
- NCAA strategic initiative conference grant funds use;
- NCAA staff impact;
- Division III membership impacted;
- Cost;
- Length and structure of sessions; and
- Administrative challenges.

Further, the committee committed to reviewing additional compliance-based educational models at its next in-person meeting. The proximity of the pilot to Northeast Division III institutions should reduce travel costs for these institutions.

Presidents Council. No action was necessary.

(e) Continental Volleyball Conference – Single-Sport Conference Application – Constitution 3.3.3.2 (election).

Management Council. The Council approved election of the Continental Volleyball Conference to active Division III single-sport conference status.

The single-sport conference demonstrated presidential oversight, complete and detailed constitution and bylaws and has at least six active member institutions.

Presidents Council. No action was necessary.

(f) Franciscan University of Steubenville – Sports-Sponsorship Requirements – Waiver Request of NCAA Division III Bylaw 20.11.3 (Sports Sponsorship) per Bylaw 20.11.3.4.1.

Management Council. The Council conditionally approved a sports-sponsorship waiver request of NCAA Division III Bylaw 20.11.3 (sports sponsorship) for Franciscan University of Steubenville for the 2011-12 academic year per Bylaw 20.11.3.4.1 (waiver). Specifically, the institution will be permitted to designate men's rugby as a sport that may be used to meet the division sports sponsorship criteria. The waiver is contingent on the institution providing an update to the committee of adherence to its institutional plan not later than December 15, 2011.

The committee noted that while Franciscan would be compliant with the total number of sport offerings (i.e., six sports for males and six sports for females) in the 2011-12 academic year, the institution would be deficient one team sport in the three team sports requirement for males without a waiver. The committee noted that sponsorship of men's rugby continues to afford student-athletes participation opportunities despite the sport not satisfying the legislated requirements to count.

Further, the committee recognized the institution's commitment to sponsor rugby at the same competitive and participatory level as an NCAA championship sport (e.g., maximum contest requirements). Therefore, the institution should be permitted to use the sport to count toward its three team sports for males' requirement. The committee also noted Franciscan's plan to sponsor a full NCAA championship sports athletics program and be compliant with sports-sponsorship requirements in the 2012-13 academic year and thereafter.

Presidents Council. No action was necessary.

(g) NCAA Membership Inquiries.

Management Council. The Council endorsed committee proposed educational models and concepts and approved forwarding the models to appropriate Association-wide groups.

At its recent meetings, including a joint meeting with the NCAA Division II Membership Committee, the Membership Committee discussed how to enhance the NCAA membership inquiry process. Institutions that are currently interested in joining the NCAA or reclassifying to another division learn about the respective divisions through resources developed by division-specific NCAA staff. There currently are no specific documents or resource tools available to directly compare the divisions. The committee recognized a need to create a comprehensive tool(s) to assist institutions in analyzing membership requirements and expectations to aid in the strategic planning process. Proposed tools have been forwarded to the Executive Committee's Working Group on Membership Issues for consideration (these include dashboard comparisons, video-based modules, and enhanced staff support).

Presidents Council. No action was necessary.

(h) NCAA Constitution 3.3 (Member Conference) – Core.

Management Council. The Council accepted the information that the committee reviewed the Championships Committee's recommendation that an institution should count as core in only one conference for automatic qualification purposes and similarly endorsed the concept for membership purposes. The committee noted that although the fiscal aspects of an umbrella conference may be attractive, permitting the umbrella model minimizes the philosophical aspects of conference affiliation and leads institutions to make decisions based less on affinity and more on the ability to procure automatic qualification.

The committee will review conference membership requirements and benefits and propose any legislative change necessary to support the Championships Committee's recommendation to limit an institution to being core in only one conference, and to bring consistency to the expectations and benefits associated with conference membership.

Presidents Council. No action was necessary.

(i) Sports-Sponsorship Audit.

Management Council. The Council accepted the information that the 2010-11 sports-sponsorship audit did not produce finding that any institutions that were in violation of sports-sponsorship requirements for the 2009-10 academic year. This is the first year the Membership Committee conducted a sports-sponsorship audit that has not resulted in the need for a waiver.

Presidents Council. No action was necessary.

(j) University of New Orleans – Reclassification Status.

Management Council. The Council accepted the information that the Membership Committee acknowledged the university's intent to pursue Division II membership and its concurrent failure to comply with Division III reclassification standards. Specifically, certain elements of the reclassification process have not been met and cannot be rectified as noted in their plan. The Membership Committee noted that although the institution's current intent is to pursue Division II membership, it is still responsible for the timeline associated with its Division III reclassification, should it desire to return to that process.

Presidents Council. No action was necessary.

(k) New York City College of Technology – Penalty Status – Athletics Program Assessment.

Management Council. The Council accepted the information that the committee reviewed the institution's most recent submission of its athletics program assessment per the terms of its restricted membership status, a penalty assessed for two years of failure to meet sports-sponsorship requirements. The institution submitted its original assessment in May 2010, which the committee deemed inadequate. The institution resubmitted its assessment in December 2010, and the committee again noted its failure to thoroughly address the assessment questions. The committee recommended the institution be granted an additional opportunity to complete the assessment in accordance with committee guidance. In order to ensure the institution is fully aware of the committee's concerns regarding the assessment and the potential implications of a loss of active member status, a president and athletics direct report from the committee agreed to speak with their peers at City Tech.

Presidents Council. No action was necessary.

Staff Liaison: Tufano

Council Rep: Hoeg

(6) Nominating Committee.

(a) Committee appointments.

Management Council. The Management Council approved the following committee appointments. Terms begin September 1, 2011:

i. Committee on Competitive Safeguards and Medical Aspects of Sports. Melinda Larson, head athletics trainer, Whitworth University.

ii. Minority Opportunities and Interests Committee. Rahsaan Carlton, director of athletics, Penn State Harrisburg.

iii. Division III Nominating Committee. (June 1, 2011, replacement of Christopher Walker) Dennis Leighton, faculty athletics representative, University of New England.

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

(b) 2012 Convention presentation.

Management Council. The Council referred to the Convention-Planning Subcommittee a recommendation that 2012 Convention programming include a presentation on the demographics and nominations history of Division III athletics administrators and coaches to illustrate the challenges related to meeting ethnic minority representational requirements in Division III committee nominations.

The Nominating Committee received a presentation by the NCAA research staff of the demographic breakdown of possible committee nominees. The committee noted that the lack of ethnic minority nominees creates challenges in forming diverse committee compositions (and meeting minimum legislative requirements). Due to the importance of promoting quality committee nominations, these data and challenges should be highlighted in a full membership forum.

Presidents Council. No action was necessary.

Staff Liaisons: Davey, Montgomery, Wright

Council Reps: Glass, Khan,

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

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

Presidents Council. No action was necessary.

Staff Liaisons: Ghiloni, Groddy

Council Rep: Gunning

(8) Student-Athlete Reinstatement Committee.

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

Presidents Council. No action was necessary.

Staff Liaisons: Huchthausen, Myers

Council Rep: Beron

(9) Interpretations and Legislative Committee (ILC).

(a) Noncontroversial Legislation – Eligibility – Full-Time Enrollment – Requirement for Practice and Competition – Exception - Cooperative Educational Work Experience.

Management Council. The Council approved in concept noncontroversial legislation to permit a student-athlete to practice and represent the certifying institution in intercollegiate athletics while he or she is enrolled in a cooperative educational work experience program (e.g., co-op, internship, practicum, student teaching) offered by the institution that is a required part of the student's academic program, provided the student is considered to be enrolled in a full-time program of studies, regardless of the credit value of the program.

The NCAA Division III Interpretations and Legislation Committee (ILC) reviewed a Division I proposal that creates a legislative exception for a circumstance that previously required a waiver. ILC noted the proposal's rationale to eliminate bureaucracy for a situation that is typically waived through the appropriate Division I waiver process given the academic requirement of these programs. The committee learned that the NCAA Division III Management Council Subcommittee on Academic Issues also grants these waivers if required as part of the student's academic program and often grants waivers for nonrequired programs if the institution can demonstrate that the program is recommended and/or common for the field of study or profession. As a result, the committee agreed that establishing legislation to permit schools to manage this for required programs would also eliminate bureaucracy in Division III and that a waiver directive for nonrequired programs would clarify and reduce the burden on schools submitting waivers in these circumstances.

Presidents Council. No action was necessary.

(b) Noncontroversial Legislation – Recruiting – Unofficial Visit - Entertainment/Tickets – General Restrictions – Nontraditional Family.

Management Council. The Council approved in concept noncontroversial legislation to permit an institution to provide complimentary admissions to a home athletics event to a prospective student-athlete and

his or her parents, guardian(s), spouse or individual of a comparable relationship during an unofficial visit.

The committee reviewed a Division I proposal that permits an institution to provide additional complimentary admissions to a prospective student-athlete who is a member of a nontraditional family (e.g., divorce, separation) during an official visit. The committee noted current Division III legislation regarding complimentary admissions for official visits already provides flexibility for these situations while the legislation for unofficial visits does not. Therefore, the committee believes it is appropriate to amend the unofficial visit legislation to be similar to that for official visits.

Presidents Council. No action was necessary.

(c) Noncontroversial Legislation – Awards, Benefits and Expenses - Participation Awards – Maximum Value of Award – Increase to Maximum Values.

Management Council. The Council approved in concept noncontroversial legislation to increase the limitation on the maximum value of the annual participation award for a senior by $100 and to increase the limitation on the maximum value for all other participation awards by $50, as specified.

The committee reviewed a Division I proposal that increased the award limits as specified. In its review, the committee noted the award limits have not increased since 2006 and due to inflation, particularly in the market rate for gold; it has become more difficult to provide the same or similar awards to student-athletes. The committee noted that while all institutions may not approach the dollar limit, the rate of inflation should not restrict those who wish to provide certain awards that may be traditional marks of recognition (e.g., rings). Furthermore, the committee noted the inequity among the divisions if Division III does not increase the limits in a similar manner.

Presidents Council. No action was necessary.

(d) Noncontroversial Legislation – Amateurism – Preferential Treatment – Exception – Designation of Fundraising Money – Prospective Student-Athletes.

Management Council. The Council approved in concept noncontroversial legislation to establish an exception that would permit the designation of funds raised through fundraisers for individuals prior to initial, full-time collegiate enrollment, provided the amount raised does not exceed actual and necessary expenses.

The committee considered whether to extend the exception for the designation of funds in institutional fundraising activities to prospective student-athletes. The committee expressed concern for how the current rule applies to prospective student-athletes. Given the nature of youth sports and the prevalence of fundraising activities at all levels of the youth sports structure, the committee noted the likelihood that numerous student-athletes and institutions have not been properly applying the legislation. Furthermore, the committee noted it was unfair for prospective student-athletes and their families to have sufficient knowledge and education on the current rules in this area and, even if they were aware, it would be difficult and expensive to follow. The committee noted the current rule also places institutions in a difficult position to effectively and consistently monitor the rule.

Presidents Council. No action was necessary.

(e) Noncontroversial Legislation – Eligibility – Full-Time Enrollment – Requirement for Practice – Waiver – U.S. Olympic Committee/National Governing Body – Former Student-Athlete at Another Institution – Individual Sports and Women's Rowing.

Management Council. The Council approved in concept noncontroversial legislation to specify that in individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.

The committee reviewed the legislative changes made recently in Divisions I and II noting the new rule in both divisions permit a former student-athlete greater flexibility if he or she is training for elite-level competition in an area that is not close to the institution from which he or she graduated. The committee noted this flexibility is reasonable and should be afforded to Division III student-athletes in the same manner as their Divisions I and II counterparts.

Presidents Council. No action was necessary.

(f) Modification of Wording – Playing and Practice Seasons and Eligibility – Wrestling – First Date of Practice and Competition and No Outside Competition Between Beginning of Academic Year and November 1.

Management Council. The Council approved in concept a modification of wording to specify that a wrestling student-athlete shall not practice

with an outside team prior to October 10 and shall not participate in outside competition (on a team or as an individual) prior to November 1.

The committee reviewed the history of Proposal No. 2011-12 and noted the final version of the proposal did not include part of the original recommendation that the same date restrictions apply to a student-athlete's participation in outside competition (on a team or as an individual). Since the intent was for all three divisions to be the same regarding practice and competition start dates, the committee believed it was appropriate to modify the legislation in accordance with the written history of the recommendation.

Presidents Council. No action was necessary.

(g) Modification of Wording – Amateurism – Promotional Activities – Permissible – Prospective Student-Athlete's Participation in Institutional Fundraisers or Promotions.

Management Council. The Council approved in concept a modification of wording that would eliminate the language in NCAA Division III Bylaw 12.5.1.1.7 (prospective student-athlete's participation in institutional fundraisers or promotions) regarding participation prior to initial full-time collegiate enrollment.

The committee noted the wording in Bylaw 12.5.1.1.7 restricts a prospective student-athlete from participating in an institutional fundraiser until he or she initially enrolls. The committee observed that the intent of the wording was not to prohibit an individual from being involved with an institutional fundraiser even after he or she was no longer considered a prospective student-athlete (e.g., reporting for squad practice). Therefore, the committee agreed a modification of wording was necessary to eliminate the confusion given the general understanding of how a prospective student-athlete and student-athlete are defined.

Presidents Council. No action was necessary.

(h) Incorporation of Official Interpretation – Recruitment at Institution's Sports Camps and Clinics.

Management Council. The Council approved in concept an incorporation of the following official interpretation [Reference: 2/4/11, Item No. 1] into the legislation:

Recruitment at Institution's Sports Camps and Clinics (III). The NCAA Division III Management Council confirmed that institutional athletics department staff members are prohibited from engaging in recruitment activities during institutional sports camps or clinics. Nonathletics institutional staff members may present and provide general institutional information to camp participants. [References: NCAA Division III Bylaws 13.1.4.2 (practice or competition site) and 13.12.1.1 (definition), staff interpretation (4/5/89, Item No. i), which has been archived, and official interpretation (5/17/10, Item No. 3) which has been archived]

The committee believes this interpretation should be incorporated so the membership is aware of the permissible recruitment activities that can occur during institutional camps and clinics.

Presidents Council. No action was necessary.

(i) Incorporation of Official Interpretation – Meals in Conjunction with Home Competition.

Management Council. The Council approved in concept an incorporation of the following official interpretation [Reference: 10/26/10, Item No. 19] into the legislation:

Meals in Conjunction with Home Competition (III). The NCAA Division III Interpretations and Legislation Committee confirmed that it is permissible for an institution to provide meals to student-athletes at the institution's discretion on the day(s) of competition until the student-athletes are released by institutional personnel. An institution shall not provide cash in lieu of a meal during this time period. An institution, at its discretion, may provide a meal or cash (but not both) to student-athletes at the time of their release by institutional personnel. [References: NCAA Division III Bylaw 16.5.1 (housing and meals -- exceptions) and an official interpretation (4/27/99, Item No. 1) which has been archived]

The committee believes this interpretation should be incorporated to so the membership is aware of the permissible meals that may be provided to student-athletes in conjunction with home competition.

Presidents Council. No action was necessary.

(j) Incorporation of Official Interpretation – Student-Athlete May Finish Season if Attendance is Calculated to a Fraction.

Management Council. The Council approved in concept an incorporation of the official interpretation [Reference: 8/30/82, Item No. r] into the legislation:

Student-Athlete May Finish Season if Attendance is Calculated to a Fraction (II/III). Agreed that a Division II or III student-athlete may remain eligible for all of the student's final semester or quarter under the provisions of Bylaw 4-1-(b) if the combination of semesters and quarters of previous attendance leaves such student-athlete with any fraction of the 10th semester or 15th quarter of eligibility remaining at the beginning of that final semester or quarter. [Reference: Division III Bylaw 14.2.2 (10-semester/15-quarter rule)]

The committee believes the official interpretation should be incorporated into the legislation to better inform the membership on how to apply the rule in such a situation.

Presidents Council. No action was necessary.

(k) Approval of Official Interpretation – Alumna or Alumnus Participating in Occasional Practice Session with Former Institution's Team.

Management Council. The Council approved the following official interpretation:

Alumna or Alumnus Participating in Occasional Practice Session with Former Institution's Team (III). The NCAA Division III Interpretations and Legislation Committee determined that it is permissible for an alumna or alumnus of an institution (e.g., former student-athlete) to participate in an occasional practice session with a member institution's intercollegiate athletics team, provided the institution does not publicize the participation of the former student-athlete in the practice session. [References: NCAA Division III Bylaws 14.1.8.1 (requirement for practice or competition), 17.02.9 (outside competition) and 17.02.10 (outside team) and an official interpretation (10/23/86, Item No. r), which has been archived]

The committee reviewed a Division I official interpretation and agreed it would be helpful to issue the same interpretation in Division III to clarify the participation of former student-athletes in practice sessions.

Presidents Council. No action was necessary.

(l) Approval of Official Interpretation – Application of NCAA Bylaw 13 to a Prospective Student-Athlete with No Reasonable Expectation of Participation in Intercollegiate Athletics.

Management Council. The Council approved the following official interpretation:

Application of NCAA Bylaw 13 to a Prospective Student-Athlete with no Reasonable Expectation of Participation in Intercollegiate Athletics (III). The NCAA Division III Interpretations and Legislation Committee determined that the restrictions of Bylaw 13 do not apply to a prospective student-athlete who has no reasonable expectation of participating in intercollegiate athletics as a result of a disability or terminal illness. [References: NCAA Division III Bylaws 13.02.7 (prospective student-athlete), 13.2.1 (general regulation), 13.2.2 (specific prohibitions), 13.10.4 (prospective student-athlete's visit), 13.10.5 (introduction of prospective student-athlete) and 13.15.1 (precollege expenses – prohibited expenses); official interpretation (6/27/05, Item No. 3-d) and staff interpretation (2/25/10, Item No. b), which have been archived]

The committee reviewed a recent Division I official interpretation along with existing interpretations applicable to this group of individuals and agreed issuing a new interpretation would be clearer on this subject. The Council removed a provision from the Division I version of this interpretation that the institution not be recruiting any family member of the prospect with no reasonable expectation of participation. This provision was deemed to be not necessary for Division III.

Presidents Council. No action was necessary.

(m) Approval of Official Interpretation – Institution That Does Not Require a Paid Acceptance or Financial Deposit for Admission or Financial Aid.

Management Council. The Council approved the following official interpretation:

Institution That Does Not Require a Paid Acceptance or Financial Deposit for Admission or Financial Aid (III). The NCAA Division III Interpretations and Legislation Committee determined it is permissible for an institution that does not require a paid acceptance or financial deposit in response to a written offer of aid or admission to use any form of communication with a prospective student-athlete after May 1 of the prospective student-athlete's senior year of high school and release publicity about a prospective student-athlete who has committed to the institution, provided the institution has received a commitment from the prospective student-athlete that is required of all incoming students. [References: NCAA Division III Bylaws 13.02.11.4 (exception – after receipt of financial deposit) and 13.10.7 (announcement of acceptance)]

The committee reviewed a Division I proposal that provides more flexibility to Division I institutions in establishing when a prospective student-athlete commits to an institution for purposes of eliminating the forms and frequency of communication between an institution and the

prospective student-athlete. The committee noted Division III recently changed its rules in this area under Proposal No. NC-2011-28. Now any form of communication with a prospective student-athlete after May 1 of the prospective student-athlete's senior year of high school is permissible, provided the institution has received a financial deposit in response to the institution's offer of admission. The committee noted that some institutions do not require a financial deposit and, therefore, are unable to take advantage of this legislation. It was also noted that a paid acceptance is also required in order to publicize a prospective student-athlete's commitment to attend the institution and that schools that do not require a paid acceptance or financial deposit are limited in this regard. The committee believed that institutions in this position should not be disadvantaged and the same flexibility should be provided at the time of receipt of the institution's required form of commitment for all students.

Presidents Council. No action was necessary.

(n) Approval of Official Interpretation – Unearned and Earned Fundraising Monies for Institutional Fundraisers.

Management Council. The Council approved the following official interpretation:

Unearned and Earned Fundraising Monies for Institutional Fundraisers (III). The NCAA Division III Interpretations and Legislation Committee confirmed that funds are considered unearned when a student-athlete participates in an institutional fundraiser that involves the use of athletics ability or a direct appeal (e.g., letter writing, telephone call campaign). Further, the committee confirmed that earned funds are the result of any fundraising activity that is not considered unearned such as working a concession stand, selling magazines or parking automobiles at an event. [Reference: NCAA Division III Bylaws 12.1.1.1. (exception), 12.5.1 (permissible activities – after initial, full-time collegiate enrollment), 12.5.1.1 (institutional, charitable, educational or nonprofit promotions)]

The committee reviewed the 2011 NCAA Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(o) Approval of Official Interpretation – Rate Used to Determine Amount of Designated Earned Funds.

Management Council. The Council approved the following official interpretation:

Rate Used to Determine Amount of Designated Earned Funds (III). The NCAA Division III Interpretations and Legislation Committee confirmed that funds designated for a specific student-athlete through earned fundraising activities must be representative of the work, service or activity performed by the student-athlete and at a rate commensurate with the going rate for such work, service or activity in the institution's locale. [Reference: NCAA Division III Bylaws 12.1.1. (exception), 12.1.5.1 (permissible activities – after initial, full-time collegiate enrollment) and 12.5.1.1 (institutional, charitable, educational or nonprofit promotions)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(p) Approval of Official Interpretation – Certification of Strength and Conditioning Coaches.

Management Council. The Council approved the following official interpretation:

Certification of Strength and Conditioning Coaches (III). The NCAA Division III Interpretations and Legislation Committee confirmed that a certified strength and conditioning coach who conducts voluntary workouts outside the playing season during the academic year shall maintain a current and active certification with the respective certifying organization. [References: NCAA Division III Bylaws 17.02.1 (athletically related activities), 17.02.1.1.1 (exceptions) and 17.02.13 (voluntary athletically related activities)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(q) Approval of Official Interpretation – Strength and Conditioning Coach Also a Sport Team Coach.

Management Council. The Council approved the following official interpretation:

Certified Strength and Conditioning Coach Also a Sport Team Coach (IIII). The NCAA Division III Interpretations and Legislation Committee confirmed that a certified strength and conditioning coach who also

serves on a sport team coach, may conduct voluntary workouts outside the playing season during the regular academic year for student-athletes in the coach's sport, only if that coach also provides out-of-season strength and conditioning services to all student-athletes at the institution. [References: NCAA Division III Bylaws 17.02.1 (athletically related activities), 17.02.1.1.1 (exceptions) and 17.02.13 (voluntary athletically related activities)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(r) Approval of Official Interpretation – Voluntary Workouts Conducted by a Certified Strength and Conditioning Coach.

Management Council. The Council approved the following official interpretation:

Voluntary Workouts Conducted by a Certified Strength and Conditioning Coach (III). The NCAA Division III Interpretations and Legislation Committee confirmed the following regarding voluntary workouts conducted by a certified strength and conditioning coach:

- It is permissible for the voluntary workouts to be conducted for individuals or groups, provided the participation of each student-athlete, individually and in the group, is voluntary; and
- It is not permissible for the certified strength and conditioning coach to conduct sport-skill instruction outside the playing season, even if the individual is also a sport team coach.

[References: NCAA Division III Bylaws 17.02.1 (athletically related activities), 17.02.1.1.1 (exceptions) and 17.02.13 (voluntary athletically related activities); and an official interpretation (3/22/11, Item No. 12-a-2)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on these two questions.

Presidents Council. No action was necessary.

(s) Approval of Official Interpretation – Participation on Triathlon Team.

Management Council. The Management Council approved the following official interpretation and approved in concept its incorporation into the NCAA Division III Manual:

Participation on a Triathlon Team (III). The NCAA Division III Interpretations and Legislation Committee confirmed that a student-athlete shall compete in all three legs of a triathlon in order to satisfy the exception to the outside competition legislation. [References: NCAA Division III Bylaw 14.7.3 (exceptions – all sports) and an official interpretation (8/2/8/87, Item No. g)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(t) Approval of Official Interpretation – Receipt of Prize Money by Enrolled Student-Athletes in Team Sports.

Management Council. The Council approved the following official interpretation:

Receipt of Prize Money by Enrolled Student-Athletes in Team Sports (III). The NCAA Division III Interpretations and Legislation Committee confirmed that it is not permissible for an enrolled student-athlete to receive prize money based on performance for participation in a team sport, even if the team is comprised of less than the normal number of players used under NCAA playing rules (e.g., two-person volleyball, three-person basketball). [References: NCAA Division III Bylaws 12.1.5.1 (permissible activities – after initial, full-time collegiate enrollment), 12.1.5.2 (nonpermissible activities – after initial, full-time collegiate enrollment), 16.1.1.2.1 (exception – individual sports – prize money outside the playing season during the institution's official summer vacation period) and 17.02.12.1 (team sports)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(u) Approval of Official Interpretation – Receipt of Prize Money by Enrolled Student-Athletes in Individual Sports.

Management Council. The Council approved the following official interpretation:

Receipt of Prize Money by Enrolled Student-Athletes in Individual Sports (III). The NCAA Division III Interpretations and Legislation Committee confirmed that it is permissible for an enrolled student-athlete to receive prize money based on performance for participation on a team (e.g., two-person golf team, relay team in swimming and diving or track and field, double tennis team), provide the sport is considered an NCAA individual sport. [References: NCAA Division III Bylaws 12.1.5.1 (permissible activities – after initial, full-time collegiate enrollment), 14.7.2.6 (exempt teams), 16.1.1.2.1 (exception – individual sports – prize money outside the playing season during the institution's official summer vacation period) and 17.02.12.2 (individual sports)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(v) Approval of Official Interpretation – Definition of Open Event.

Management Council. The Council approved the following official interpretation:

Definition of Open Event (III). The NCAA Division III Interpretations and Legislation Committee confirmed that an event is considered open if participants are not selected on an invitation-only basis and not classified by age group or level of educational institution represented (e.g., high school and college division). Further, the selection of participants shall not be limited except by gender, number, and geographical area or on the basis of some objective standard of performance. [References: NCAA Division III Bylaws 14.02.6 (intercollegiate competition), 14.7.2.5 (competition as individual/not representing institution) and 17.02.8 (intercollegiate competition); staff interpretation (2/4/87, Item No. 2-c-1) and staff interpretation (2/21/97, Item No. a)]

The committee reviewed the Convention question and answer document and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(w) Approval of Official Interpretation – Content of General Athletics Information.

Management Council. The Council approved the following official interpretation:

Content of General Athletics Information (III). The NCAA Division III Interpretations and Legislation Committee determined that general athletics information is any information that is not a solicitation to attend the institution and does not include the name(s) of any specific prospective student-athlete. [References: NCAA Division III Bylaw 13.02.11.3 (exception – public release of general athletics information sent through electronic transmission)]

The committee reviewed feedback from the NCAA Division III Student-Athlete Advisory Committee (SAAC) on this issue and agreed that the content of "general athletics information" should not be limited except to prohibit the solicitation and recruitment of prospective student-athletes. SAAC noted that traditional media content (e.g., press releases, score updates) should not be the standard by which to determine what is considered "general athletics information" in today's society given the predominate use of websites and social media platforms to communicate all types of information to the general public. In its discussion of SAAC's feedback and the overall issue, ILC agreed that the notion of traditional content and traditional methods of delivery is likely an outdated standard by which to apply legislation whose stated rationale aimed to provide flexibility for future technologies. Further, the committee agreed the value or utility of the information also cannot be used as a standard to evaluate content in today's environment. Therefore, ILC agreed with the SAAC position, including the continued prohibition on the use of social media, to target or communicate person-to-person with specific prospective student-athletes.

Presidents Council. No action was necessary.

(x) Referral to Subcommittee on Academic Issues: Waiver Directive – Cooperative Educational Work Experience.

Management Council. The Council referred to the Subcommittee on Academic Issues a request that it consider establishing a waiver directive stating that a waiver of full-time enrollment shall be granted for student-athletes participating in a cooperative educational work experience program that is not a required element of the institution's degree program, if the request demonstrates the experience is a common or highly recommended aspect of the field of study, as documented by the institution.

In its review of a Division I proposal, the committee agreed to recommend the Management Council sponsor noncontroversial legislation to address cooperative educational work experience programs that are a required part of a degree program (See Action Item No. 1-a). In addition, the committee learned that the Subcommittee on Academic Issues often grants waivers for nonrequired programs if the institution can demonstrate that the program is recommended and/or common for the field of study or profession. As a result, the committee agreed that a waiver directive for nonrequired programs would clarify and reduce the burden on schools submitting waivers in these circumstances.

Presidents Council. No action was necessary.

(y) Referral to the Student-Athlete Advisory Committee – Certified Strength and Conditioning Coaches.

Management Council. The Council referred to SAAC a request that it consider the issue of whether all strength and conditioning coaches should be certified in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED), similar to the requirement for head coaches.

The committee reviewed a Division I proposal that requires Division I strength and conditioning coaches that conduct voluntary workouts to maintain certification in first aid and CPR and requires that a member of the institution's sports medicine staff be present during voluntary activities conducted by a strength and conditioning coach. With the recently adopted Division III Proposal No. 2011-7-1, only certified strength and conditioning coaches will be permitted to conduct voluntary workouts outside the playing season during the academic year. The committee observed that some organizations that offer certification for strength and conditioning coaches already require such individuals to have some form of first aid, CPR and/or AED certification, but it is unclear whether all such entities require this and whether it needs to be active at all times. Furthermore, the committee discussed the legislative requirement in Bylaw 11.1.6 (sports-safety training) for head coaches regarding first aid, CPR and AED certification and the rationale for that legislation, which was strongly supported by the Student-Athlete Advisory Committee.

Presidents Council. No action was necessary.

(z) Referral to the NCAA Division III Membership Committee - Division I Proposal No. 2010-103.

Management Council. The Council referred to the Membership Committee a request that it review Division I Proposal No. 2010-103 regarding a reduction of contest minimums from 10 to six in swimming and diving.

In reviewing legislative action taken in Division I, the committee believes this proposal should be referred to the Membership Committee for consideration given the Bylaw 20 (membership) implications. The committee took no position on this proposal.

Presidents Council. No action was necessary.

(aa) Referral to the NCAA Division III Committee on Student-Athlete Reinstatement (SAR) – Division II Proposal No. NC-2011-24.

Management Council. The Council referred to SAR a request that it review Division II Proposal No. NC-2011-24.

The committee reviewed this Division II proposal that specifies that if a waiver of the 10-semester/15-quarter rule is granted, it must be used during the student-athlete's next available opportunity to enroll (e.g, next semester or quarter). The committee was unclear how these waivers are currently applied in Division III and, therefore, referred the issue to the Committee on Student-Athlete Reinstatement for consideration.

Presidents Council. No action was necessary.

(bb) Referral to the NCAA Division III Championships Committee - Division II Proposal No. ADM-2012-1.

Management Council. The Council referred to the Championships Committee a request that it review Division II Proposal No. ADM-2012-1.

The committee referred this administrative regulation regarding an increase to the maximum penalty that may be imposed for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, from $300 to $600, to the Championships Committee.

Presidents Council. No action was necessary.

(cc) Referral to the Student-Athlete Advisory Committee – Text Messaging to Prospective Student-Athletes on Club Teams.

Management Council. The Council referred to SAAC a request that it consider the use of text messaging, and other forms of communication, between institutional coaches and prospective student-athletes who are involved with the same club team for club-related matters.

The committee reviewed previous committee minutes on this issue from 2008 that center on whether the prohibition on text messaging with prospective student-athletes should apply to communication between coaches and prospective student-athletes who are involved with the same sports club team for club-related matters (e.g., practice times). It was noted that the committee originally intended to recommend noncontroversial legislation to permit this type of communication since it was outside the scope of recruitment as participation by institutional coaches and prospective student-athletes on club teams is an exception to the tryout legislation. The Student-Athlete Advisory Committee, however, did not support the use of text messaging under any circumstance which led to the recommendation being withdrawn. In its present review of the issue, the committee noted that despite the earlier objections by SAAC, there appears to be no legislative basis to restrict the methods of communication used by institutional coaches and club team members. Additionally, the committee noted that for practical purposes the use of text messaging has become so prevalent that it is often the only way to communicate in a timely manner with high school students and, accordingly, it was impractical to prohibit this method of communication for club-related matters. Before making a formal recommendation, however, the committee agreed to refer this to SAAC for input.

Presidents Council. No action was necessary.

(dd) Referral to Student-Athlete Advisory Committee – Transfer Exception for Student Who is Academically Ineligible but has not Used Season of Participation or Participated in Intercollegiate Athletics.

Management Council. The Council referred to SAAC a request that it review the legislation applicable to a transfer exception for a student who is academically ineligible but has not used a season of participation at a Division III school or participated in intercollegiate athletics at a non-Division III school.

The committee examined the current transfer legislation that permits a student who is academically ineligible to transfer and be immediately eligible at the certifying institution if he or she has not previously used a season of participation at a Division III institution or participated in intercollegiate athletics at a non-Division III school. The committee noted this provides an opportunity for a student to participate during the non-traditional segment at a Division III institution and transfer to another Division III institution and be immediately eligible despite being academically ineligible at the original institution. The legislation's intent and rationale place an emphasis on those students who have used a season of participation and, consequently, the committee did not wish to

add an additional barrier for transfers. The committee noted, however, that input from SAAC would be helpful in better understanding this from the student-athlete perspective; therefore, they referred the issue to them for discussion and feedback.

Presidents Council. No action was necessary.

(ee) Referral to the Membership Committee – Counting Multiteam Events.

Management Council. The Council referred to the Membership Committee a request that it review the legislation applicable to counting multiteam events.

The committee reviewed the current legislation in Bylaw 20.11.3.8.4 (counting multiteam events in individual sports) which prescribes how multiteam events should be counted for purposes of meeting the minimum number of contests for sports-sponsorship requirements. It has come to the attention of staff through various avenues that this bylaw can be confusing and challenging to apply due to meet organizers not always being clear on the scoring method that will be used in advance of the event and, during and subsequent to the event, not always implementing the scoring method originally planned. The committee engaged in a discussion of several issues including the responsibility of institutions to work with meet organizers in advance of the event, the challenge of scheduling in certain sports (e.g., outdoor track and field) and the necessity of these events to satisfy the requirements and whether the current contest minimums are appropriate for the division. The committee questioned whether it was appropriate for the scoring method to be the determining factor as to whether a given event counted as one or two contests when two events could operate identically, but have different counting implications simply due to how they are scored. The committee agreed to refer this issue to the Membership Committee for consideration and input due to the relevancy of the issue for membership requirements.

Presidents Council. No action was necessary.

e. Association-Wide and Common Committees.

Staff Liaisons: Klossner Wilfert

Council Rep: Martinez

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

(a) NCAA Bylaw 31.2.3.4 Banned Drugs.

Management Council. The Council accepted the information that the CSMAS has added synthetic cannabinoids to the substances that are banned under the class Street Drugs, effective August 2011. The U.S. Drug Enforcement Administration (DEA) has recently banned

possession and sale of five synthetic cannabinoids, so-called synthetic marijuana products, whose effects mirror that of tretrahy-drocannabinol (THC), the active ingredient in marijuana. Under the DEA action, the five cannabinoids will be listed as Schedule I substances, the most restrictive category, for at least a year while the government studies whether they should be permanently banned. Marijuana and THC are currently listed as NCAA banned Street Drugs. The committee has charged NCAA staff with providing education to the membership on this issue.

Further, the Management Council referred to the committee its concern about "bath salts", or the stimulant mephedrone. The committee will consider adding that substance to the NCAA's stimulant panel.

Presidents Council. No action was necessary.

(b) Transgender Student-Athlete Participation.

Management Council. The Council accepted the information that the committee acknowledged that the NCAA is reviewing its position on transgender student-athlete participation. The committee supports the following to provide direction to the Executive Committee regarding the participation of a transgender student-athlete as the Association continues this discussion:

i. A [trans-male] student-athlete who has received a medical exception for treatment with testosterone for diagnosed Gender Identity Disorder (GID), for purposes of NCAA competition may compete on a men's team, but is no longer eligible to compete on a women's team without changing that team status to a mixed team.
ii. A [trans-female] student-athlete being treated with testosterone suppression medication for GID, for the purposes of NCAA competition may continue to compete on a men's team but may not compete on a women's team without changing it to a mixed team status until completing one calendar year of testosterone suppression treatment.

It is the responsibility of the NCAA institution to submit the request for a medical exception for testosterone treatment prior to the student-athlete competing while undergoing treatment. In the case of testosterone suppression, the institution must submit written documentation of the year of treatment and ongoing monitoring of testosterone suppression.

For the purpose of NCAA competition, cases of GID treatment being interrupted will be reviewed on a case-by-case basis.

Presidents Council. The Council generally endorsed the transgender student-athlete participation policy as presented by the Committee on Competitive Safeguards and Medical Aspects of Sport. The Council also expressed interest in guidance for institutions in dealing with transgender student-athletes that have not received medical treatment related to their transition.

(c) Health and Safety Research.

Management Council. The Council noted that CSMAS is currently studying three health and safety issues in Division III: the extent to which institutions have been eliminating or reducing athletic training services over time, injury data in the football spring strength and conditioning period, and the testing practices and injuries associated with the sickle cell trait.

Presidents Council. No action was necessary.

(2) Honors Committee.

Staff Liaison: Tufano

Council Rep: Klika

- **Increasing the number of Division II and Division III nominations.**

Management Council. The Council accepted the information that the committee discussed the limited number of Division II and Division III nominees for all honors awards and made the following recommendations to increase nominations.

i. Contact the sports information directors and academic advisors directly to encourage nominations.
ii. Contact the Division II and Division III commissioners to encourage conferences to submit two student-athletes for consideration.
iii. Schedule a Convention presentation to educate the membership on the Honors awards and to encourage honors nominations.

Presidents Council. No action was necessary.

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

Staff Liaisons: Ford, Bracken, Rossello

Council Rep: Ching

(a) Confederate Battle Flag Discussion and Recommendation.

Management Council. The Council accepted the information that MOIC reviewed a request from the NCAA Executive Committee Subcommittee on Gender and Diversity Issues to provide feedback on a waiver request that would allow an institution within a state that is subject to the NCAA confederate flag policy to host a predetermined NCAA championship event outside of the state. The committee discussed the history and

general intent of the policy and noted that, while predetermined sites are not awarded within those states, institutions may earn the right to host nonpredetermined championship events. The committee continues to support the policy but expressed some concern regarding its application as it relates to predetermined and nonpredetermined sites. The committee noted that the policy, as written, may not preclude an institution from hosting championship events outside the state; however, there was strong support for revisiting the policy and seeking consistency of application between predetermined and non-predetermined championships.

Presidents Council. No action was necessary.

(b) NCAA Committee Structure – Restructuring of NCAA Executive Committee Subcommittee on Gender and Diversity Issues, NCAA Committee on Women's Athletics (CWA) and Minority Opportunities and Interests Committee (MOIC).

Management Council. The Council accepted the information that MOIC supports the adoption of a revised committee structure that provides a continuation of the individual efforts of CWA and the NCAA Minority Opportunities and Interests Committee (MOIC), but allows for a formal joint committee of CWA and MOIC representatives to address overlapping areas of issue, as well as beginning to address broader issues of inclusion. This revised model also expands CWA and MOIC membership to include presidential representation from each division, which the committee supports as an important step in addressing inclusion goals for the Association.

Presidents Council. No action was necessary.

(4) Olympic Sports Liaison Committee (OSLC).

Staff Liaisons: Calandro, Smith, Suscha

Council Rep: Ingold

- **Olympic Sports Efforts.**

Management Council. The Council accepted the information that the NCAA Division I Leadership Council approved a recommendation that the NCAA national office appoint a senior leader whose duties would include the responsibility for creating collaborative strategies to prioritize and sustain Olympic sports within the collegiate structure. It was recommended that duties be added to an existing senior-level position (rather than creating a new position on the NCAA staff).

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).

(a) Transgender Student-Athlete Participation Interpretation.

Management Council. The Council accepted the information that CWA supports the policy request regarding transgender student-athlete participation submitted by the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport (CSMAS) and requests that the NCAA Executive Committee Subcommittee on Gender and Diversity Issues recommend adoption of similar policy by the NCAA Executive Committee.

Issues of student-athlete well-being and protection of competitive equity require an Association-wide policy that addresses transgender student-athlete participation. This request from CSMAS seeks fair opportunities for students from diverse backgrounds, while insuring that women's sports will be equitably conducted.

Presidents Council. No action was necessary.

(b) NCAA Committee Structure – Restructuring of NCAA Executive Committee Subcommittee on Gender and Diversity Issues, NCAA Committee on Women's Athletics (CWA) and Minority Opportunities and Interests Committee (MOIC).

Management Council. The Council accepted the information that CWA supports the adoption of a revised committee structure that provides a continuation of the individual efforts of CWA and the NCAA Minority Opportunities and Interests Committee (MOIC), but allows for a formal joint committee of CWA and MOIC representatives to address overlapping areas of issue, as well as beginning to address broader issues of inclusion. This revised model also expands CWA and MOIC membership to include presidential representation from each division, which the committee supports as an important step in addressing inclusion goals for the Association.

Presidents Council. No action was necessary.

4. *DIVISION III INITIATIVES.*

a. Presidential Leadership.

(1) Conference Presidential Leadership Survey.

Management Council. The Council reviewed a questionnaire that will be forwarded to conference commissioners to help the Division III governance staff better assess the role of presidential leadership at the conference level. The questionnaire includes questions regarding roles, participation and expectations of their institution's presidents. No action was necessary.

Presidents Council. No action was necessary.

(2) Presidential Legislative Package for the 2012 Convention.

Management Council. The Council received a referral from the Administrative Committee that it review a series of legislative concepts for potential inclusion in a presidential legislative package for the 2012 Convention. These concepts were initially generated as part of the division's 2008 white papers on membership growth and reflect themes that are core to the Division III Identity. The Council endorsed the following concepts for inclusion in this package:

(a) Amend the philosophy statement to emphasize that Division III athletics are primarily focused on the undergraduate educational experience in a four-year time frame.

(b) Amend the philosophy statement to clarify that initial and continuing eligibility standards are best left to institutional and conference autonomy.

(c) Solidify the division's position on playing season length by amending the philosophy statement to enumerate a commitment to supporting a student-athlete's right to meaningful participation in non-athletic pursuits as a method of enriching the overall educational experience.

(d) Designate significant financial aid regulations as division dominant, which requires a subsequent two-thirds majority vote to amend.

(e) Designate the redshirting prohibition as division-dominant.

(f) Establish key playing season legislation (such as extensions of the playing season) as division dominant.

Presidents Council. The Council endorsed the development of three possible amendments to the division's philosophy statement for the 2012 Convention:

(a) Emphasize that Division III athletics are primarily focused on the undergraduate educational experience in a four-year time frame.

(b) Clarify that initial and continuing eligibility standards are best left to institutional and conference autonomy.

(c) Express a commitment to supporting a student-athlete's right to meaningful participation in non-athletic pursuits as a method of enriching the overall educational experience.

While the Council also considered use of the division dominant voting standard for related legislative proposals, it was determined that such an action is premature, and could undermine the division's efforts to cohesively align under its philosophy statement and Strategic Positioning Platform. The Council will formally consider sponsorship of specific legislative proposals after discussing these concepts with the President's Advisory Group in August.

b. Management Council Communications Plan.

Management Council. The Council reviewed the communications plan noting a new approach implemented for the 2011 calendar year in which each Council member will work directly with the commissioners of their assigned conferences to schedule visits. No action was necessary.

Presidents Council. No action was necessary.

5. PROPOSED LEGISLATION FOR THE 2012 CONVENTION.

a. Review of Incorporations of Interpretations approved by the Management Council per Constitution 5.4.1.1.1.

- **Eligibility – Seasons of Participation: 10-Semester/15-Quarter Rule – Hardship Waiver – Criteria for Administration of Hardship Waiver – Transfer Student-Athletes.**

  Management Council. The Council adopted in legislative format a proposal to amend 14.2.5.2 regarding the criteria for administration of hardship waiver.

  Presidents Council. No action was necessary.

b. Review of Noncontroversial Legislation approved by the Management Council per Constitution 5.4.1.1.1.

- **Membership Definitions and Applications – Membership Classification Status – NCAA Regional Rules Seminar Attendance – Penalty Sanction.**

  Management Council. The Council adopted in legislative format a proposal to specify that an institutional staff member(s) may be required to attend an NCAA Regional Rules Seminar if the institution is placed on probation.

  Presidents Council. No action was necessary.

- **Recruiting – Definitions and Application – Permissible Recruitment Activities for Enrolled Student-Athletes – Electronic Mail.**

  Management Council. The Council adopted in legislative format a proposal to permit enrolled student-athletes to send electronic mail to prospective student-athletes for recruitment purposes.

  Presidents Council. No action was necessary.

- **Playing and Practice Seasons – General Playing – Season Regulations – General Regulations for Computing Playing Seasons Applicable to all Sports – Non-NCAA Postseason Championships Participation – Emerging Sports for Women.**

  Management Council. The Council adopted in legislative format a proposal to specify that practice and competition for one recognized national intercollegiate championship event in an emerging sport for women are exempt from being counted against the institution's declared playing and practice season limitations.

  Presidents Council. No action was necessary.

6. *ASSOCIATION-WIDE UPDATES AND ISSUES.*

a. Executive Committee Update.

Management Council and Presidents Council. The Councils received an update of key items on the Executive Committee agenda, including the structure of NCAA committees related to inclusion, transgender student-athlete issues, the NCAA's Native American Indian mascot policy, and the Executive Committee's proposed new meeting policy. No action was necessary.

b. Litigation Update.

Management Council and Presidents Council. The Councils met the new NCAA general counsel, Donald Remy and accepted the Litigation Report. No action was necessary.

c. Governmental Relations Report.

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

d. 2011-2012 Committee Meeting Requests.

Management Council. The Council approved the Division III committee meeting requests for the 2011-12 year, granting the Championships Committee and Student-Athlete Advisory Committee the opportunity to conduct more than two in-person meetings in 2011-12.

Presidents Council. No action was necessary.

d. NCAA Violence Prevention Summit.

Management Council. The Management Council accepted the information that the NCAA conducted a Violence Prevention Summit on April 8.

Presidents Council. No action was necessary.

7. *OTHER BUSINESS.*

- **Management Council Policies and Procedures.**

Management Council. The Council approved the following changes to the Management Council Policies and Procedures:

- The administrative structure section was updated to describe the joint Management Council and Presidents Council subcommittee that has been established to identify key issues and evaluate potential legislative proposals that warrant Presidents Council review based on the division's philosophy, strategic plan or

Strategic Positioning Platform. The joint subcommittee is comprised of two presidents or chancellors and the two athletics direct reports from the Management Council along with representatives from the Presidents Council.

- The conflict of interest policy was updated to reflect the latest NCAA policy.
- The legislative issues section was updated to reflect the changes adopted in the 2011 Convention proposal that designated some legislative authority to the Management Council.
- The Management Council meetings section was updated to reflect the policy that all meetings except Convention will be conducted in Indianapolis.

Presidents Council. The Council approved the following changes to the Presidents Council Policies and Procedures:

- The meeting information section was updated to reflect a joint presidential meeting with the Division I Board of Directors and Division II Presidents Council prior to the start of the Division III Presidents Council meeting. Also, the Executive Committee meeting schedule was updated to reflect a meeting schedule of January and August, with meetings to be conducted the afternoon prior to the divisional presidential meetings. [Subject to final approval at the April Executive Committee meeting.]
- The administrative structure section was updated to describe the joint Management Council and Presidents Council subcommittee that have been established to identify key issues and evaluate potential legislative proposals that warrant Presidents Council review based on the division's philosophy, strategic plan or Strategic Positioning Platform. The joint subcommittee is comprised of two presidents or chancellors and the two athletics direct reports from the Management Council along with the chair and vice chair and two additional representatives from the Presidents Council.
- The conflict of interest policy was updated to reflect the latest NCAA policy.
- The legislative issues section was updated to reflect the changes adopted in the 2011 Convention proposal that designated some legislative authority to the Management Council.

8. *ADJOURNMENT.*

Management Council. The Management Council meeting adjourned at 9:15 a.m.

Presidents Council. The Presidents Council meeting adjourned at 11:32 a.m.

MINUTES OF THE

NCAA DIVISION III ADMINISTRATIVE COMMITTEE CONFERENCE NO. 4

Those participating were James Bultman, Division III Presidents Council chair; Chris Martin, DIII Management Council chair; Jeff Martinez, Division III Management Council vice chair; Jim Schmotter, Division III Presidents Council vice chair; Chris Thomforde, Division III Management Council; Dan Dutcher, NCAA; Leah Kareti, NCAA, and Debbie Kresge, NCAA, recording secretary.

[NOTE: The following action occurred via facsimile May 10, 2011.]

Acting for the Division III Management Council and Presidents Council, the Administrative Committee approved the following recommendations:

1. Permit Husson University to create an athletics consortium with the New England School of Communications, which is a non-NCAA institution, per NCAA Constitution 3/1/2 (athletics consortium).

   The Administrative Committee noted that Husson University and the New England School of Communications have a prior, ongoing academic relationship. Further the four conferences in which Husson University is a member (i.e., the Eastern Collegiate Football Conference, Great Northeast Athletic Conference, North Atlantic Conference; and North Eastern Athletic Conference) have approved the requested consortium arrangement.

   Approval of the consortium agreement is a student-athlete friendly action that will permit student-athletes from both institutions to participate as part of one athletics program.

2. Approve noncontroversial legislation in final format to amend Bylaw 17, as approved in concept by the Management Council during their April meeting.

   The Administrative Committee noted that the Management Council approved in concept noncontroversial legislation to amend Bylaw 17 such that all standard provisions appear in the general regulations section while the sport specific sections are limited to provisions that are applicable. [NOTE: In order to incorporate into the 2011-12 Manual, this must be approved prior to the end of May.]

# # # # #

The National Collegiate Athletic Association
May 12, 2011 DTD/LK:dsk

MINUTES OF THE

NCAA DIVISION III ADMINISTRATIVE COMMITTEE CONFERENCE NO. 5

Those participating were James Bultman, Division III Presidents Council chair; Chris Martin, DIII Management Council chair; Jeff Martinez, Division III Management Council vice chair; Jim Schmotter, Division III Presidents Council vice chair; Chris Thomforde, Division III Management Council; Dan Dutcher, NCAA; Leah Kareti, NCAA, and Debbie Kresge, NCAA, recording secretary.

[NOTE: The following action occurred via facsimile May 16, 2011.]

Acting for the Division III Management Council and Presidents Council, the Administrative Committee approved the following committee appointments for the Division III Student-Athlete Advisory Committee. All appointments are effective immediately unless otherwise noted.

- American Southwest Conference – Dalaine Whitlock, Concordia University Texas.
- Centennial Conference – Joshua Kays, Johns Hopkins University. (September 1, 2011)
- City University of New York Athletic Conference – Jacqueline Szpunt, Brooklyn College.
- College Conference of Illinois & Wisconsin – Bai Kabba, North Central College.
- Independents – Desirae Tongco, Mills College. (August 1, 2011)
- Iowa Intercollegiate Athletic Conference – Travis Misner, Loras College.
- Little East Conference – Curtis Coleman, University of Southern Maine.
- Michigan Intercollegiate Athletic Association – Nathan Love, Hope College.
- The Commonwealth Coast Conference – Jacqueline Cohen, Roger Williams University.
- Upper Midwest Athletic Conference – Kelli Hamilton, University of Minnesota, Morris.

# # # # #

The National Collegiate Athletic Association
May 16, 2011 DTD/LK:dsk

MINUTES OF THE

NCAA DIVISION III ADMINISTRATIVE COMMITTEE CONFERENCE NO. 6

Those participating were James Bultman, Division III Presidents Council chair; Chris Martin, DIII Management Council chair; Jeff Martinez, Division III Management Council vice chair; Jim Schmotter, Division III Presidents Council vice chair; Chris Thomforde, Division III Management Council; Dan Dutcher, NCAA; Leah Kareti, NCAA, and Debbie Kresge, NCAA, recording secretary.

[NOTE: The following action occurred via facsimile June 9, 2011.]

Acting for the Division III Management Council and Presidents Council, the Administrative Committee approved the following Presidents Council immediate appointment:

- Thomas Chema, president, Hiram College be appointed to the Division III Presidents Council to fulfill the remaining term of Ken Baker. President Baker's term is to expire at the conclusion of the January 2013 Convention. At that point, at the discretion of the Nominating Committee, President Chema would be eligible for reelection to an additional term not to exceed four years.

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The National Collegiate Athletic Association
June 9, 2011 DTD/LK:dsk

MINUTES OF THE

NCAA DIVISION III ADMINISTRATIVE COMMITTEE CONFERENCE NO. 7

Those participating were James Bultman, Division III Presidents Council chair; Chris Martin, DIII Management Council chair; Jeff Martinez, Division III Management Council vice chair; Jim Schmotter, Division III Presidents Council vice chair; Chris Thomforde, Division III Management Council; Dan Dutcher, NCAA; Leah Kareti, NCAA, and Debbie Kresge, NCAA, recording secretary.

[NOTE: The following action occurred via facsimile July 6, 2011.]

Acting for the Division III Management Council and Presidents Council, the Administrative Committee approved the following committee appointments. All appointments are effective immediately, unless otherwise noted.

- Student-Athlete Advisory Committee –Steven Berardi, baseball student-athlete, Ursinus College, Centennial Conference.

- Honors Committee –Dan Boggan, Jr, as a public member of the NCAA Honors Committee. The committee believes that Mr. Boggan's experience on campus, at the NCAA national office and in the community will be beneficial to the work of the Honors Committee.

# # # # #

The National Collegiate Athletic Association
July 7, 2011 DTD/LK:dsk

MINUTES OF THE

NCAA DIVISION III ADMINISTRATIVE COMMITTEE CONFERENCE NO. 8

Those participating were James Bultman, Division III Presidents Council chair; Chris Martin, DIII Management Council chair; Jeff Martinez, Division III Management Council vice chair; Jim Schmotter, Division III Presidents Council vice chair; Chris Thomforde, Division III Management Council; Dan Dutcher, NCAA; Leah Kareti, NCAA, and Debbie Kresge, NCAA, recording secretary.

[NOTE: The following action occurred via facsimile May 16, 2011.]

Acting for the Division III Management Council and Presidents Council, the Administrative Committee approved a $50,000 donation to the American Red Cross to support disaster relief in light of recent tornados that have impacted Alabama, Missouri and elsewhere.

The Administrative Subcommittee of the NCAA Executive Committee recommended that each division allocate $50,000 ($150,000 Association-wide) to the American Red Cross to support disaster relief. Currently, the American Red Cross is focusing on providing for the immediate needs of survivors from the recent tornados. The humanitarian aspects of the initiative are self-evident. The division will fund this donation from end-of-year surplus funds.

# # # # #

The National Collegiate Athletic Association
July 13, 2011 DTD/LK:dsk

MINUTES OF THE

NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

EXECUTIVE COMMITTEE

Westin Indianapolis
Indianapolis, Indiana

April 28, 2011

Participants:

Michael Alden, University of Missouri, Columbia
Charles Bantz, Indiana Univ.-Purdue Univ. at Indianapolis
Drew Bogner, Molloy College
James Bultman, Hope College
Rick Cole, Dowling College
Judy Genshaft, University of South Florida
Nathan Hatch, Wake Forest University
Chris Martin, College Conference of Illinois & Wisconsin
Sidney McPhee, Middle Tennessee State University
Ann Millner, Weber State University
Kevin Mullen, Siena College
J. Patrick O'Brian, West Texas A&M University
Harris Pastides, University of South Carolina, Columbia
John Peters, Northern Illinois University
Edward Ray, Oregon State University, chair
David Schmidly, University of New Mexico
James Schmotter, Western Connecticut State University
Lou Anna Simon, Michigan State University
Mark Emmert, NCAA
Bernard Franklin, NCAA
Delise O'Meally, NCAA, recording secretary

William Harvey, president of Hampton University, was unable to attend.

Also in attendance were: Gary Brown, associate director of digital communications; Joni Comstock, senior vice president of championships; Jim Isch, chief operating officer; Kevin Lennon, vice president of academic and membership affairs; Todd Leyden, president of the NCAA Eligibility Center, LLC; Karen Morrison, director of gender inclusion; Donald Remy, vice president of legal affairs/general counsel; Wallace Renfro, vice president and senior advisor to the NCAA president; Greg Shaheen, interim executive vice president of championships and alliances; Robert Vowels, vice president of student-athlete affairs and leadership development programs; Wendy Walters, director of membership and student-athlete affairs/infractions appeals; Bob Williams, vice president of communications; David Berst, Daniel Dutcher and Mike Racy, NCAA governance vice presidents; and Jackie Campbell, Leah Kareti and Terri Steeb, NCAA governance directors.

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

The meeting was called to order at 2:36 p.m. by the chair, President Ray. All members were present as noted above.

1. Welcome and announcements. Ray thanked Charles Bantz and Kevin Mullen, who were attending their last Executive Committee meeting. Ray presented awards to Bantz and Mullen in recognition of their commitment, service and leadership in advancing the ideals, values and goals of the NCAA. Ray also welcomed Harris Pastides, president of the University of South Carolina, Columbia, and James Schmotter, president of Western Connecticut State University, who will be joining the Executive Committee from the Division I Board of Directors and the Division III Presidents Council, respectively.

2. Approval of January 15, 2011, meeting minutes.

   It was VOTED

   "To approve the Executive Committee minutes of the January 15, 2011, meeting as distributed."

3. NCAA President's report.

   a. Conversation with student-athletes. Emmert introduced a new agenda item for the Committee, a conversation with student-athletes. Representatives from each of the divisional national student-athlete advisory committees (SAACs) spent some time sharing key issues with the presidents. Scott Krapf, the Division I national SAAC chair, discussed ways in which the Association could continue to enhance the student-athlete voice (e.g., nationally and at the conference/institutional levels). Krapf also raised the issue of student-athlete likeness in promotional activities, as well as the men's basketball recruiting environment, as topics currently on the Division I SAAC agenda. Sarah Hebberd, Division II national SAAC vice chair, raised the issues of student-athlete mental health and drug education, specifically marijuana and K2 use. She also informed the committee of the development of a national Make-A-Wish day for Division II. Lastly, Jessica Maier shared the following priorities from Division III, noting that many of these issues have an Association-wide impact: opportunities for transgender student-athletes and

perceived cutbacks in training room services. She also shared an update on the Division III Special Olympics partnership.

b. Governance efficiency and effectiveness recommendations. Emmert called for action on the governance efficiency and effectiveness recommendations that had been shared with all three divisional groups during the joint breakfast.

It was VOTED

"To approve the recommendations as noted."

c. NCAA Eligibility Center update. Leyden shared an update on operations. He noted that a recent membership survey identified improvement in overall service and levels of satisfaction with the NCAA Eligibility Center. Leyden also noted that the NCAA Eligibility Center repaid its start-up loan in January of this year. The NCAA Eligibility Center will focus on driving value to the membership, sharing responsibility with the membership for initial-eligibility decisions.

4. NCAA Executive Committee Finance Committee report.

a. Budget recommendations for FY 2011-12. The Finance Committee met in March and discussed the 2011-12 budget. This is the second year of the biennial budget process, so the Association's focus has been on budget needs to maintain its current programs and services.

(1) Revenue increases are the result of the two percent increase in Turner/CBS rights fees; the increase in the radio rights contract; the increase in revenues from the College World Series; and the net revenues from the NCAA Eligibility Center. Based on previous actions from the Finance Committee and the Executive Committee, the NCAA Eligibility Center resources and the travel costs savings from moving the committee meetings to Indianapolis have been allocated to fund the new building debt service and operating costs.

(2) The expense increase of $14.87 million in Division I revenue distribution represents a two percent increase in the basketball, broad-based and conference grant funds. The total increase for the student assistance and academic enhancement fund is nine percent, in accordance with the White case settlement that is in place until the 2012-13 fiscal year. A new allocation of $5 million is recommended toward an academic performance fund and may be used with a reallocation from the existing revenue distribution fund that is earmarked toward academic performance. The Division I

Revenue Distribution Task Force will be making a recommendation by the August meeting.

(3) The $750,000 allocation for championships is to offset the increases in travel costs as a result of fuel prices.

(4) Divisions II and III are receiving their respective allocations of 4.37 percent and 3.18 percent of the revenue increases.

(5) In the membership support services line item under Association-wide expenses, the Finance Committee recommends an additional $500,000 investment in resources toward major infractions investigations and amateurism matters in the sport of football and basketball. This is in addition to the investment that was committed in the prior year.

(6) In the general and administrative line item, $2 million is allocated to fund the additional interest on the tax-exempt bonds and the operating costs for the new building expansion project. The debt will be paid off over 10 years.

(7) The Finance Committee supported a 2.25 percent salary merit adjustment pool and $290,000 for equity adjustments, if needed to align selected positions to the market place.

It was VOTED [For 13, abstain 1.]

"To approve the budget recommendations as proposed by the Finance Committee."

b. Second quarter FY 2010-11 budget-to-actual. The Association has received approximately a third of the budgeted revenues in the first half of the year, which is in line with the prior year. The Association's expenses are 19 percent of the total budget for the first half of the year. The majority of the expenses occur primarily in the second half as a result of the Division I revenue distribution and championship expenses. The Finance Committee noted that it would be interviewing three independent audit and tax firms (KPMG, Deloitte, and Crowe Horwath) and will decide what firm will perform the audit and tax services over the next five years.

5. Report from Executive Committee working group on membership issues.

The Committee received a report from the Executive Committee Working Group on Membership Issues. The group was formed in January 2010 and charged with exploring membership growth from an Association-wide perspective and developing strategic

solutions to enhance opportunities for student-athletes and position the NCAA for the next decade. The working group noted that the membership processes within each division were effective and should be continued; however, there was an identified need for greater educational resources to more adequately inform institutions seeking membership within the NCAA or current members seeking to reclassify their athletics programs. The working group also emphasized the need for scenario planning to manage membership growth in the event of significant changes to the current landscape of athletics associations. It reviewed projected growth at the Divisions II and III levels and noted the need for greater financial flexibility to manage increased staffing and support needs as well as and a possible restructuring of the membership fee to more appropriately represent the value of the NCAA brand. Finally, the working group noted that, in a federated structure, while the decision of divisional membership rests appropriately with each division, the Association-wide impact of membership processes and decisions must be considered.

The working group discussed membership categories and previously forwarded a recommendation to eliminate corresponding membership and redefine the requirements for the "affiliated membership" category to restrict it to coaches and sports associations for sports sponsored by the NCAA and to associations comprised of college/university administrators. As a part of this report, the working group recommended a change in affiliated membership fee structure.

a. Educational initiative. The working group recommends that the Executive Committee charge a joint group of the Divisions II and III membership committees, with representation from the Division I Administration Cabinet, to create and establish a robust educational initiative around membership standards and the differences among the divisions. This initiative should take the form of a mandatory, broad-based preliminary educational model for institutions interested in entering the provisional or reclassifying membership process in any division. This model should include detailed and "user-friendly" comparisons of each division made available through the NCAA website. The working group noted that, while each division has a clearly defined membership process that allows institutions to explore and understand the philosophy of that division, it would be beneficial to provide a comparison model that highlights differences among divisions prior to an institution entering the provisional membership process. This initiative will give new or reclassifying members a broader perspective of NCAA membership as a whole and should result in more informed decision-making.

It was VOTED

"To approve the development of an educational initiative as noted and charge the abovementioned committees with developing this model."

b. Financial flexibility. The working group recommends that the Executive Committee endorse a recommendation for increased 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. The group also recommends that the national office staff conduct an assessment of the Divisions II and III membership fee structure, similar to the assessment done to establish the new Division I membership fee, that would include not only actual costs of services provided during the provisional membership process but also consider the estimated value of affiliation with the NCAA brand.

It was VOTED

"To approve the recommendation for increased financial flexibility within Divisions II and III to manage support and staffing needs for membership growth and to charge the national office staff with conducting an assessment of the Divisions II and III membership fee structure."

c. Scenario planning and research. The working group recommends that the Executive Committee charge the NCAA research staff, in conjunction with the Divisions II and III membership groups, to conduct specific scenario analyses and develop a flexible long-range membership plan in the event of significant changes either to the higher education landscape or athletics associations. In addition, the working group recommends ongoing research to assess sports sponsorship and participation trends, as well as changes in higher education, including issues impacting four-year colleges, two-year colleges and the growing community of for-profit institutions. The working group noted that these trends highlight areas where membership growth could occur for the Association in the future.

It was VOTED

"To charge the research staff in conjunction with the Divisions II and III membership committees to conduct scenario analyses, develop a flexible long-range membership plan and through research monitor ongoing trends in higher education and athletics."

d. Affiliated membership fee. The working group recommended that the Executive Committee direct the divisional governance structure to consider legislative action to increase the affiliated membership fee from $225 to $500. The working group noted that the fee had not been increased in more than 10 years, and an increase for inflation purposes is appropriate. Additionally, the working group noted that the recommended fee ($500) is an appropriate amount when comparing it to the annual fee for other professional organizations to which the NCAA belongs. The working group also noted that institutions that satisfy the new requirements and

desire to be affiliated members will be able to continue to use the NCAA marks on websites solely for the purpose of promoting, marketing or publicizing their relationship with the NCAA. Any use of the NCAA marks beyond this will need approval by the NCAA.

It was VOTED

"To direct the divisional governance structure to adopt legislation to increase the affiliated membership fee to $500."

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

The Committee received a report from the Executive Committee Subcommittee on Gender and Diversity Issues. The subcommittee offered three recommendations.

a. Committee restructuring. The subcommittee recommended that the NCAA Executive Committee dissolve the Executive Committee Subcommittee on Gender and Diversity Issues and direct the divisional governing bodies to sponsor legislation that would specify presidential involvement on the NCAA Committee on Women's Athletics (CWA) and the NCAA Minority Opportunities and Interests Committee (MOIC). Additionally, it would specify that representation on each of these committees be increased from 15 members to 18 members to account for the addition of one president from each division and to specify equal distribution of members among each division. Further, it would specify the creation of a joint inclusion body comprised of representatives from the CWA and the MOIC, including presidential representation that would provide oversight on broad inclusion initiatives. Finally, it would establish joint subcommittees of MOIC and CWA focusing on key dimensions of diversity beyond gender and race.

The subcommittee noted that in 2010 the Executive Committee adopted an expanded framework around diversity, inclusion and gender equity, and the NCAA reorganized its inclusion office to support this mission. The framework provides for greater focus across dimensions of diversity including, but not limited to, age, race, sex, class, creed, national origin, educational background, disability and gender expression. An examination of the charge and duties of the three primary advocacy committees within the governance structure indicated some overlap of mission but also areas where the structure was not adequately positioned to handle specific issues beyond race and gender. Additionally, there was an identified need for increased presidential involvement within the substructure to provide greater guidance and insight at the policy development level. The recommended model maintains the brand and name recognition, as well as the autonomy of CWA and MOIC but creates a joint body that would provide broad oversight on inclusion

matters and manage specific agendas beyond those related to race and gender. This model includes involvement of presidents at the committee level but also in a strategic planning and advisory capacity on the joint body. CWA and MOIC will continue to report through the divisional governance structure with a dotted reporting relationship to the Executive Committee.

It was VOTED

"To approve this recommendation as noted."

b. Confederate battle flag policy. The subcommittee recommended that the Executive Committee approve the request for an institution in the state of South Carolina to host an NCAA championship event outside the state. However, the subcommittee requests that the Executive Committee consider modifying the language of the Confederate flag policy to preclude such hosting in the future. The subcommittee noted that the policy, as written, does not preclude an institution from hosting a championship event outside the state and, as such, the institution should be permitted to host. However, the group noted that a primary purpose of the policy, beyond ensuring a quality experience for all student-athletes, athletics department staff, and fans, was to have an economic impact on those states that continue to fly the Confederate flag. In this case, while a state may not receive direct economic benefits when an event is held outside the state, the involvement of a state institution in the administration of that event results in indirect financial benefits accruing to the state.

It was VOTED

"To approve the request to permit the institution to host outside of the state of South Carolina, and to modify the policy as follows:

"The NCAA will not award future predetermined championship sites in states where the Confederate battle flag continues to have a prominent presence. **Further, an institution within such states may not host a predetermined NCAA championship event outside the state."**

For future predetermined championship sites in general, the Executive Committee adopted the following standards:

(1) Among the other criteria considered when selecting current and future championships sites, the NCAA will continue to consider the ability of a site to provide a quality experience for the participants and fans and to conduct those events safely.

(2) In determining whether a proposed site can provide a quality experience, the NCAA will consider the site's ability to assure that the benefits inherent in championship competition will flow fairly to all participants and its ability to promote an atmosphere of respect for and sensitivity to the dignity of every person.

(3) The NCAA's focus will be on education and a quality championships experience.

(4) Note: None of the Association's championship sites that might be awarded based on competitive record or seeding will be affected by the Committee's action.

In April 2004, the Executive Committee directed the Football Certification Subcommittee of the Division I Championships/Competition Cabinet, which oversees the certification of all exempted football contests, to deny any requests for certification of bowl games in any state where a moratorium exists as a result of the state's Confederate flag stance.

7. NCAA drug-testing results for 2009-10. The Committee received a report from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS). The report included final results of the 2009-10 NCAA drug testing in championship events for all divisions, as well as year-round testing in Divisions I and II. CSMAS requested permission to publish the 2009-10 drug testing results

It was VOTED

"To approve the publication of the 2009-10 drug testing results. Further the Committee delegated this authority to the NCAA president in the future."

8. Report from NCAA Committee on Sportsmanship and Ethical Conduct.

The Executive Committee received an update from the NCAA Committee on Sportsmanship and Ethical Conduct. The NCAA recently hosted a summit on the impact of violence on student-athletes. The summit was well-attended, with 100 participants on site and an additional 107 participating by webcast. The next component will occur during the NCAA Leadership Conference in October and will engage more than 450 student-athletes. Additional sessions are being planned to reach out to coaches and administrators and other relevant stakeholders.

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

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

(1) Used its authority to adopt emergency legislation to establish a three-year football bowl licensing moratorium in order to provide time to appoint a task force to address a set of issues associated with the NCAA's role in the process.

(2) Reviewed and approved a recommendation to assign a senior-level NCAA staff member with the responsibility for establishing closer collaboration with the U.S. Olympic Committee with regard to prioritizing and sustaining Olympic sports within the collegiate structure.

(3) Reviewed recommendations regarding the Division I athletics certification program and approved the following:

(a) Adopted emergency legislation that that would specify that no additional active member institutions would enter the Division I athletics certification process through August 1, 2013.

(b) That all 45 "class 3" institutions must complete the process and submit their self-study reports based on the timeline determined by the NCAA Division I Committee on Athletics Certification. The committee will determine which institutions should be subject to an evaluation visit based on the institution's submitted self-study report. Institutions determined not to need an evaluation visit shall have the option of completing the process with or without that visit. Further, the Board noted that those institutions currently completing the process should be placed at the back of the queue should there continue to be classes of institutions in the newly developed certification process.

(4) The Board appointed the following members to serve on the Executive Committee:

(a) William Beauchamp, president, University of Portland, West Coast Conference.

(b) William Meehan, Jacksonville State University, Ohio Valley Conference.

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

(1) Conducted a meeting Wednesday evening, April 27, with conference commissioners and the chair (or other designated president/chancellor) of each conference's presidential body. In total, 27 presidents and chancellors attended the meeting, as well as 20 of the 22 Division II conference commissioners. The meeting consisted of three topics of importance to the division:

(a) Gender equity in Division II—a presentation was given by a Division II institution that has recently gone through a Title IX investigation following an U.S. Office of Civil Rights random audit.

(b) Division II student-athlete experience—the GOALS 2010 study provided Division II presidents/chancellors and commissioners with detailed information on the athletics, academic and social experiences of current student-athletes across all sports in all three NCAA divisions.

(c) Division II strategic membership growth—since fall 2010, different groups within the Division II governance structure have had the opportunity to discuss the possible effects of membership growth based on a membership modeling project. It is anticipated that some policy changes will occur in 2011 and legislation will be considered at the 2012 NCAA Convention

(2) Approved a long-range budget framework, which was recommended by the Division II Long-Range Projections Task Force, through 2023-24. This framework accounts for membership growth, while maintaining current active member benefits, particularly for the Division II enhancement fund and conference grant program. With the purchase of an insurance policy and the targeted reserve, the division will be well positioned for the next several years. The framework is also consistent with the feedback that was received from the Division II membership and constituent groups this past year.

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

(1) Presidential legislative package for the 2012 Convention. Endorsed the development of several possible amendments to the division's philosophy statement for the 2012 Convention:

(a) Emphasize that Division III athletics are primarily focused on the undergraduate educational experience in a four-year time frame.

(b) Clarify that initial- and continuing-eligibility standards are best left to institutional and conference autonomy.

(c) Expressing a commitment to supporting a student-athlete's right to meaningful participation in nonathletic pursuits as a method of enriching the overall educational experience.

These concepts were initially generated as part of the division's 2008 white papers on membership growth and reflect themes that are core to the Division III Identity. While the Council also considered use of the division-dominant voting standard for related legislative proposals (that would have subjected the provisions to a super-majority voting requirement), it was determined that such an action is premature and could undermine the division's efforts to cohesively align under its philosophy statement and strategic positioning platform. The Council will formally consider sponsorship after discussing these items with the Division III President's Advisory Group in August.

(2) Division III reserve policy. Approved establishment of a reserve policy that mandates the division maintain in reserve an amount equal to 80 percent of the division's projected revenue for that budget year. The division will credit its annual $10 million financial recovery insurance towards the mandated minimum.

(3) 2011-12 identity activation. In addition to managing ongoing efforts, the Council discussed development of the Special Olympics partnership and endorsed the establishment of a national Division III week to be conducted in winter 2012.

(4) Drug education and testing. Approved establishment of a Division III drug education and testing strategy that retains the status quo championships testing program and makes funds available for campuses to conduct enhanced education and/or testing at the institution's discretion. The division will not pursue the addition of academic year-round drug testing at this time.

(5) Transgender student-athlete participation. Generally endorsed the transgender student-athlete participation policy as presented by the CSMAS. The Council also expressed interest in guidance for institutions in dealing with transgender student-athletes who have not received medical treatment related to their transition.

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

11. Adjournment. Ray adjourned the meeting at 4:15 p.m.

# # # # #

A G E N D A

National Collegiate Athletic Association

Executive Committee

NCAA national office
Indianapolis, Indiana

August 11, 2011
3 to 5:30 p.m.

1. Welcome and announcements.

2. Approval of April 28, 2011, meeting minutes. (Action) [Supplement No. 1]

***Anticipated Action*. Approve the April 28, 2011, meeting minutes.**

3. Update from national student-athlete advisory committee. (Information)

4. NCAA President's report.

   a. Division I Presidential Retreat. (Information)

   b. One Team, One Future national office initiative. (Information)

   c. Native American mascot policy update. (Information)

5. NCAA Executive Committee Finance Committee report.

***Anticipated Actions*. Receive Finance Committee recommendations and projections for the third quarter.**

   a. Audit Charter proposed changes. (Action) [Supplement No. 2]

   b. Third quarter FY 2010-11 budget-to-actual. (Information) [Supplement No. 3]

DRAFT

6. Transgender student-athlete participation policy. (Action) [Supplement No. 4]

Anticipated Actions. ***Approve the updated transgender student-athlete participation policy drafted by the gender inclusion staff and the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports.***

7. 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.***

8. Legal counsel update. (Action may be necessary from the report.)

9. Future meetings. (Information)

Informational. ***Review dates of future Executive Committee meetings.***

a. January 13, 2012. Indianapolis, Indiana.

b. August 1, 2012. Indianapolis, Indiana.

c. January 18, 2013. Grapevine, Texas.

10. 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 & 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

Student-Athletes / Parents

- 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.

DIII Internal Constituencies

- 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 becoming a better student and more responsible citizen.

General Public / Media

- 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 becoming a better student and more responsible citizen.
- 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 practicing 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 over 155,000 student-athletes competing annually in 36 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.

NCAA Division III
DISCOVER | DEVELOP | DEDICATE

REPORT OF THE NCAA DIVISION III PRESIDENTS COUNCIL AND MANAGEMENT COUNCIL JOINT LEGISLATIVE STEERING SUBCOMMITTEE

ACTION ITEMS

1. Legislative Items.

- **None.**

2. Nonlegislative Items.

a. Referral of 2012 NCAA Convention Legislation to NCAA Division III Presidents Council (Membership – Conference Membership Benefits, Conditions and Obligations).

(1) Recommendation. To refer the 2012 NCAA Convention legislation recommendation from the NCAA Division III Membership Committee regarding conference membership benefits, conditions and obligations to the NCAA Division III Presidents Council for consideration. [See Action Item No. 2 in Supplement No. 8]

(2) Effective Date. Immediate.

(3) Rationale. This recommendation is a companion proposal to the proposal already sponsored by the Presidents Council regarding core membership for automatic qualification purposes. While this recommendation largely brings consistency to the legislated benefits, conditions and obligations regarding conference membership, its connection to the automatic qualification proposal and impact on conference membership warrants presidential review.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

b. Referral of 2012 Convention Legislation to Presidents Council (Playing and Practice Seasons – Required Sickle-Cell Testing).

(1) Recommendation. To refer the 2012 Convention legislation recommendation from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports regarding required sickle-cell testing to the Presidents Council for consideration. [See Action Item No. 3 in Supplement No. 8]

(2) Effective Date. Immediate.

(3) Rationale. This recommendation addresses an issue that has received regular attention by the governance structure, including the Presidents Council, for nearly two years. The significant health and safety impact along with the potential liability issues support the Presidents Council continued involvement on this matter.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

c. Referral of 2012 Convention Legislation to Presidents Council (Executive Regulations – Professional Sports Organizations' Financial Sponsorship of Intercollegiate Competition Events and Ancillary Activities).

(1) Recommendation. To refer the 2012 Convention legislation recommendation from the NCAA Division III Championships Committee regarding professional sports organizations financial sponsorship of intercollegiate athletics competition events and ancillary activities to the Presidents Council for consideration. [See Action Item No. 1 in Supplement No. 8]

(2) Effective Date. Immediate.

(3) Rationale. This recommendation is in response to the Presidents Council withdrawal of NCAA Division III Proposal No. 2011-13 during the 2011 NCAA Convention. The Presidents Council agreed to withdraw the proposal and charged the national office to more thoroughly examine the issue and return with a more complete proposal to address the involvement of professional sports organizations with intercollegiate competition and other events in a manner consistent with the Association's amateurism principles. This same proposal will be considered in all three divisions as it does have an Association-wide impact regarding the administration of NCAA championships. For these reasons, this proposal warrants presidential review.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

d. Referral of 2012 Convention Legislation to NCAA Division III Management Council (Personnel – Certified Strength and Conditioning Coaches – Required Sports-Safety Training).

(1) Recommendation. To refer the 2012 Convention legislation recommendation from the NCAA Division III Interpretations and Legislation Committee regarding required sports-safety training for certified strength and conditioning coaches to the NCAA Division III Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. While this proposal is based on health and safety concerns, it addresses them through an operational requirement that is an extension of existing legislation.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

e. Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – Football – Testing During Five-Day Acclimatization Period).

(1) Recommendation. To refer the 2012 Convention legislation recommendation from the Committee on Competitive Safeguards and Medical Aspects of Sports regarding testing during the five-day acclimatization period in football to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal modifies the methods of communication that can be used during the recruitment process, but does not materially impact the principles of recruiting, thereby rendering it an operational matter.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

f. Referral of 2012 Convention Legislation to Management Council (Recruiting – Elimination of Electronic Correspondence Restrictions).

(1) Recommendation. To refer the membership-sponsored 2012 Convention legislation regarding the elimination of the restrictions on electronic correspondence to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal modifies the methods of communication that can be used during the recruitment process, but does not materially impact the principles of recruiting, thereby rendering it an operational matter.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

g. Referral of 2012 Convention Legislation to Management Council (Eligibility – Hardship Waivers – Practice After Injury).

(1) Recommendation. To refer the membership-sponsored 2012 Convention legislation regarding practice after a season-ending injury to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal is operational in nature as it impacts a student-athlete's eligibility for a hardship waiver.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

h. Referral of 2012 Convention Legislation to Management Council (Membership – Elimination of Regional Rules Seminar Attendance Requirement).

(1) Recommendation. To refer the membership-sponsored 2012 Convention legislation regarding elimination of the Regional Rules Seminar attendance requirement to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal is operational in nature as the elimination of this requirement does not have a significant philosophical or strategic impact.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

i. Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – Voluntary Workouts Conducted by Certified Strength and Conditioning Coach – Mandatory Off).

(1) Recommendation. To refer the membership-sponsored 2012 Convention legislation regarding the prohibition of voluntary workouts conducted by a certified strength and conditioning coach on the mandatory day off during the playing season and outside the playing season to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal is operational in nature as the extension of the mandatory day off legislation does not have a significant philosophical or strategic impact.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

j. Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – Annual Exemptions and Playing Season Length – One Postseason Championship).

(1) Recommendation. To refer the membership-sponsored 2012 Convention legislation regarding one postseason championship to occur outside the

playing season and to exempt one postseason championship from the maximum contest limits to the Management Council for consideration. [See Attachment]

(2) Effective Date. Immediate.

(3) Rationale. This proposal is operational in nature since it primarily involves scheduling matters which is handled at the administrative, rather than presidential, level at each institution.

(4) Budget Impact. None.

(5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS

Approval of guiding principles. The NCAA Division III Presidents Council and Management Council Joint Legislative Steering Subcommittee approved guiding principles to be used in its evaluation of legislative proposals. These guiding principles can serve as a standard filter by which the subcommittee can conduct its work in an efficient manner. Further, it can bring a level of transparency to the process for the membership and governance structure to better understand the lens through which the subcommittee will evaluate legislative proposals as to its either strategic or operational focus. The subcommittee noted the importance of maintaining the discretion to forward any proposal to the Presidents Council as it deems necessary; however, it agreed the following principles would establish a framework for its work:

a. Significant financial impact;

b. Significant effect on legislative principles as addressed in the Division III philosophy statement or strategic positioning platform;

c. Other issues affecting strategic priorities of the division; and

d. Significant Association-wide impact.

Staff Liaisons: *Dan Dutcher, Governance*
Amy Huchthausen, Academic and Membership Affairs
Leah Kareti, Governance
Jeff Myers, Academic and Membership Affairs

Attachment

2012 Convention Legislation – Membership-Sponsored Proposals

Proposal Number	Title	Status	Source	Effective Date	Intent	Rationale
2012-	NCAA MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- ELIMINATING REGIONAL RULES SEMINAR ATTENDANCE REQUIREMENT	Available for Cosponsorship	New England Women's & Men's Athletic Conference	Immediate	To eliminate the Regional Rules Seminar attendance requirement.	The requirement that an active member institution must be represented by at least one institutional staff member at the NCAA Regional Rules Seminar every three years is inappropriate and inconsistent given the varied tenets of the Division III Philosophy and therefore inappropriate as a condition of membership. The NCAA does not mandate attendance to any other Association sponsored or supported educational programming related to diversity, gender equity, or student-athlete well-being, all equally important components of the philosophy and therefore expectations of the membership to be educated and current. By mandating the membership to attend an NCAA Regional Rules Seminar every three years, there is also undue financial burden on member institutions. Allowing member institutions to sponsor an educational program or send staff to any educational program, not necessarily facilitated by the NCAA that is linked to any component of the philosophy will expand opportunities, enhance participation beyond compliance staff and likely impact a larger population of the membership.
2012-	PLAYING AND PRACTICE SEASONS -- REQUIRED DAY OFF -- VOLUNTARY STRENGTH AND CONDITIONING ACTIVITIES PROHIBITED DURING REQUIRED DAY OFF	Available for Cosponsorship	New England Women's & Men's Athletic Conference	Immediate	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.	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.

Proposal Number	Title	Status	Source	Effective Date	Intent	Rationale
2012-	PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS -- POSTSEASON ACTIVITIES EXEMPTING ONE POSTSEASON CHAMPIONSHIP FROM THE DECLARED PLAYING SEASON	Available for Cosponsorship	The Commonwealth Coast Conference; Great Northeast Athletic Conference	August 1, 2012	In all sports, to exclude from the declared playing and practice season one postseason championship event; further, to exempt from maximum contest limitations at least one postseason championship event, as specified.	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 post-season championship experience to student-athletes, and provides a fair and consistent application for all sports.
2012-	ELIGIBILITY -- HARDSHIP WAIVER -- PRACTICE AFTER INJURY	Available for Cosponsorship	Midwest Conference, Minnesota Intercollegiate Athletic Conference	August 1, 2012	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.	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.

Proposal Number	Title	Status	Source	Effective Date	Intent	Rationale
2012-	RECRUITING -- PERMISSIBLE ELECTRONIC TRANSMISSIONS	Available for Cosponsorship	St. Louis Intercollegiate Athletic Conference	Immediate	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.	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. Not permitting coaches from communicating with prospective student-athletes in this manner separates the (prospective) student-athlete from the (prospective) student. This proposed regulation also recognizes that allowed electronic transmission is best treated by the same standard as telephone and email communication.

REPORT OF THE NCAA DIVISION III MANAGEMENT COUNCIL

The Division III Management Council conducted its July 25-26, 2011, meeting in Indianapolis. Indiana. Listed below are specific recommendations for review and consideration by the Presidents Council.

ACTION REQUIRED

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

1. Bylaw 12.6.1 Professional Sports Organizations and Bylaw 31.1.12 Restricted Advertising and Sponsorship Activities.

a. Recommendation. Sponsor legislation for the 2012 Convention to specify that a professional sports organization (1) may serve as a financial sponsor of an intercollegiate competition event (e.g., regular season, conference championship, NCAA championship, other postseason competition), provided the organization is not publically identified as such; and (2) 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.

b. Effective Date. Immediate.

c. Rationale. In the fall of 2010, the NCAA Division III Presidents Council withdrew NCAA Division III Proposal No. 2011-2-6 regarding advertising and sponsorship by professional sports organizations for NCAA championships. The original impetus for the proposal focused solely on marketing and promotional activities and did not fully contemplate other financial arrangements that are typically associated with various contracts used in the overall championships process. For example, elements such as control of concession revenue, operation of suites and assignment of tickets are often negotiated as part of the overall agreement with a stadium or venue and host institution or conference. Inherent to these contractual issues is a mutual agreement between the NCAA, host institution or conference and facility regarding any number of operational and financial considerations that flow in both directions. In some cases, the facility used is owned or controlled by a professional sports organization (e.g., National Football League team, minor league baseball team).

Each division has been operating under a waiver for NCAA championships that have occurred since the issue was originally raised and a legislative change is necessary for future NCAA championships.

While the original issue centered on NCAA championships, the proposed legislative action item is presented to apply for any intercollegiate competition event so that institutions and conferences would not be held to a different standard than the NCAA. Each division is not required to have the same legislation for institutions, conferences and the NCAA within its own division. It is strongly advised, however, that each division agree on the same legislation for NCAA championships (competition and ancillary events) in order to ensure a consistent championships experience for student-athletes in all divisions. In particular, for combined championships such as men's lacrosse (Divisions I, II and III), women's lacrosse (Divisions II and III), and women's rowing (Divisions I, II and III), a result that has the divisions with different legislation for NCAA championships creates practical implications that would likely mean combined championships would no longer occur.

d. Estimated Budget Impact. None.

e. Student-Athlete Impact. Impact included in rationale noted above.

2. 2012 Convention Legislation – NCAA Division III Constitution 3.3 (Member Conference) – Core and Member Conference Consistency.

a. Recommendation. Sponsor legislation for the 2012 Convention to clarify the benefits, conditions and obligations of conference membership and align conference membership requirements with those required for automatic qualification (AQ) standards as outlined in a separate 2012 Convention proposal.

b. Effective Date. September 1, 2012.

c. Rationale. The governance structure supported legislation for the 2012 NCAA Convention to permit institutions to only be core in one conference for AQ purposes. In its support of this proposal, the governance structure charged the Membership Committee with reviewing conference membership regulations to ensure consistency and clarity in conference benefits, conditions and obligation regulations. This proposal reflects the committee's review of the regulations and brings increased consistency and clarity to the member conference regulations.

d. Estimated Budget Impact. None.

e. Student-Athlete Impact. None.

3. 2012 NCAA Convention Legislation -- Student-Athlete Sickle Cell Trait Status.

a. Recommendation. Sponsor legislation for the 2012 NCAA Convention to require a sickle cell solubility test (SCT) as part of NCAA Bylaw 17.1.5 (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.

b. Effective Date. August 1, 2012, for both incoming and returning student-athletes.

c. Rationale. The Committee on Competitive Safeguards and Medical Aspects of Sports believes that requirements for SCT status testing should be consistent across divisions. The committee reviewed the 2011 sickle cell trait membership survey and estimated that approximately 40 percent of responding Division II and III institutions currently confirm sickle cell trait status as part of their medical examination process. Even though there is a lack of death cases in Division III and one within Division II, the committee assumes the potential for collapse and complications from sickle cell trait is not dependant on the division. In addition, student-athletes' positive SCT tests are not dependant on division, sport, gender, or race. Within the recent study, a higher percentage of Division I institutions had knowledge about student-athletes sickle cell trait status; educated medical staff, coaches and strength staff; and provided consulting to student-athletes with a positive test. The committee stressed that 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 at the highest level. Division II and Division III often have fewer sports medicine staff available during workouts; therefore, knowledge of sickle cell trait of 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, the committee recommends institutions educate student-athletes about the risks of the condition if the student-athlete elects to sign a written release.

d. Estimated Budget Impact. SCT testing costs can range from $15-20 for the initial screening especially if negotiated with a laboratory or campus health clinic in advance. The costs are rarely covered by an athlete's insurance plan. Costs may fluctuate locally, regionally and nationally. The NCAA is examining a service agreement for laboratory services that would make the testing available to all member institutions for a set cost.

e. Student-Athlete Impact. Knowing SCT status supports student-athlete health and safety.

NO ACTION REQUIRED

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

4. **2012 NCAA Convention Legislation – Use of Text Messaging in Recruiting.** The Management Council agreed to sponsor legislation for the 2012 NCAA Convention to permit the use of text messaging to a prospective student-athlete by athletics department staff. Text messaging would be regulated in the same manner as e-mail, for which there are no restrictions on the timing or amount of the communication.

In its review of a membership sponsored proposal to permit both text messaging and the use of social media platforms (e.g., Facebook, Twitter), in the recruiting process, the Council recognized the need to sponsor a proposal specific to the use of text messaging. While the Council does not support the use of social media platforms in the recruiting process (because those platforms represent 'personal' space that should not be invaded by coaches in the recruiting process) it agreed that the realities of how current prospect-aged individuals communicate, including a proclivity of text messaging, justifies lifting the division's current ban on texting. This position was similar to the unofficial position taken by the Student-Athlete Advisory Committee (SAAC), which included support to lift the ban on texting, while agreeing that the prohibition on the use of social media should remain.

The financial concerns that helped prompt the initial texting 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 Council noted the awkward nature of not being able to respond to a prospect in the same medium the prospect uses to contact a coach, and that texting will not completely replace use of the phone or other forms of communication in the recruiting process. To be a successful recruiter, coaches will still need to engage in direct contact. The Management Council used its new authority to sponsor legislation deemed operational in nature, and will communicate to the sponsors of the broader electronic transmission proposal their opportunity to collaborate on the text messaging portion of the Council's proposal, especially if the sponsoring conference is not able to find a co-sponsor to officially offer the proposal for the 2012 Convention.

The estimated budget impact would be minimal, because most athletics personnel and perspective student-athletes have unlimited or low-cost testing plans. The effective date would be August 1, 2012.

5. 2012 Convention Programming. The Management Council accepted the following topics for the Division III educational programs at Convention:

- Legislative Hot Topics- Recruiting. The session should cover current legislation, highlighting rules application and recent non-controversial updates and then include a discussion of the impact of recruiting rules on institutional enrollment strategy, life-work balance of coaches, and other hot topics.
- Division III Student-Athlete Experience. This session will use the results of the NCAA Growth, Opportunities, Aspirations, and Learning of Students in College (GOALS) and the Higher Educational Research Institute (HERI) study at UCLA to highlight significant elements of the student-athlete experience and discuss what institutions or conference could do with these findings. Examples of information covered include college choice, satisfaction with academic, athletics and extracurricular activities, time demands, community engagement, and self gains.
- NADIIIAAA programming. The division will again give NADIIIAA one if its 90 minutes Convention programming slots, and will request that NADIIIAA consider covering budgeting of Division III athletics departments and use of technology in Division III athletics departments, based on the membership survey results.

The 2012 Convention will include the same core schedule as 2011, with Presidents Council commitments beginning with a breakfast meeting on Thursday, January 12 and ending with the business session scheduled for 8 am to noon on Saturday, January 14. The Convention will be held in Indianapolis.

6. Championship Bench Size Limits. The Management Council approved a policy change to adjust bench size limits for specified championships for the 2011-12 academic year. This action was taken in response to the bench size resolution adopted at the 2011 Convention (Proposal No. R-2011-8). The additional positions are to be filled at the institution's expense with student-athletes permitted to be in uniform and participate in practice and warm-ups. The number of student-athletes permitted to participate in a contest will remain unchanged.

- Baseball – from 34 to 35;
- Field hockey – from 32 to 34;
- Football – from 72 to 75;
- Men's lacrosse – from 38 to 42;
- Men's and women's soccer – from 32 to 35;
- Men's and women's tennis – bench area not applicable, but the number of participants eligible for practice and pre-match warm-up changes from eight to nine; and
- Men's and women's ice hockey – due to current playing rules, bench area remains at 27 and number of participants eligible for pre-game warm-up remains at 22 (not more than 19 skaters and three goalkeepers) for the 2012 championships, but number of participants changes from 21 to 23.

The Championships Committee plans to issue a follow up recommendation for corresponding increases to the squad size and travel party of the applicable sports as part of the 2012-14 biennium championships budget request. It is pursuing this two-step approach in order to respond to immediate concerns about providing additional student-athletes access to the championships experience while focusing on the interest to fully fund the experience whenever possible. And, while the committee considered an unfunded or partially funded approach to bench size expansion, it determined that a fully funded experience better controls for competitive equity and undue pressure on facilities.

By-sport recommendations were based on data compiled from previous championships, including a review of the average squad sizes of previous championship participants, and input requested from sport committees. The committee concluded that the existing limits in some sports were adequate and, as a result, did not recommend changes for those sports. As part of its analysis, the committee evaluated total championship opportunities by gender to ensure that the proposed bench size increases do not disproportionately favor one gender over the other.

Management Council members noted that their endorsement of the policy changes regarding the bench area for 2011-12 should not be interpreted as a blanket endorsement for budget allocations for squad size adjustments in subsequent years. The Council pointed out that it is only one of several enhancements to the student-athlete champs experience that will be considered later this year when the 2012-14 budget is determined (increases in per diem and more flexibility with ground transportation are examples of others).

7. Fee for Provisional Members. The Management Council approved in concept noncontroversial legislation that modifies the provisional and reclassifying membership fee structure such that the amount of the fee(s) will be determined annually by the Division III Membership Committee based on the continual analysis of expenses and benefits associated with the membership process. Review of this fee was requested by the NCAA Executive Committee. The Membership Committee found that expenses to provide educational services and support to provisional and reclassifying members have increased since the adoption of the current $19,500 fee. The committee will continually adjust the fee so that it accommodates both the cost of supporting an institution in the provisional or reclassifying membership program and also takes into account the value of NCAA Division III membership.

8. Membership Dashboard Indicators. The NCAA Executive Committee charged the Division II and III Membership Committees, with representation from the Division I Administrative Cabinet, with developing an educational initiative that would take the form of a mandatory, broad-based preliminary educational model for institutions interested in entering the provisional or reclassifying membership process in any division. An institution pursuing NCAA membership should be required to study its potential affiliations in order to ensure the institution reaches a well-informed decision. The Executive Committee indicated this model should include detailed and "user-friendly" comparisons of each division and a comparison model that highlights differences among divisions prior to an institution entering a provisional membership process. In its consideration of the Executive Committee's charge, the Membership Committee considered possible indicators that would be of value to any institution considering NCAA membership. The committee suggested that data be included among dashboard indicators such as ethnic/minority enrollment and participation; facility structure and use; personnel salary information (including athletic training staff); budget with scholarships (Divisions I and II institutions) versus budget without scholarships; length of the playing season and its financial impact on an institution; and the population of residential and nonresidential students. The committee noted the aforementioned elements should be considered in conjunction with any previous recommendations.

9. New York City College of Technology- Membership Withdrawal. The Management Council accepted the information that New York City College of Technology withdrew its NCAA membership, effective on conclusion of the 2010-11 academic year. The Membership Committee in July had recommended terminating the school's NCAA membership for failure to satisfy penalty terms. At that time, the institution was in restricted status for failure to adhere to sports sponsorship requirements for the 2007-08 and 2008-09 academic years. Since the Membership Committee's meeting, however, the institution informed the NCAA that it is withdrawing its membership. Thus, the institution will no longer be considered an NCAA member as of the 2011-12 academic year.

10. Provisional and Reclassifying Membership. The Management Council elected the following institutions to active Division III membership, effective September 1, 2012:

- Birmingham Southern College;
- Franciscan University Steubenville;
- Geneva College; and
- St. Joseph's College (Brooklyn).

Further, the Council advanced all of the following institutions into the next year of the provisional or reclassifying member program:

- Year One to Year Two: Centenary College (Louisiana).
- Year Two to Year Three: Berry College; Covenant College; Penn State Abington (which was also granted a waiver to consolidate the four-year provisional period to three years).
- Year Three to Year Four: Spalding University; State University of New York at Cobleskill.

Finally, the Council was informed that the following institutions were accepted into the Division III exploratory process for the 2011-12 academic year:

- Georgetown College.
- Houghton College.
- Kentucky Wesleyan College.
- Sarah Lawrence College.
- Southern Virginia University.
- State University of New York at Canton.
- Valley Forge Christian College.

11. Confederate Flag Policy. The Minority Opportunities and Interests Committee (MOIC) and SAAC discussed the NCAA championships policy regarding states that fly the Confederate flag. The MOIC supported action taken on this policy by the Executive Committee in April to clarify that, going forward, institutions in states that fly the confederate flag may not host predetermined championships outside of their home state. The MOIC plans to review the policy and its different application to predetermined and non-predetermined sites at a future meeting.

SAAC discussed the meaning of and emotion evoked by the Confederate flag. It was noted the messaging associated with the Confederate flag is not only contrary to equity that intercollegiate athletics represents, but also may make student-athletes feel unsafe and unwelcome. The committee discussed whether the policy should extend to both predetermined and non-predetermined championships sites and determined that any institution in a state that has the Confederate flag as part of its state flag should not be

considered a safe site for all student-athletes. It was recognized that institutions are not in control of state policy and there may be an impact on student-athletes that attend these institutions, but the committee concluded that when an institution hosts an event, the event and its related activities are not just conducted on the campus but are also in the town, community and state that may endorse values in conflict with the NCAA.

12. Safety Training for Certified Strength and Conditioning Personnel. The Management Council sponsored legislation for the 2012 Convention to require certified strength and conditioning coaches to maintain certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use, effective September 1, 2012. The Interpretations and Legislation Committee reviewed a Division I proposal that requires strength and conditioning coaches that conduct voluntary weight training and conditioning to hold an active certification in first aid, CPR and AED use. The committee noted recent legislation that permits only certified strength and conditioning coaches to conduct voluntary workouts and agreed that first aid, CPR and AED certification would provide additional safety measures for student-athletes.

13. Committee Restructuring. The Management Council sponsored noncontroversial legislation to modify the composition of the Committee on Women's Athletics and the MOIC by increasing each committee's size from 15 to 18 members, to specify that the three additional positions be filled by a president from each division, and to require equal distribution of members among each division. This action was taken in response to a related action by the Executive Committee, which dissolved the Executive Committee Subcommittee on Gender and Diversity (see Attached memo).

SAAC reviewed the proposed restructuring, and, while it recognized the value of combining the efforts of the two committees, it also noted the subcommittees' historical focuses and expertise have been on race and gender. SAAC supports the restructuring only if the nominations process for the newly composed committees specifically seeks individuals that are equipped to handle issues beyond the scope of race and gender (e.g., sexual orientation, disabilities).

14. Walter Byers Scholarship. The Management Council acknowledged the 2011 honorees: Jessica Pixler, a track and cross country runner from Seattle Pacific University, and David Gatz, a swimmer from Ohio Wesleyan University.

15. Transgender Student-Athlete Policy. The Management Council reviewed the draft policy to assist the membership with questions about fair and equitable participation by student-athletes who identify as transgender, i.e., a psychological and social identification as a man or a woman that differs from the person's sex at birth. The Presidents Council endorsed the draft policy language at it April meeting, and the Executive Committee will review the policy for adoption at its August 2011 meeting.

In addition to developing the policy, the Committee on Competitive Safeguards and Medical Aspects of Sports and the Committee on Women's Athletics have developed a resource handbook and a video to help the membership with a full understanding of the issues.

16. Membership-Sponsored Proposals. The Management Council reviewed the five membership-sponsored proposals for the 2012 Convention and referred each to relevant Division III committees to develop a position statement and legislative recommendation. All membership sponsored proposals were assigned to the Management Council by the Joint Legislative Steering Subcommittee; thus, the Presidents Council will not be asked to take a position on these proposals.

17. Chair and Vice Chair Elections. The Management Council elected Jeff Martinez, director of athletics, University of Redlands, as chair for the 2012-13 term and Terry Rupert, director of athletics, Wilmington College as vice chair**.**

Attachment
Supplement No. 8

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MEMORANDUM

June 23, 2011

TO: NCAA Division I Board of Directors
NCAA Division II Presidents Council
NCAA Division III Presidents Council.

FROM: Bernard W. Franklin
Executive Vice President of Membership and Student-Athlete Affairs/
Executive Committee Liaison/Chief Inclusion Officer.

SUBJECT: Committee Restructuring.

During its April 29, 2011, meeting the NCAA Executive Committee took action to restructure the inclusion advocacy committees within the governance structure. This action included the dissolution of the NCAA Executive Committee Subcommittee on Gender and Diversity Issues; the creation of a joint body of representatives of the NCAA Committee on Women's Athletics (CWA) and the NCAA Minority Opportunities and Interests Committee (MOIC) to provide broad oversight on inclusion matters and manage specific agendas beyond those related to race and gender; and the creation of joint CWA/MOIC subcommittees to focus on lesbian, gay, bisexual and transgender issues, physical disability, and other inclusion priorities that may arise. Additionally, the Committee noted the need for greater involvement of presidents within the substructure to provide guidance and insight at the policy development level.

To achieve this goal, the Committee is directing the divisional presidential bodies to consider legislation to modify the composition of the CWA and MOIC by increasing the committee size from 15 to 18 respectively and specify that the three additional positions be filled by a president from each division. Further, the Committee recommends equal distribution of members among each division.

The impetus for these changes was the adoption, in 2010, of an expanded framework around diversity, inclusion and gender equity that provides for greater focus across dimensions of diversity including, but not limited to, age, race, sex, class, creed, national origin, educational background, disability and gender expression, and the internal reorganization of the NCAA's inclusion office to support this mission. An examination of the charge and duties of the three primary advocacy committees within the governance structure indicated some overlap of mission but also areas where the structure was not adequately positioned to handle specific issues beyond race and gender. Additionally, there was an identified need for increased presidential involvement at the policy development level. Current composition requirements prescribe six members from Division I and three members each from Divisions II and III, with three unallocated members. The Committee supports equal representation from all divisions on these very important issues. The addition of three members per committee will permit an equal distribution of six members from each division.

BWF:jw

REPORT OF THE NCAA DIVISION III STRATEGIC PLANNING AND FINANCE COMMITTEE

[NOTE: This report represents updates in attachments only.]

***ACTION ITEMS*.**

1. Legislative Items.

- None.

2. Nonlegislative Items.

a. 2010-12 Division III Strategic Plan.

(1) Recommendation. Approve the 2011-12 Division III Strategic Plan. [Attachment A]

(2) Effective date. September 1, 2011.

(3) Rationale. The committee recommends approval of the updated Strategic Plan noting the addition of specific divisional priorities to successfully:

- Implement the partnership with Special Olympics;
- Establish a Division III-specific Academic All-America program;
- Partner with Divisions I and II to better establish an Association-wide approach to membership growth management;
- Incorporate the policy focus of the NCAA's Office of Inclusion in the division's management of diversity and gender equity issues; and
- Pursue a drug testing model focusing primarily on education, in partnership with the student affairs community and including appropriate emphasis on the role of coaches. This shall be supplemented by opportunities for voluntary, local testing while the division maintains its championships drug testing program.

(4) Estimated Financial Impact. These priorities are consistent with previously approved budget items.

(5) Student-Athlete Impact. The Division III Strategic Plan serves the best interests of student-athletes.

b. Drug Testing Models.

(1) Recommendation. Conduct further analysis and refinement of the following drug testing options:

(a) Matching grant, no required protocol.
(b) NCAA administered mini grants, both with and without required protocol.
(c) Pursue a volume discount through a request for proposal (RFP) for a limited menu of drug testing options. The division would subsidize a portion of this expense using a similar concept to the Identity Purchasing Website.

(2) Effective date. Immediate.

(3) Rationale. In response to a charge from the Presidents Council, the committee reviewed a series of nine options for fund distribution for campuses to conduct drug testing at the institution's discretion. (See Supplement No. 7b of PAG packet). The committee identified three options for further study.

First, regarding a matching grant program, the committee supported some level of institutional investment in the program, while maintaining ultimate flexibility for institutions by not requiring specific testing protocols. It was noted this will be the most attractive option for institutions already conducting campus-based drug testing.

Second, regarding NCAA administered mini-grants, the committee supported this option, both with and without requited protocols, as a way to support institutions that may not have matching funds to dedicate to drug testing. The mini grant program would provide for some control by the division of how the funds are used, while still affording a campus the flexibility to address local needs and concerns.

Finally, the committee supported the option to pursue a volume discount through RFP for a limited menu of drug testing options where the division would subsidize a portion of this expense (similar to the Identity purchasing website concept.). This option represents a favorable balance of flexibility in protocol, limiting administrative burden, and maximizing economies of scale.

The committee did not endorse models that would be connected to the Conference Grant Program or otherwise focused on the conference as an entire group, noting the desire of the conference commissioners to maintain the campus-based focus of this initiative. Also, options relying on a single protocol were not endorsed for further study. The committee expressed concern that the ultimate financial allocation for the drug testing program must be consistent with the division's reluctance to launch a national testing program, and that the final testing model must be sensitive to both the Division III philosophy of not treating student-athletes different than the general student body and the usage rates of performance enhancing versus street drugs by student-athletes.

(4) Estimated Financial Impact. A financial analysis will be included in the refinement of selected proposals for inclusion in the 2012-14 budget.

(5) Student-Athlete Impact. This is ultimately a health and safety program which will be designed to protect student-athlete well-being.

c. Ice Hockey Officiating Stipend.

(1) Recommendation. Deny the funding request of $15,000 ($50 per registrant) to subsidize Division III Ice Hockey officials' registration with ArbiterSports.

(2) Effective date. Immediate.

(3) Rationale. The national coordinator of Division III ice hockey officials sought this financial support because ice hockey has a preponderance of single sport conferences in an environment where officiating improvement funds are given to multi-sport conferences. With this request, it was noted that officiating improvement has been identified as a priority by the Division III membership and ice hockey is the first predominately single-sport conference sport to be provided education and training under the NCAA/ArbiterSports joint system.

While the Strategic Planning and Finance Committee appreciates the uniqueness of ice hockey, providing a sport-specific subsidy is inconsistent with both the division's normal treatment of officiating improvement and the ArbiterSports fee structure. Ice hockey sponsoring institutions may seek support through their multi-sport conferences, and

the ice hockey officiating community has already negotiated a $25 discount with ArbiterSports by opting to forgo receipt of the standard welcome packet.

(4) Estimated Financial Impact. None. This proposed expense was never included in a Division III budget.

(5) Student-Athlete Impact. None.

INFORMATIONAL ITEMS.

1. Committee Review of Conference Grant Requisition Forms. The committee reviewed all funding issues associated with 2011-12 conference grant requisition forms and directed the staff on which requests to approve, deny, or amend. Three themes emerged from this review. First, the committee finds it acceptable for conferences to use Tier One grant funds to provide professional development opportunities beyond the pre-approved list of events if the conference can clearly demonstrate the skills learned or the goals of the activity in question. Second, in Tier Two, the committee will approve identity related spending on projects other than Identity/Integration Symposiums, but will remind conferences that this does not satisfy the requirement to conduct such a symposium at least once in the four-year grant cycle. Also, the committee clarified its expectation that the symposiums should include both a conference based component, and specific pre-and post activities or discussions conducted by individual campuses. Finally, the committee is still requiring a level of detail in the requisitions that explain not only the topic area being addressed by a conference, but also some sense of the program's content, goals, or desired outcomes.

2. Division III Identity Initiative. The committee reviewed both existing and in-progress identity activation resources (See Supplement No. 4 of PAG packet). The committee expressed that high school coaches and guidance counselors need to be a priority audience for the next phase of identity activation. While there does seem to be success in reaching internal campus audiences with the platform messages, the public seems to be receiving only the overall NCAA platform message. Regarding the timing of Division III week, the committee endorsed the early April timeframe to accommodate outdoor activities, involve prospective student-athletes who may have recently committed to attending an institution, and to ensure that all Division III institutions are in a regular academic term.

3. **Drug Education.** The committee reviewed the proposal for an NCAA Division III-NASPA Alcohol and Other Drug Education Collaboration (See Supplement No. 7a of PAG packet). The proposal was drafted in response to the division's drug education and testing pilot and presents a framework for collaboration between the NCAA and NASPA (Student-Affairs Administrators in Higher Education) on the creation and maintenance of a drug education resource for use by both NCAA and NASPA members. The division is awaiting formal response from NASPA on this proposal.

4. **Academic Reporting Pilot**. The committee reviewed the Academic Reporting timeline for 2011-12 noting that the Presidents and Management Councils will review a preliminary report at their summer meetings, with a full report of aggregate finds in October (See Supplement No. 7d of PAG packet). The committee also noted that a presentation of these findings will be given to the Division III membership during the 2012 NCAA national Convention in Indianapolis.

5. **Division III Expense Pilot ("Dashboard Indicators").** The committee received an update on the Division III Expense Pilot.

6. **Conference Presidential Leadership Update.** The committee reviewed the preliminary findings of a survey sent to help the Division III governance structure better assess the role of presidential leadership at the conference level regarding roles, participation and expectation of the institutions' presidents (See Supplement No. 7e of PAG packet). Essentially, only two of the 42 multi-sport conferences did not conduct a presidential meeting in 2011-12. The committee noted the positive momentum represented in the survey findings and suggests that the best way to reach 100% conference participation in a presidential meeting is through personal outreach to the impacted individuals. Further, the committee requested that the staff produce a resource on conducting effective teleconference or video conference meetings for those conferences that are either geographically dispersed or otherwise not able to conduct in-person meetings.

7. **Development of Diversity and Inclusion Plan.** The committee accepted the staff recommendation to consider a specific Division III Diversity and Inclusion Plan (including relevant goals or success metrics) in the coming year, based on the NCAA's revised Inclusion framework and reorganized national office staff support.

8. **FAR Institute Pilot Success Metrics.** The committee reviewed and accepted the proposed assessment of the Division III Faculty Athletics Representatives (FAR) Fellows Institute. The purpose of this comprehensive assessment of the Fellows Institute is to measure change in program participants in the areas of knowledge, skill, behavior and attitude and to monitor the effectiveness of the program in establishing the FAR as a campus and conference leader.

9. **Division III Budget.** [Attachment B] This schedule represents where Division III stands financially as of August 1, 2011. [This item has been updated since the July 14 committee teleconference.] The results include $23,914,000 in revenue and $21,436,028 in expenses, which reflects a majority of the championship expenses, but excludes many spring events. The Division III reserve balance is expected to be $16,965,255 at year end.

Committee Chair: Jim Schmotter, Western Connecticut State University
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Division III Strategic Plan

2010-11 and 2011-12 Budget Biennium

Vision Statement: Division III will be a dynamic and engaging group of colleges, universities and conferences of varying sizes and missions committed to an environment that encourages and supports diversity, values, fairness, and equity, and places the highest priority on the overall educational experience of the student-athletes in the conduct of intercollegiate athletics.

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INTRODUCTION

The Division III strategic plan serves many purposes. It begins with the Division III Philosophy Statement to establish the framework from which the division's programs, resource allocations, and regulatory decisions are made. It then highlights the Division III Strategic Positioning Platform to clarify the practical impact of the Division III philosophy. The plan then outlines the Division's strategic priorities by outlining what must be accomplished in the current budget biennium for the division to be successful.

The plan also serves to highlight all of the programs and services offered for the division. This catalog of offerings is arranged in a way that demonstrates the connection of each Division III program to the NCAA Strategic Plan, and explains when a program or initiative is funded from Division III dollars or a different Association budget. To bring further transparency to the division's operations, the plan justifies every line of the Division III budget against the philosophy statement or NCAA Constitution. Finally, the plan includes a note on its history, which tracks the evolution of the division's entire strategic initiatives program.

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DIVISION III PHILOSOPHY STATEMENT

Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs. They seek to establish and maintain an environment in which a student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and in which coaches play a significant role as educators. They also seek to establish and maintain an environment that values cultural diversity and gender equity among their student-athletes and athletics staff. To achieve this end, Division III institutions:

(a) Expect that institutional presidents and chancellors have the ultimate responsibility and final authority for the conduct of the intercollegiate athletics program at the institutional, conference and national governance levels;

(b) Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs;

(c) Shall not award financial aid to any student on the basis of athletics leadership, ability, participation or performance;

(d) Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators;

(e) Encourage participation by maximizing the number and variety of athletics opportunities for their students;

(f) Assure that the actions of coaches and administrators exhibit fairness, openness and honesty in their relationships with student-athletes;

(g) Assure that athletics participants are not treated differently from other members of the student body;

(h) Assure that athletics programs support the institution's educational mission by financing, staffing and controlling the programs through the same general procedures as other departments of the institution. Further, the administration of an institution's athletics program (e.g., hiring, compensation, professional development, certification of coaches) should be integrated into the campus culture and educational mission;

(i) Assure that athletics recruitment complies with established institutional policies and procedures applicable to the admission process;

(j) Assure that academic performance of student-athletes is, at a minimum, consistent with that of the general student body;

(k) Assure that admission policies for student-athletes comply with policies and procedures applicable to the general student body;

(l) Provide equitable athletics opportunities for males and females and give equal emphasis to men's and women's sports;

(m) Support ethnic and gender diversity for all constituents;

(n) Give primary emphasis to regional in-season competition and conference championships; and

(o) Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities.

The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. The above statement articulates principles that represent a commitment to Division III membership and shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs by institutions and conferences.

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Division III Positioning Statement

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, all of this happens most importantly in the classroom and through earning an academic degree. The Division III experience provides for passionate participation in a competitive athletic 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.

Division III Attributes

Proportion: Appropriate relation of academics with opportunities to pursue athletics & 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.

Reasons to Believe

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**.**
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.
4. **Available financial aid.** Three-quarters of all student-athletes in DIII receive some form of grant or non-athletic scholarship. Student-athletes have equal opportunity and access to financial aid as the general student body – but are not awarded aid based on athletic leadership, ability, performance or participation.
5. **Competitive athletic programs.** Student-athletes do not receive any monetary incentive (athletic 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 athletic environment for all who participate.
6. **National championship opportunities.** Division III has over 155,000 student-athletes competing annually in 36 different national championships. These competitions provide an opportunity for student-athletes to compete at the highest level and fulfill their athletic 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 athletic opportunities on average than any other division in the NCAA, emphasizing both competitive men's and women's sports.

1. Clarify the values of Division III athletics.

- Communicate the distinct Division III philosophy as articulated in the Strategic Positioning Platform.
  - Clarify the role and purpose of Division III as a conscious alternative to the sport-specialization culture, and as an accessible and fulfilling educational and athletics destination.
  - Emphasize a fuller, more integrated academic experience as the primary goal and consideration in all divisional endeavors.
  - Achieve widespread membership participation in the activation of the Division III Identity Initiative.
  - Implement strategic partnership with Special Olympics.

- Conduct Identity and integration symposiums as part of the Strategic Initiatives Conference Grant Program. The symposiums will bring together key conference partners to discuss ways each school (and the conference as a group) might best support the integration concept, consistent with the division's unique philosophy, identity and strategic positioning platform.

- Build a partnership with the College Sports Information Directors Association.
  - Use the expertise of campus Sports Information Directors (SIDs) to communicate the story of Division III at the local level.
  - Provide SIDs with professional development opportunities to better enable this community to become strategic communicators.
  - Establish Division III-specific Academic All-America program.

- Strengthen the advocacy of Division III faculty for the values of the athletics experience.
  - Conduct a pilot Faculty Athletic Representative (FAR) Fellows Institute to offer professional development training to FARs that provide FARs with tools to communicate the Division III story to their campus peers and enhance the level of engagement of FARs across the division.

- Continue to refine the Division III growth management strategy, so that institutions joining Division III do so for values-based and philosophical reasons, as opposed to financial considerations. Partner with Divisions I and II to better establish our Association-wide approach to membership growth management.

2. Establish a greater strategic role for presidents in the Division III Governance Structure.

- Establish greater strategic focus and legislative authority within the Division III governance structure for presidents, as well as for the Presidents Council in consultation with the Chancellor/Presidents Advisory Group (PAG).

- Achieve active presidential leadership in every Division III Conference.

- Improve communication between the NCAA and the individual overseeing athletics on campus.
  - Streamline communications with DIII chancellors and presidents.
  - Effectively engage the athletics direct report.

- Build external partnerships. Do not rely solely on presidents attending the NCAA Convention; send NCAA representatives to existing higher education meetings for presidents.

3. Ensure the division is effectively managing diversity and gender equity issues.

- Incorporate the policy focus of the Association's Office of Inclusion.
- Review the objectives and establish meaningful goals for the division's programs supporting diversity and gender equity.
- Establish strategies to increase and diversify the pool of candidates for Division III committee service.

4. Establish a drug education and testing program that best protects student-athlete well-being.

- Analyze the results of the 2007-09 Drug Education and Testing Pilot and determine the most appropriate education and/or testing programs for the division.
- Use the guiding principles of student-athlete well-being, competitive equity, health and safety, cost/benefit analysis, and institutional autonomy in the analysis.
- Retain championships testing.
- Pursue a model that focuses primarily on education, in partnership with the student affairs community and includes appropriate emphasis on the role of coaches. Supplement the educational model with opportunities for voluntary local testing.

5. Assess adherence to the Division III philosophical principle that student-athletes should have academic performance consistent with the general student body.

- Conduct an academic reporting pilot to compare student-athletes and nonstudent-athletes using data currently provided to the Association and the Department of Education.

Appendix A

NCAA Goals and Related

Division III Programs and Objectives

Association Wide Goal 1: Athletics as Integral to Higher Education. Student-athletes will be better educated and prepared for increased and lifelong achievement and success.

Objectives

- Increase support of reform efforts that emerge from the governance structure.
- Increase the number of student-athletes who succeed academically.
- Increase opportunities for student-athletes to integrate their academic, athletics and social interests.
- Enhance the leadership role of athletics administrators and increase the role of coaches as advocates for the values of intercollegiate athletics.

Division III Programs and Initiatives	Desired Outcomes	Resource Allocation from Division III Budget
Conference visits by Presidents Council, Management Council, Student-Athlete Advisory Committee (SAAC) members and staff	Improve communication between and among governance structure and membership as evidenced by a satisfaction survey.	Association-wide funding
Virtual Focus Groups (VFG)	All conferences, through VFGs, will engage in dialog on a quarterly basis.	Association-wide funding
Communication Initiatives: Inform membership of policy issues, governance updates and hot topics	Conference visits, quarterly presidential updates, monthly athletics updates and periodic educational columns shall be conducted or distributed on a regular schedule.	Overhead
Annual Division III Commissioners meeting	All conferences will be represented annually; commissioners will be provided with the opportunity to discuss governance issues and Division III hot topics.	$10,000
Student-athlete leadership conferences and campus based leadership programming	At least 80 percent of eligible institutions will participate annually in DIII Student-Athlete Leadership Conferences, and 100 percent of participating coaches and administrators will become stronger advocates for the values of Division III intercollegiate athletics.	$516,000
Strategic Initiatives Conference Grant Program: Tier One-Professional Development and SAAC support, Tier Two-Student-Athlete Well Being Initiatives	All institutions will access strategic initiative conference grant dollars over a four year period, and all conferences will optimally use the full allocation of funds each year.	$860,800
National SAAC Outreach	Celebrate successful campus SAAC community outreach each quarter, engage in community outreach at each National SAAC meeting, and annually educate student-athletes about National Student-Athlete Day and other community initiatives.	Association-wide funding
Academic Reporting Pilot	Determine availability and comparability of graduation rates of student-athletes with general student body rates.	$50,000
FAR Institute Pilot	Conduct a pilot FAR Fellows institute to offer professional development training to FARs that provide FARs with tools to communicate the Division III story to their campus peers and enhance the level of engagement of FARs across the division.	$75,000

ASSOCIATION-WIDE GOAL 2: The Student-Athlete Experience. Student-athletes will be enriched by a collegiate athletics experience based on fair and reasonable standards and a commitment to sportsmanship.

Objectives

- Increase the applications of fairer and more flexible regulations that favor student-athletes.
- Increase the opportunities for women and minorities to participate in intercollegiate athletics at all levels.
- Increase sportsmanship in intercollegiate athletics among student-athletes, coaches and fans.

Division III Programs and Initiatives	Desired Outcomes	Resource Allocation from Division III Budget
Women and Minority Internship Program	The division will assess the original goals of this program to understand its legacy and to formulate future, long terms goals related to diversity of the athletics administrative and governance structures.	$820,000
Strategic Alliance Matching Grant	The division will assess the original goals of this program to understand its legacy and to formulate future, long terms goals related to diversity of the athletics administrative and governance structures.	$670,000
Strategic Initiatives Conference Grant Program: Tier Two-Diversity/Gender Equity and Sportsmanship Initiatives	All conferences and at least 50% of institutions will engage in programming related to diversity, gender equity and sportsmanship initiatives within each four-year grant cycle.	$583,850
The Nominating Committee shall annually review the NCAA's gender and diversity audit and make personal contact with targeted groups to encourage committee service	Balance membership of Division III committees to ensure the interests of all Division III constituents are represented in the governance structure.	Association-wide funding
Get in the Game Web site; AMA online	The staff will maintain an online resource to provide consistent and complete compliance information to student-athletes for the certification of eligibility process.	Association-wide funding; Provisional/Reclassifying Membership fees
Committees will exercise fair and flexible decision making when making waiver and interpretive decisions	Student-athletes will benefit from the receipt of more individual consideration of their issues in the waiver and interpretations process.	Association-wide funding
Regional Rules Seminars	Education sessions on Division III rules and regulations will be offered annually.	$15,000
Rules Test	The Membership Committee shall annually make available a clear and fair rules test that all members can access on line to comply with the condition and obligation of membership to administer the rules test.	Overhead
Conduct quality championships with fair selection processes and appropriate access	The Championships Committee will continually assess the appropriateness of bracket sizes and selection processes.	$18,684,886
NCAA/NACWAA Institute for Administrative Advancement	The division will fund this professional development opportunity for female athletics administrators in a manner most accommodating to applicant individuals.	$20,000
Division III National office and Conference Commissioner Association Sportsmanship Partnership: Be Loud, Be Proud, Be Positive Campaign and Conduct Foul Program	At least 75 percent of DIII member conferences will actively engage in monitoring and recognizing a commitment to sportsmanship annually. Emphasis shall be placed on the development of campus and conference policies for game and event management and increasing promotion of positive actions by coaches, student-athletes and fans.	$15,000
Examine demographic trends and consider whether Division III or Association-wide programming is appropriate to affect change in the division's student-athlete demographic profile	The percentage of minority individuals in the student-athlete population should be consistent with the percentage of minority individuals in the general student-body.	Association-wide funding
Officiating Improvement	Provide funding to conference offices and encourage support of officiating improvement.	$150,000

ASSOCIATION-WIDE GOAL 3: Informed Governance and Decision-Making.

Member institutions and conferences will have access to data, research and best practices that assist governance and management of intercollegiate athletics.

Objectives

- Increase opportunities and support for chief executive officers to participate and make more informed decisions about intercollegiate athletics.
- Increase opportunities for member institutions and conferences to share best practices in support of the Association's core values.
- Increase the number and quality of research initiatives on relevant issues to help member institutions and conferences make informed decisions.
- Increase opportunities for affiliated organizations to provide input for more informed decision-making.
- Enhance hiring practices for administrators, coaches and other athletics personnel, resulting in more inclusive leadership in intercollegiate athletics.

Programs and Initiatives	Desired Outcomes	Resource Allocation from Division III Budget
Establish a greater strategic role for presidents in the Division III governance structure	Establish greater strategic focus and more selective legislative authority for presidents in the Division III governance structure, as well as the Presidents Council in consultation with PAG.	Association-wide funding
Quarterly Presidential Communication	The chair of the Presidents Council will reach out to all presidents on a quarterly basis via formal correspondence.	Association-wide funding
Division III Governance Outreach to Affiliates	Governance structure representatives will engage with affiliates on an issue-specific basis (e.g., higher education association meetings, annual sports chairs and championships committee meeting, FARA annual meeting and symposium, National Association of Student Financial Aid Administrators Seminar, etc).	Overhead
Presidential Programming at the NCAA Convention	CEO involvement at the NCAA Convention will be enhanced by presidentially-focused programming.	Association-wide funding
Institutional and Conference Self Studies	All institutions and conferences will conduct regular reviews with active participation of campus/conference presidents. Presidential involvement shall promote an understanding of institutional control and the primary compliance role of presidents. Institutional reviews shall assess standards on recruiting, admissions, academic eligibility, student services, student-athlete profiles, personnel and a commitment to Division III philosophical priorities (e.g., equitable athletics opportunities for males and females.) Conference reviews shall include an assessment of conference alignments, values and priorities to support increased partnerships between conference members.	Overhead
Sports sponsorship and Institutional Self-Study audits	The Membership Committee shall annually review member compliance with sports sponsorship requirements and completed Institutional Self-Study instruments to assess compliance with membership criteria and assess educational needs of the membership. Members placed on probation shall be required to complete an athletics program assessment.	Provisional/Reclassifying membership fees
Financial Aid Reporting Process	All institutions will participate in the data-driven reporting process. Greater availability of historical data shall enable increased emphasis on the role of enforcement and penalties for future reporting years.	$10,000
Drug Education and Testing Pilot; Drug and Alcohol Education	Analyze results of academic-year round drug education and testing pilot to enable the division to establish the most appropriate drug education and testing program. Further, the division shall continue its existing drug education program during this analysis.	$225,000
Continually monitor Division III membership size and related access to championship and other services	The governance structure shall analyze data and collect feedback from institutions to continually develop a growth management strategy for Division III.	Overhead

ASSOCIATION-WIDE GOAL 4: Effective National Office Administration.
The National Office will be operated in an accountable, efficient manner.

Objectives

- Increase partnership with the membership. Better define the national office's role.
- Increase flexibility, responsiveness and efficiency of interpretations, enforcement and appeals processes.
- Increase the timeliness, clarity, conciseness and effectiveness of membership communication.
- Increase use of technology to improve the effectiveness and efficiencies of Association processes.

Programs and Initiatives	Desired Outcomes	Resource Allocation from Division III Budget
Implement use of available technology to regularly deliver NCAA messages and rules education	The governance structure will continually assess common needs and available technologies to increase the timeliness, clarity, conciseness and effectiveness of membership communication.	Overhead
Partnership with National Association of Division III Athletics Administrators	The governance structure will provide financial support to the NADIIIAA. National office staff will support this membership-led organization in its professional development offerings.	$51,000
Educate the membership on the role of the NCAA national office	Increase membership understanding of the role of the national office by including this information in governance presentations made at Leadership Conferences, Regional Seminars, conference meetings, and other appropriate venues.	Overhead
Conference Contact program	Continue to service all conferences and ensure new conferences are accommodated according to program guidelines (e.g., verbal interpretations; consistent NCAA staff contact).	Overhead
Strategic Initiative Conference Grant Program: Tier Three - Technology Grants	Provide funding to conferences offices to upgrade or maintain technical capabilities to access technical platforms used by the NCAA.	$514,250

ASSOCIATION-WIDE GOAL 5: Perceptions of the Association and Intercollegiate Athletics.
The public will gain a greater understanding of and confidence in the integrity of intercollegiate athletics and will more readily support its values.

Objectives

- Increase awareness of and advocacy for the positive values of intercollegiate athletics among the media and the public and within the membership.
- Increase the public's confidence in the Association as a whole.

Programs and Initiatives	Desired Outcomes	Resource Allocation from Division III Budget
Strategic Initiative Conference Grant Program: Tier Three-Promotions/Marketing/Division III Identity	Increase opportunities for promotion and marketing efforts on behalf of Division III institutions and conferences, consistent with the messages of the Strategic Positioning Platform.	$275,000
Bi-Annual Sports Information Directors Meeting	Increased participation and communication with the media will be reflected by at least 80 percent of DIII conference sports information directors (SIDs) participating in a bi-annual meeting.	$5,000
Research and develop Division III specific messages (PSAs) and activation tool ideas, concepts and share with the membership	The division's measureable outcomes in this area will be reconsidered after the completion of the division's strategic communications platform.	TBD
Division III Identity Initiative	Clarify and promote the unique Division III philosophy as articulated in the Division's Strategic Positioning Platform. Enable conferences and institutions to better tell the Division III story to a variety of target audiences.	$600,500
Partnership with CoSIDA	Promote academic success of Division III student-athletes through creation of separate Division III Academic All-America Program.	$44,000

Appendix B

Division III Budget Justification

Projected NCAA Division III 2011-12 Budget Breakdown		Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Revenue:		*Division III Institutions….*
Division III 3.18% Revenue Allocation	$24,358,000	
Expenses:		
Total Championships Expense	$18,648,886	Support student-athletes in their efforts to reach high levels of athletics performance, which may include opportunities for participation in national championships, by providing all teams with adequate facilities, competent coaching and appropriate competitive opportunities. (Bylaw 20.11-(n))
Strategic Initiative Conference Grant Program	$2,234,300	Place special importance on the impact of athletics on the participants rather than on the spectators and place greater emphasis on the internal constituency (e.g., students, alumni, institutional personnel) than on the general public and its entertainment needs; (Bylaw 20.11-(a))
NAD3AA Partnership	$51,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Conference Commissioners/SID Meeting	$15,000	The purpose of the NCAA is to assist its members in developing the basis for consistent, equitable competition while minimizing infringement on the freedom of individual institutions to determine their own special objectives and programs. (Bylaw 20.11)
Regional Seminar Planning	$15,000	The Association shall assist the institution in its efforts to achieve full compliance with all rules and regulations and shall afford the institution, its staff and student-athletes fair procedures in the consideration of an identified or alleged failure in compliance. (Constitution 2.8.2)
SWA Enhancement Grant Program (NACWAA/HERS)	$20,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(l))
Division-wide Sportsmanship Initiative	$15,000	Encourage the development of sportsmanship and positive societal attitudes in all constituents, including student-athletes, coaches, administrative personnel and spectators; (Bylaw 20.11-(c))
Strategic Alliance Matching Grant	$670,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(l))
Women & Minority Intern Program	$820,000	Support ethnic and gender diversity for all constituents; (Bylaw 20.11-(l))
Financial Aid Education/Enforcement	$10,000	Shall not award financial aid to any student on the basis of athletics leadership, ability, participation or performance; (Bylaw 20.11-(b))
Student-Athlete Leadership Conference	$436,000	Seek to establish and maintain an environment in which a student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and in which coaches play a significant role as educators. (Bylaw 20.11)
Campus Based Student-Athlete Leadership Programming	$80,000	Seek to establish and maintain an environment in which a student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience, and in which coaches play a significant role as educators. (Bylaw 20.11)
Drug and Alcohol Education	$125,000	Intercollegiate athletics programs shall be conducted in a manner designed to protect and enhance the physical and educational well-being of student-athletes. (Constitution 2.2)
Drug Education and Testing	$100,000	
FAR Institute	$75,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs. They seek to establish and maintain an environment in which a student-athlete's athletics activities are conducted as an integral part of the student-athlete's educational experience (preamble to philosophy statement)
Academic Reporting Stipend	$50,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students' academic programs (preamble to philosophy statement).

Projected NCAA Division III 2011-12 Budget Breakdown		Division III Philosophy Statement and Constitutional Principles Justifying Funded Programs
Expenses, continued:		
Division III Academic All-America (CoSIDA)	$44,000	Colleges and universities in Division III place highest priority on the overall quality of the educational experience and on the successful completion of all students' academic program (preamble to philosophy statement).
Officiating Improvement (Included in Tier III, Conference Grant Program)	$150,000	Support student-athletes in their efforts to reach high levels of athletics performance, which may appropriate competitive opportunities. (Bylaw 20.11-(n))
Identity Initiatives	$600,500	This initiative is reflective of the entire Division III Philosophy Statement (Bylaw 20.11).
Division III Financial Recovery Insurance	$200,000	Intercollegiate athletics programs shall be administered in keeping with prudent management and fiscal practices to assure the financial stability necessary for providing student-athletes with adequate opportunities for athletics competition as an integral part of a quality educational experience. (Constitution 2.16)
Overhead Allocation (including National Office staffing)	$856,000	N/A
Total Division III Expenses	$25,251,686	

Note: The $856,000 overhead fee covers time and miscellaneous expenses related to Division III staff and programs. The $200,000 Financial Recovery Insurance protects the budget in case of a catastrophic event that would reduce or eliminate the division's share of association wide revenue. Further, reserve funds will be used towards the championships program in this biennium.

Appendix C

History of the

Division III Strategic Plan

History

The plan was unveiled in 1998 as the division embarked on its new federated structure. The Division III Management Council Strategic Planning Subcommittee developed the framework for the plan with broad participation of the Presidents Council, Division III and Association-wide committee structure, and the Division III membership. The 2004 version of the Division III Strategic Plan was developed by a joint subcommittee of the Management and Presidents Councils consistent with the Association-wide Strategic Plan adopted by the NCAA Executive Committee in April, 2004. The 2004 plan contained many of the existing initiatives and priorities to ensure that the programs and results remain consistent with Division III objectives. However, significant changes occurred as the 2005 and 2006 plans linked the relationship to the Division III philosophy with each Association-wide goal and outlined a series of outcome measures for each goal. Another significant change occurred in 2006-07 as the Division III Strategic Initiatives Grant Program resources were funneled directly to Division III Conferences and the Association of Independents. With this change, many strategic initiatives previously administered at the NCAA national office moved to the local control of conferences and institutions. The localized program encourages collaboration and involvement of all Division III constituent group representatives in the planning, decision-making and accountability of programming and funding to achieve the goals established in the Division's Strategic Plan. Presidential oversight and accountability with the process and budget allocations, consistent with the legislated leadership role of presidents within conference governance, is paramount.

In 2008-09, the strategic plan underwent a format change to create a forward looking document that highlights the goals and expectations of a budget biennium. Much of the reporting done in previous plans was moved into a Division III Annual Report, and standard committee operations are now reflected in each committee's policy and procedure guide (available on each committee's home page on ncaa.org). The plan clearly articulates the division's funding priorities, and explains when an initiative is funded by Division III, and when it is funded by a broader Association-wide budget. The plan also includes an appendix to show the philosophical or constitutional justification for all programs funded with Division III dollars.

In 2009-10, the plan was updated to highlight the divisions near term strategic priorities. Most 2009-10 priorities resulted from a series of presidentially authored white papers on membership growth published in September 2008. **New for 2010-12, the plan was updated based on the Division's release of a Strategic Positioning Platform, and clearly defines the near- and medium-term goals the division must accomplish to be successful in embodying the platform.**

The National Collegiate Athletic Association

2010-11 Division III Budget-to-Actual (as of August 1, 2011)

	2009-10 Year-to-date Actual	2010-11 Budget	2010-11 Year-to-date Actual	Difference
Revenue:				
Division III 3.18% Revenue Allocation	24,220,734	23,914,000	23,914,000	-
Total Revenue	24,220,734	23,914,000	23,914,000	-
Expenses:				
Championship Expenses				
Men's Championships				
Baseball	1,451,017	1,692,740	1,188,258	504,482
Basketball	735,473	805,050	723,039	82,011
Cross Country	419,662	499,060	542,754	(43,694)
Football	1,296,360	1,366,150	1,257,649	108,502
Golf	400,673	498,890	465,709	33,181
Ice Hockey	246,042	314,180	334,071	(19,891)
Lacrosse	325,801	365,720	279,829	85,891
Soccer	861,497	1,001,740	907,829	93,911
Swimming & Diving	408,265	522,680	489,777	32,903
Tennis	464,179	498,360	450,377	47,983
Indoor Track	360,752	385,820	350,652	35,168
Outdoor Track	518,071	647,970	604,504	43,466
Volleyball	-	-	4,423	(4,423)
Wrestling	227,423	287,780	259,933	27,847
Championship Webcasting	15,000	15,000	-	15,000
Total Men's Championships	7,730,215	8,901,140	7,858,805	1,042,335
Women's Championships				
Basketball	817,341	928,860	874,969	53,891
Cross Country	418,053	507,820	517,039	(9,219)
Field Hockey	341,845	381,850	375,652	6,198
Golf	241,560	275,010	270,705	4,305
Ice Hockey	286,524	229,830	165,000	64,830
Lacrosse	452,249	591,180	397,325	193,855
Rowing	372,747	417,570	371,384	46,186
Soccer	963,440	976,050	1,018,261	(42,211)
Softball	1,278,421	1,292,700	934,094	358,606
Swimming & Diving	386,893	530,220	499,548	30,672
Tennis	495,459	577,320	469,485	107,835
Indoor Track	372,621	400,360	350,812	49,548
Outdoor Track	529,067	660,160	609,571	50,589
Volleyball	778,644	969,720	839,585	130,135
Championship Webcasting	15,000	15,000	-	15,000
Total Women's Championships	7,749,865	8,753,650	7,693,429	1,060,221
Championships Expense	15,480,080	17,654,790	15,552,234	2,102,556
Overhead	247,400	289,100	289,100	-
Total Championships Expense	15,727,480	17,943,890	15,841,334	2,102,556

Strategic Initiative Conference Grants	1,845,850	2,234,300	2,207,346	26,954
Other Division III Strategic Initiatives				
NAD3AA Partnership	61,698	51,000	-	51,000
SWA Enhancement Grant Program (NACWAA)	17,049	20,000	-	20,000
Division-wide Sportsmanship Initiative	11,000	15,000	13,250	1,750
Strategic Alliance Matching Grant	472,673	670,000	625,141	44,859
Women & Minority Intern Program	814,623	820,000	734,697	85,303
Regional Seminar Planning	15,000	15,000	15,000	-
S-A Leadership Conference	676,208	400,000	322,098	77,902
Campus-based Student-Athlete Leadership Programming	-	80,000	-	80,000
Drug and Alcohol Education	14,000	-	-	-
Drug Education and Testing Pilot	-	125,000	-	125,000
FAR Institute	-	75,000	71,189	3,811
Conference Commissioners Meeting	7,157	15,000	8,602	6,398
Academic Reporting Stipend	-	50,000	26,800	23,200
Division III Identity Program	129,357	600,500	335,870	264,630
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	5,594,694	872,106
Total Division III Expenses	20,931,545	24,410,690	21,436,028	2,974,663
Excess Revenue over Expense	3,289,189	(496,690)	2,477,973	
Add: Previous Year's Unallocated (Unused) Funds	14,172,756	17,461,945	17,461,945	
Total Division III Funds Available for Reserve/Future Use	17,461,945	16,965,255	19,939,917	
Less: Mandated Reserve (Note 1)	2,422,073	2,391,400	2,391,400	
Total Division III Funds Available for Contingency/Future Use	15,039,871	14,573,855	17,548,517	
Less: Encumbered for future year programs (Note 2)	970,250	-	-	
Total Division III Projected Unallocated Funds	14,069,621	14,573,855	17,548,517	
Division III Reserve Cumulative Balance (Actual)	17,461,945		19,939,917	
Division III Reserve Cumulative Balance (Projected)		16,965,255		

Note 1: In any two-year budget cycles, the reserve shall not fall below 10% of the Division III revenue allocation.

Note 2: Amount of encumbered for future year programs is based on proposed budget initiatives/increases for the next biennial budget cycle.

Budget to Actual Expense Summary
(Explanation of Budget Overages)

Men's Cross Country	Transportation is over budget by $55,000 due to an increase in commercial air and ground transportation expenses. Average cost per traveler increased $250.
Men's Ice Hockey	Due to less commercial plane space, there was an increase in charter usage causing and overage in transportation of $49,900.
Men's Volleyball	Expenses are related to committee work towards planning for 2011-12. Budget has been established for 2011-12.
Women's Cross Country	Transportation is over budget by $10,000 due to an increase in commercial air and ground transportation expenses.
Women's Soccer	Due to less commercial plane space, there was an increase in charter usage causing and overage in transportation of $48,700.

REPORT OF THE DIVISION III PRESIDENTS COUNCIL NOMINATIONS SUBCOMMITTEE

ACTION ITEM

- **None.**

INFORMATIONAL ITEMS.

1. Presidents Council Appointment. Upon recommendation by the Division III Presidents Council Nominations Subcommittee and approved by the Administrative Committee on June 9, President Thomas Chema was appointed to the Presidents Council fulfilling the remaining term of Ken Baker. President Chema's term expires at the conclusion of the January 2013 Convention when he will be eligible for reelection to an additional term not to exceed four years.

2. Presidents Council Nominations. The subcommittee began to identify prospective candidates to serve on the Presidents Council beginning in 2012. Some mandatory requirements include: Region 3, ethnic minority, female representation; and large student representation (4,000 or larger). The Presidents Council Nominations Subcommittee will discuss these vacancies further during its September teleconference.

# # # # #

Committee Chair: Jim Bultman, Hope College
Staff Liaisons: Dan Dutcher; Leah Kareti; Debbie Kresge

NCAA Government Relations Report

(July 2011)

1. Congressional Overview.

As Congress works through the early summer months, its agenda continues to be dominated by an ongoing debate regarding government spending, and a stand-off over raising the nation's $14.3-trillion debt limit. In early May, Treasury Secretary Timothy Geithner announced that the nation would hit its borrowing limit on August 2, and put the country at risk of not being able to pay its debts. In response, negotiators have self-imposed a deadline of July 1 to finish a deal that trims the budget deficit and raises the debt ceiling to avoid a default. If a deal is reached prior to Independence Day, it would provide adequate time for Congress to act on legislation before the August 2 deadline.

In the midst of a difficult economic recovery, ongoing wars and other situations abroad, the 2012 Presidential campaign has begun to move forward. President Barack Obama launched his 2012 reelection campaign in early April with an online video titled "It Begins with Us". A number of Republican challengers have officially launched their campaigns as well. The first major debate of the 2012 Republican presidential race occurred in New Hampshire on June 13, 2011. Participants included former Minnesota Governor Tim Pawlenty, former House Speaker Newt Gingrich (R-GA), Representative Michele Bachmann (R-MN), Representative. Ron Paul (R-TX), Businessman Herman Cain, former Senator Rick Santorum (R-PA), and former Massachusetts Governor Mitt Romney.

Due to a packed agenda, Congress has not focused a great deal on matters related to the amateur or professional sports communities. Without interjecting themselves, members of Congress have watched the labor negotiations of the professional sports leagues closely. Also, there has been a continued interest and push for improved safety standards for athletes at all levels of play.

2. Federal Issues.

a. Football Helmet Safety.

Mild traumatic brain injuries suffered by athletes and the effectiveness of equipment being worn to prevent these types of injuries, continues to be of interest to members of Congress. On March 16, 2011, the Children's Sports Athletic Equipment Safety Act was introduced in the House and Senate by Representative Bill Pascrell (D-NJ) and Senator Tom Udall (D-NM) respectively. Upon passage, S. 601 and H.R. 1127 would give industry groups nine months to improve the voluntary football helmet safety standards for youth athletes. After that nine month period, the Consumer Product Safety Commission (CPSC) would be given the responsibility of determining if the voluntary industry standards for new and used football helmets are adequate. If

the standards are deemed inadequate, CPSC would initiate a process to establish mandatory standards for football helmets worn by high school and younger athletes. The bills would also allow the FTC to levy civil penalties against companies that use false claims to sell sporting equipment.

To date, S. 601 and H.R. 1127 have not received significant legislative attention. However, two key Democratic members of the House Energy and Commerce committee have called for a hearing to explore ways to reduce concussions and other head injuries to football players at all levels of play and examine the voluntary helmet safety standards established by the National Operating Committee on Standards for Athletic Equipment (NOCSAE). In March, Representative G.K. Butterfield (D-NC), ranking member of the Commerce, Trade and Manufacturing Subcommittee and Representative Henry Waxman (D-CA), ranking member of the House Energy and Commerce Committee sent a letter requesting this hearing to Representative Mary Bono Mack (R-CA), chair of the Commerce, Trade and Manufacturing Subcommittee and Representative Fred Upton (R-MI), chair of the Energy and Commerce Committee. A public response to this letter has not been made available.

The NCAA government relations staff continues to work with congressional staff and share relevant information and updates on the Association's efforts to address concerns with mild traumatic brain injuries suffered by athletes on all levels of play. Additionally, the NCAA has continued to work with industry leaders to encourage transparency in their activities and pushed for the best football helmet safety standards that are scientifically possible.

b. Native American Images.

On May 5, 2011, the U.S. Senate Indian Affairs Committee held an oversight hearing titled "Stolen Identities: The Impact of Racist Stereotypes on Indigenous People." The hearing focused on the negative impact that Native American mascots and other imagery have on native and non-native people alike. Witnesses included The Honorable Tex Hall, chairman, Mandan, Hidats and Arika Nation; Suzan Shown Harjo, president, the Morning Star Institute; Charlene Teters, professor, Studio Arts, Institute of American Indian Arts; Stephanie Fryberg, associate professor of Psychology, University of Arizona; Chaske Spencer, actor/producer/partner, Urban Dream Productions; and Jim Warne, president, Warrior Society Development.

The NCAA policy which banned member institutions from displaying hostile and abusive racial/ethnic/national origin mascots, nicknames or imagery at NCAA sponsored championship events, was highlighted at numerous points during the hearing. Several witnesses credited the 2005 policy for helping to remove these negative images from the collegiate environment and in return creating a more safe and inclusive setting for native and non-native students. The NCAA government relations staff will continue to monitor the issue and provide information on the NCAA policy.

3. <u>State Issues</u>.

a. Lystedt Law.

As an extension of its concerns with the health and safety of collegiate athletes, the NCAA has worked to identify ways to properly address mild traumatic brain injuries suffered by youth athletes and has taken a leadership role in this endeavor. As a part of this overall effort, the NCAA and NFL released a joint press release on June 7, 2011, announcing a collaborative effort to seek adoption of the Lystedt law throughout the country.

The Lystedt law, which was initially passed in the state of Washington in 2009, requires athletes, parents, and coaches to be educated about the dangers associated with concussions; any student-athlete who is suspected of having a concussion must be removed from play; and the athlete will not be allowed to return to play until he/she is cleared by a licensed physician. By working in a collaborative manner, there is a hope that the NFL and NCAA can bring greater visibility to the issue and encourage state legislatures to consider and pass the law.

The NCAA government relations staff continues to work with the Council of State Governments and other national state organizations to help educate them on the related issues. To date the Lystedt Act has become law in nearly twenty-five states; in three of those states, the bills are awaiting final signature by their respective Governors' for final consideration. As the majority of state legislatures near their respective adjournment dates, we will continue to work to educate legislators as we seek additional passages in the coming year.

b. Student Athlete Right to Know Act.

Following a near unanimous passage by the Connecticut legislature, the Student Athletes' Right to Know Act was sent to Governor Dan Malloy for his signature on June 7, 2011. The Act mandates that beginning on January 1, 2012, the state's institutions of higher education that offer athletic scholarships will be required to post on their websites specific information regarding athletic scholarships, NCAA and institutional policies regarding scholarship renewal, NCAA and institutional policies regarding athletically related medical expenses, and NCAA and institutional policies on granting a student-athlete with an athletic release. The law closely resembles a measure that was signed into law in California in September 2010.

c. 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.

To date, the UAAA has been passed in 40 states, Washington D.C. and the U.S. Virgin Islands. However, due to growing concerns about the detrimental impact of athlete agents on student-athletes and membership institutions, a number of state legislatures have considered bills to amend the UAAA. Most of these new measures have sought to increase the criminal and civil penalties for violating the law, alter the definition of athlete agent to broaden the scope of individuals who must adhere to the law, and add a provision requiring that notice be given to a membership institution before an athlete agent may have contact with a student-athlete. With many state legislatures nearing adjournment, it is unclear how many of the bills amending the UAAA will be passed this year.

NCAA staff will continue to work with the National Conference of Commissioners on Uniform State Laws to provide feedback on the various proposed changes to the UAAA. The NCAA will also work in a collaborative effort to identify states of priority where we will work to seek the introduction and passage of the UAAA next year.

d. 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.

SUPPLEMENT NO. 12

Litigation Update

Will be

Distributed

At the

Meeting

SUMMARY OF SUMMER 2011 QUARTERLY MEETINGS
The National Collegiate Athletic Association

Division III Management Council **July 25-26, 2011** **Indianapolis, IN**	**Division III Presidents Council** **August 11, 2011** **Indianapolis, IN**
Kitty Baldridge, Gallaudet University Kurt Beron, University of Texas at Dallas Tim Downes, Emory University Tucker Glass, Plattsburgh State University of New York Mary Jo Gunning, Marywood University Marjorie Hass, Austin College Janine Hathorn, Washington and Lee University Portia Hoeg, Lake Forest College Kirin Khan, Mills College Bill Klika, Fairleigh Dickinson University, Florham Chris Martin, College Conference of Illinois & Wisconsin [*chair*] Jeff Martinez, University of Redlands [*vice chair*] 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 [*chair*] Thomas Chema, Hiram College Charley Edmondson, Alfred University Sharon Herzberger, Whittier College Catharine Hill, Vassar College Brian Levin-Stankevich, University of Wisconsin, Eau Claire Lisa Marsh Ryerson, Wells College Chris Martin, College Conference of Illinois & Wisconsin [*chair of Management Council*] Jeff Martinez, University of Redlands *[vice-chair of Management Council]* Fred Ohles, Nebraska Wesleyan University Rosalind Reichard, Emory and Henry College James Schmotter, Western Connecticut State University [*vice-chair*]
ABSENTEES	**ABSENTEES**
Stan Ching, Connecticut College Charles Harris, Averett University Fredina Ingold, Pennsylvania State University, Altoona	Marcia Keizs, York College Jack Ohle, Gustavus Adolphus 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 Bernard Franklin, NCAA Eric Hartung, NCAA Amy Huchthausen, NCAA Leah Kareti, NCAA, *recording secretary* David Klossner, NCAA Debbie Kresge, NCAA Kat Krtnick, NCAA Kiera Miller, NCAA Karen Morrison, NCAA Jeff Myers, NCAA Kristin Nesbitt, NCAA Delise O'Meally, NCAA	Gary Brown, NCAA Azure Davey, NCAA Daniel T. Dutcher, NCAA Mark Emmert, NCAA Bernard Franklin, NCAA Eric Hartung, NCAA Amy Huchthausen, NCAA Leah Kareti, NCAA, *recording secretary* Annie Kearns, NCAA David Klossner, NCAA Debbie Kresge, NCAA Kat Krtnick, NCAA Kiera Miller, NCAA Jeff Myers, NCAA Delise O'Meally, NCAA

Juanita Sheely, NCAA
Liz Suscha, NCAA
Mary Wilfert, NCAA
John Williams, NCAA

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:03 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 9:09 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 Communications task force and litigation update.

2. REVIEW OF RECORDS OF PREVIOUS MEETINGS.

a. Management Council Meetings – April 11-12, 2011.

Management Council. The Management Council approved the summary of its April 11-12, 2011, meetings as presented.

Presidents Council. No action necessary.

b. Presidents Council Meeting – April 28, 2011.

Management Council. No action necessary.

Presidents Council. The Presidents Council approved the summary of its April 28, 2011, meeting as presented.

c. Executive Committee Meeting – April 28, 2011.

Management Council. The Management Council reviewed the minutes of the April 28, 2011, Executive Committee meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the minutes of the April 28, 2011, Executive Committee meeting. No action was necessary.

d. Administrative Committee Actions.

Management Council. The Management Council approved the minutes of the May 10, May 16, June 9 and July 6, 2011, Administrative Committee actions.

Presidents Council. The Presidents Council approved the minutes of the May 10, May 16, June 9 and July 6, 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,
Edmundson,
Herzberger,
Khan,
Meyer, Stark

Management Council. The Management Council accepted the following topics for the Division III educational programs at Convention:

- Legislative Hot Topics- Recruiting. The session should cover current legislation, highlighting rules application and recent non-controversial updates and then include a discussion of the impact of recruiting rules on institutional enrollment strategy, life-work balance of coaches, and other hot topics.

- Division III Student-Athlete Experience. This session will use the results of the NCAA Growth, Opportunities, Aspirations, and Learning of Students in College (GOALS) and the Higher Educational Research Institute (HERI) study at UCLA to highlight significant elements of the student-athlete experience and discuss what institutions or conference could do with these findings. Examples of information covered include college choice, satisfaction with academic, athletics and extracurricular activities, time demands, community engagement, and self gains.

- NADIIIAAA programming. The division will again give NADIIIAA one if its 90 minutes Convention programming slots, and will request that NADIIIAA consider covering budgeting of Division III athletics departments and use of technology in Division III athletics departments, based on the membership survey results.

Presidents Council. No action was necessary. The Council noted that the 2012 Convention will include the same core schedule as 2011, with Presidents Council commitments beginning with a breakfast meeting on Thursday, January 12 and ending with the business session scheduled for 8 am to noon on Saturday, January 14. The Convention will be held in Indianapolis.

(2) Strategic-Planning and Finance Committee.

Staff Liaisons:
Barnett,
Dutcher,
Hartung,
Huchthausen,
Kareti
Kresge
Worlock,

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

(a) 2012 Division III Strategic Plan.

Management Council. The Council approved the 2011-12 Division III Strategic Plan noting the addition of specific divisional priorities to successfully:

- Implement the partnership with Special Olympics;
- Establish a Division III-specific Academic All-America program;
- Partner with Divisions I and II to better establish an Association-wide approach to membership growth management;
- Incorporate the policy focus of the NCAA's Office of Inclusion in the division's management of diversity and gender equity issues; and
- Pursue a substance use deterrence model focusing primarily on education, in partnership with the student affairs community and including appropriate emphasis on the role of coaches. This shall be supplemented by opportunities for voluntary, local testing while the division maintains its championships drug testing program.

The Management Council concluded that these priorities are consistent with previously approved budget items and serve the best interests of student-athletes.

Presidents Council. The Presidents Council approved the Strategic Plan, with the exception of the recommendation related to the financial support of voluntary, local drug testing [See item (b) below].

(b) Drug Testing Models.

Management Council. The Council approved the committee's recommendation to conduct further analysis and refinement of the following drug testing options:

- Matching grant, no required protocol.
- NCAA administered mini grants, both with and without required protocol; and
- Pursue a volume discount through a request for proposal (RFP) for a limited menu of drug testing options. The division would subsidize a portion of this expense using a similar concept to the Identity Purchasing Website.

First, regarding a matching grant program, the committee supported some level of institutional investment in the program, while maintaining ultimate flexibility for institutions by not requiring specific testing protocols. It was noted this will be the most attractive option for institutions already conducting campus-based drug testing.

Second, regarding NCAA administered mini-grants; the committee supported this option, both with and without required protocols, as a way to support institutions that may not have matching funds to dedicate to drug testing. The mini-grant program would provide for some control by the division of how the funds are used, while still affording a campus the flexibility to address local needs and concerns.

Finally, the committee supported the option to pursue a volume discount through RFP for a limited menu of drug testing options where the division would subsidize a portion of this expense (similar to the Identity Purchasing Website concept). This option represents a favorable balance of flexibility in protocol, limiting administrative burden, and maximizing economies of scale.

The committee did not endorse models that would be connected to the Conference Grant Program or otherwise focused on the conference as an entire group, noting the desire of the conference commissioners to maintain the campus-based focus of this initiative. Also, options relying on a single protocol were not endorsed for further study. The committee expressed concern that the ultimate financial allocation for the drug testing program must be consistent with the division's reluctance to launch a national testing program, and that the final testing model must be sensitive to both the Division III philosophy of not treating student-athletes different than the general student body and the usage rates of performance enhancing versus street drugs by student-athletes.

A financial analysis will be included in the refinement of selected proposals for inclusion in the 2012-14 budget.

Presidents Council. In consultation with the Presidents and Chancellors Advisory Group (PAG), the Presidents Council determined that the Division III substance use deterrence strategy should not include the use of financial resources to support optional, campus based drug testing. The PAG and Council concluded that the level of use of performance enhancing substances, as reflected in the results of the division's drug education and testing pilot, does not warrant such an allocation of resources. Rather, the division should focus its efforts and financial resources on education that targets alcohol and other drugs.

(c) Ice Hockey Officiating Stipend.

Management Council. The Council approved the committee's recommendation to deny the funding request of $15,000 ($50 per registrant) to subsidize Division III Ice Hockey officials' registration with ArbiterSports.

The national coordinator of Division III ice hockey officials sought this financial support because ice hockey has a preponderance of single sport conferences in an environment where officiating improvement funds are given to multi-sport conferences. With this request, it was noted that officiating improvement has been identified as a priority by the Division III membership and ice hockey is the first predominately single-sport conference sport to be provided education and training under the NCAA/ArbiterSports joint system.

While the Strategic Planning and Finance Committee appreciates the uniqueness of ice hockey, providing a sport-specific subsidy is inconsistent with both the division's normal treatment of officiating improvement and the ArbiterSports fee structure. Ice hockey sponsoring institutions may seek support through their multi-sport conferences, and the ice hockey officiating community has already negotiated a $24 discount with ArbiterSports by opting to forgo receipt of the standard welcome packet.

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

(d) Identity Activation for 2011-12.

Management Council. The Council reviewed both existing and in-progress identity activation resources. Regarding Division III week, the Council endorsed an early April timeframe to accommodate outdoor activities, involve prospective student-athletes who may have recently committed to attending an institution, and to ensure that all Division III institutions are in a regular academic term. The division should consider moving Division III week to different times in different years, targeting an October implementation for 2012-13.

The Council reviewed the use of the Purchasing Website and institutional and conference credits, and discussed items to be made available for the 2011-12 site. Consistent with the findings of the Strategic Planning and Finance Committee, the Council expressed that the communication efforts need to give greater emphasis to the high school community, including prospective student-athletes and their parents, and high school coaches and admissions counselors. The division should also consider whether different areas of the country would benefit from a different

communications strategy (based on the concentration of Division III institutions in the region). The Council advised that the division should provide materials and talking points to campuses, who can then reach out to applicable high school audiences. As part of this strategy, the division must ensure that its message points are relevant to college coaches, prospective student-athletes and their parents and coaches. The division should also consider the impact on institutions of having many messages to convey (institutional, conference, NCAA, and other affiliations such as religious or state.)

The Council also reviewed plans to develop a customizable video that communicates the overarching Division III platform and also allows for an institution or conference to add local content. A set of instructions or best practices should accompany the video to provide guidance on how to effectively accomplish the customization.

Finally, the Council received an update on the Division III Special Olympics partnership, which officially launched August 1, 2011. Representatives from Special Olympics or North America and guest speaker Jason Plante from Special Olympics Indiana joined the Council for its joint meeting with the Student-Athlete Advisory Committee. It was noted that most Division III championships will include Special Olympics events in 2011-12, and that the division will launch a website supporting this initiative on August 1.

Presidents Council. No action was necessary.

(e) Drug Education/NASPA Collaboration.

Management Council. The Council reviewed the committee's report regarding a proposal for an NCAA Division III-NASPA Alcohol and Other Drug Education Collaboration. The proposal was drafted in response to the results of the division's drug education and testing pilot and presents a framework for collaboration between the NCAA and NASPA (Student-Affairs Administrators in Higher Education) on the creation and maintenance of a drug education resource for use by both NCAA and NASPA members. The division is awaiting formal response from NASPA on this proposal. No action was necessary.

Presidents Council. No action was necessary.

(f) Academic Reporting Pilot.

Management Council. The Council reviewed the Academic Reporting timeline for 2011-12 and noted that a full report of aggregate findings will be shared in October. It is expected that these findings will be shared with the full membership at the 2012 Convention.

Presidents Council. No action was necessary.

(g) Conference Presidential Leadership Update.

Management Council. The Council reviewed the findings of a survey to assess the role of presidential leadership at the conference level regarding roles, participation and expectation of the institutions' presidents. Essentially, only two of the 42 multi-sports conferences did not conduct a presidential meeting in 2010-11. The committee noted the positive momentum represented in the survey findings and suggests that the best way to reach 100% conference participation in a presidential meeting is through personal outreach to the impacted individuals. Further, the committee requested that the staff produce a resource on conducting effective teleconference or video conference meetings for those conferences that are either geographically dispersed or otherwise not able to conduct in-person meetings. No action was necessary.

Presidents Council. No action was necessary.

(h) Division III Budget.

Management Council. The Council reviewed the division's budget report as of June 27, 2011. The results include $23,914,000 in revenue and $18,848,799 in expenses, which reflects a majority of the championship expenses, but excludes many spring events. The Division III reserve balance is expected to be $16,965,255 at year end. No action was necessary.

Presidents Council. The Presidents Council reviewed the division's budget report as of June 27, 2011. No action was necessary.

(3) Joint Legislative Steering Subcommittee.

Staff Liaisons:
Dutcher,
Huchthausen,
Kareti
Myers

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

(a) Approval of guiding principles.

Management Council. The Management Council accepted the guiding principles developed by the subcommittee for its evaluation of legislative proposals. These guiding principles will serve as a standard filter by which the subcommittee can conduct its work in an efficient manner. Further, it will bring a level of transparency to the process for the membership and governance structure to better understand the lens through which the subcommittee will evaluate legislative proposals as to its either strategic or operational focus. The subcommittee noted the importance of maintaining the discretion to forward any proposal to the Presidents Council as it deems necessary; however, it agreed the following principles would establish a framework for its work:

i. Significant financial impact;
ii. Significant effect on legislative principles as addressed in the Division III philosophy statement or strategic positioning platform;
iii. Other issues affecting strategic priorities of the division; and
iv. Significant Association-wide impact.

Presidents Council. The Council accepted the information.

(b) Referral of 2012 NCAA Convention Legislation to NCAA Division III Presidents Council (Membership – Conference Membership Benefits, Conditions and Obligations).

Management Council. The Council referred to the Presidents Council for consideration the 2012 NCAA Convention legislative recommendation from the NCAA Membership Committee regarding conference membership benefits, conditions and obligations. (See page 25 for related action.)

This proposal is a companion to the proposal already sponsored by the Presidents Council regarding core membership for automatic qualification purposes. While this recommendation largely brings consistency to the legislated benefits, conditions and obligations regarding conference membership, its connection to the automatic qualification proposal and impact on conference membership warrants presidential review.

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

(c) Referral of 2012 Convention Legislation to Presidents Council (Playing and Practice Seasons – Required Sickle-Cell Testing).

Management Council. The Council referred to the Presidents Council for consideration the 2012 Convention legislative recommendation from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports regarding required sickle-cell testing. (See page 40 for related action.)

This recommendation addresses an issue that has received regular attention by the governance structure, including the Presidents Council, for nearly two years. The significant health and safety impact along with the potential liability issues support the Presidents Council continued involvement on this matter.

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

(d) Referral of 2012 Convention Legislation to Presidents Council (Executive Regulations – Professional Sports Organizations' Financial Sponsorship of Intercollegiate Competition Events and Ancillary Activities).

Management Council. The Council referred to the Presidents Council for consideration the 2012 Convention legislative recommendation from the NCAA Division III Championships Committee regarding professional sports organizations financial sponsorship of intercollegiate athletics competition events and ancillary activities. (See page 16 for related action.)

This recommendation is in response to the Presidents Council withdrawal of NCAA Division III Proposal No. 2011-13 during the 2011 NCAA Convention. The Presidents Council agreed to withdraw the proposal and charged the national office to more thoroughly examine the issue and return with a more complete proposal to address the involvement of professional sports organizations with intercollegiate competition and other events in a manner consistent with the Association's amateurism principles. This same proposal will be considered in all three divisions as it has an Association-wide impact regarding the administration of NCAA championships. For these reasons, this proposal warrants presidential review.

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

(e) Referral of 2012 Convention Legislation to NCAA Division III Management Council (Personnel – Certified Strength and Conditioning Coaches – Required Sports-Safety Training).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 Convention legislative recommendation from the NCAA Division III Interpretations and Legislation Committee regarding required sports-safety training for certified strength and conditioning coaches. (See page 36 for related action.)

While this proposal is based on health and safety concerns, it addresses them through an operational requirement that is an extension of existing legislation.

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

(f) Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – Football – Testing During Five-Day Acclimatization Period).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 Convention legislative recommendation from the Committee on Competitive Safeguards and Medical Aspects of Sports regarding testing during the five-day acclimatization period in football. (See page 41 for related action.)

This proposal modifies the methods of communication that can be used during the recruitment process, but does not materially impact the principles of recruiting, thereby rendering it an operational matter.

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

(g) Referral of 2012 Convention Legislation to Management Council (Recruiting – Permissible Electronic Transmissions).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 membership-sponsored Convention legislation regarding the elimination of the restrictions on electronic correspondence. (See page 47 for related action.)

This proposal modifies the methods of communication that can be used during the recruitment process, but does not materially impact the principles of recruiting, thereby rendering it an operational matter.

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

(h) Referral of 2012 Convention Legislation to Management Council (Eligibility – Hardship Waiver – Practice After Injury).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 membership-sponsored Convention legislation regarding practice after a season-ending injury. (See page 47 for related action.)

This proposal is operational in nature as it impacts a student-athlete's eligibility for a hardship waiver.

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

(i) Referral of 2012 Convention Legislation to Management Council (NCAA Membership – Conditions and Obligations of Membership – Eliminating Regional Rules Seminar Attendance Requirement).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 membership-sponsored Convention legislation regarding elimination of the Regional Rules Seminar attendance requirement to the Management Council for consideration. (See page 46 for related action.)

This proposal is operational in nature as the elimination of this requirement does not have a significant philosophical or strategic impact.

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

(j) Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – Required Day Off – Voluntary Strength and Conditioning Activities Prohibited During Required Day Off).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 membership-sponsored Convention legislation regarding the prohibition of voluntary workouts conducted by a certified strength and conditioning coach on the mandatory day off during the playing season and outside the playing season. (See page 47 for related action.)

This proposal is operational in nature as the extension of the mandatory day off legislation does not have a significant philosophical or strategic impact.

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

(k) Referral of 2012 Convention Legislation to Management Council (Playing and Practice Seasons – General Playing Season Regulations – Post-season Activities Exempting One Postseason Championship from the 18 or 19 Week Declared Playing Season).

Management Council. The Council accepted for consideration, but did not forward to the Presidents Council, the 2012 membership-sponsored Convention legislation regarding one postseason championship to occur outside the playing season and to exempt one postseason championship from the maximum contest limits. (See page 47 for related action.)

This proposal is operational in nature since it primarily involves scheduling matters which is handled at the administrative, rather than presidential, level at each institution.

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

b. Management Council Subcommittees.

Staff Liaisons: Davey, Nesbitt

Council Reps: Ching, Downes, Harris

(1) Academic Issues Subcommittee.

- **Waiver Directive – Cooperative Educational Work Experience.**

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

For waivers of NCAA Bylaw 14.1.8.1 for those student-athletes seeking a waiver of full-time enrollment for the 2011-12 academic year and thereafter, a waiver shall be granted for student-athletes participating in a cooperative educational work experience program that is not a required element of the institution's degree program, if the request demonstrates the experience is common or highly recommended in the field of study. To substantiate this assertion, the following documentation must be provided:

1. Official Statement. A statement from the institution's academic authority that confirms both:

   a. The program is common and/or highly recommended in the student-athlete's field of study, and
   b. The student-athlete meets the institutional requirements necessary for participation in the program.

2. Institutional Materials. The pertinent portion(s) of any institutional material(s) that reflect that cooperative educational work experience is common and/or highly recommended in the student-athlete's field of study (e.g., the institution's course catalog, program literature or the official bulletin specific to the student-athlete's degree program or major).

In addition, when reviewing these requests, the subcommittee will refer to the applicant institution's academic eligibility standards to gauge the student-athlete's academic achievement. This policy is consistent with the Division III philosophy that the institution's own academic standards are the appropriate benchmarks for academic success.

The Management Council had referred this issue to the subcommittee on recommendation from the NCAA Division III Interpretations and Legislative Committee after noting the subcommittee often grants full-time waivers for nonrequired programs if the institution can demonstrate that

the program is recommended and/or common for the field of study or profession. As a result, the committee agreed that a waiver directive for nonrequired programs would clarify and reduce the burden on schools submitting waivers in these circumstances.

Presidents Council. No action was necessary.

Staff Liaisons: Brooks, Oakes

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

(2) Subcommittee for Legislative Relief.

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

Presidents Council. No action was necessary.

Staff Liaisons: Myers, Nesbitt

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

(3) Playing and Practice Seasons Subcommittee.

- **Review of waiver per NCAA Division III Bylaw 17.1.13.**

Management Council. The Council approved the committee's recommendation to deny a request from North Central College to conduct its nontraditional segment for the sport of softball during its "D-term," a nonrequired period that comprises the first portion of the institution's regular winter term. The subcommittee determined that the institution's nontraditional academic calendar did not interfere with the institution's ability to conduct its non-traditional segment. The institution had nine weeks in the fall term, ample time to conduct the four or five week nontraditional segment. The subcommittee was sympathetic to the institution's plight regarding lack of facility time, but indicated this was a concern for many institutions and was not sufficient rationale for waiving the requirements of Bylaw 17. Granting the waiver would not positively impact student-athlete well being and could provide a greater competitive advantage by condensing the time period between the nontraditional segment and traditional segment.

Presidents Council. No action was necessary.

c. Division III Committees.

(1) Championships Committee.

Staff Liaisons: Gentry, Suscha, Williams

Council Reps: Downes, Martin, Nelson

(a) NCAA Bylaw 21.3 Association-Wide Committees – Rules committees without Championships Administration Responsibilities.

Management Council. The Management Council approved in concept noncontroversial legislation to modify NCAA Division III Bylaw 21.3 to include new stand-alone rules committees for the sports of swimming and diving, track and field and cross country, and wrestling. The new

rules committees will consist of nine members (four Division I representatives, two Division II representatives, two Division III representatives and a secretary-rules editor). The modification will create corresponding changes to Bylaws 21.4 and 21.7.5.5.5.

In response to a request for feedback from the NCAA Playing Rules Oversight Panel (PROP), the relevant sport committees discussed the creation of separate rules-making committees and identified several positive outcomes, including a more focused effort on the part of divisional representatives to the rules-making process and greater reach among the membership with respect to sport-focused committee composition. In addition, a move to separate rules committees underscores the importance of a rules-making process that addresses the entirety of the competition season.

The sport committees emphasize the need for regular dialogue with the new rules-making committees to allow for meaningful input in the rules-making process, including the development of rules surveys. For the sports of track and field and cross country and swimming and diving, the committees suggest that, as individuals are evaluated in the nominating process, attention be paid to expertise in the various disciplines within the sport (e.g., diving for swimming and diving, distance running, throws, pole vault, etc. for track and field and cross country).

The estimated budget impact is $30,000 ($10,000 per committee). The rules committees will conduct one in-person meeting on an annual basis. The expense will be covered through a reallocation within the existing budget.

In its approval, the Council expressed concern that the Association-wide rules committees consider the financial impact on Division III campuses of any rules changes.

Presidents Council. No action was necessary.

(b) Bylaw 31.3.3.2.2 Secondary Criteria – Ranking and Selection.

Management Council. The Council approved the committee's recommendation for football only, to modify Bylaw 31.3.3.2.2 to reflect that, when all criteria are equal among teams with undefeated records in the primary criteria, the NCAA Division III Football Committee can evaluate a team's performance in the previous championship season in the secondary criteria for ranking purposes only.

The maximum number of games that a football team can play is 10. The conference schedule typically determines 80 to 90 percent of those games, which is significantly higher than any other sport. After taking into account conference games (an automatic .500 strength-of-schedule), the committee is left with only one or two games that have statistical significance with the existing criteria. Thus, the rankings/selections data provides very little objective information to use in ranking teams. The data that is available in the primary criteria for the first two rankings, and sometimes also for the third ranking, often includes only the win-loss percentage and strength-of-schedule [opponents' win-loss percentage (OWP) and opponents' opponents' win-loss percentage (OOWP)].

Limited or no data is available for in-region head-to-head competition, in-region results versus common opponents and in-region results versus ranked teams. It is also very common for fifteen or more teams to have no losses.

Under the existing selection criteria, a good team in a strong conference is at a significant disadvantage. For example, College A and College B are both 10-0. Ninety percent of their schedules reflect a .500 OOWP, since each conference has an equal number of wins and losses, even though College A plays in a strong conference and had a much tougher road getting to 9-0 than College B. Moreover, no teams in contention are willing to play College A in a 10th contest, so it is forced to schedule a weaker team, resulting in strength-of-schedule slightly less than .500. In contrast, College B, from a weaker conference, has many opportunities to schedule a 10th contest, so it schedules and beats a decent team, resulting in strength-of-strength slightly over .500. Based on the data, the committee has no choice but to rank College B over College A, even though it believes that College A is superior to College B.

Permitting the committee to consider a team's performance in the previous championship season would provide an additional criterion to use to evaluate the teams and distinguish one undefeated team from another. Unlike many sports, a football team's success is based on the performance of a significant number of players; thus the rise and fall of a team is usually not affected by the graduation of a few players. If a team has done well in the previous championship and is currently undefeated, there is a significant probability that the team's prior success is an indicator of future success.

Presidents Council. No action was necessary.

(c) Bylaw 12.6.1 Professional Sports Organizations and Bylaw 31.1.12 Restricted Advertising and Sponsorship Activities.

Management Council. The Council approved the committee's recommendation to sponsor legislation for the 2012 Convention to specify that a professional sports organization (1) may serve as a financial sponsor of an intercollegiate competition event (e.g., regular season, conference

championship, NCAA championship, other postseason completion), provided the organization is not publically identified as such; and (2) 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.

In the fall of 2010, the NCAA Division III Presidents Council withdrew NCAA Division III Proposal No. 2011-2-6 regarding advertising and sponsorship by professional sports organizations for NCAA championships. The original impetus for the proposal focused solely on marketing and promotional activities and did not fully contemplate other financial arrangements that are typically associated with various contracts used in the overall championships process. For example, elements such as control of concession revenue, operation of suites and assignment of tickets are often negotiated as part of the overall agreement with a stadium or venue and host institution or conference. Inherent to these contractual issues is a mutual agreement between the NCAA, host institution or conference and facility regarding any number of operational and financial considerations that flow in both directions. In some cases, the facility used is owned or controlled by a professional sports organization (e.g., National Football League team, minor league baseball team).

Each division has been operating under a waiver for NCAA championships that have occurred since the issue was originally raised and a legislative change is necessary for future NCAA championships.

While the original issue centered on NCAA championships, the proposed legislative action item is presented to apply for any intercollegiate competition event so that institutions and conferences would not be held to a different standard than the NCAA. Each division is not required to have the same legislation for institutions, conferences and the NCAA within its own division. It is strongly advised, however, that each division agree on the same legislation for NCAA championships (competition and ancillary events) in order to ensure a consistent championships experience for student-athletes in all divisions. In particular, for combined championships such as men's lacrosse (Divisions I, II and III), women's lacrosse (Divisions II and III), and women's rowing (Divisions I, II and III), a result that has the divisions with different legislation for NCAA championships creates practical implications that would likely mean combined championships would no longer occur.

Presidents Council. The Presidents Council agreed to sponsor legislation for the 2012 Convention.

(d) Bylaw 31.1.9.1 Failure to Adhere to Policies and Procedures - Financial Penalties.

Management Council. The Council approved in concept the committee's recommendation to adopt an administrative regulation to modify Bylaw 31.1.9.1 to increase the maximum penalty that may be imposed

for an institution's failure to adhere to published administrative procedures for the submission of regular-season results, availability questionnaires and/or entry forms, from $300 to $600.

The $300 maximum financial penalty for failure to adhere to policies and procedures governing championships administration has not increased since the adoption of the provision. Research suggests that $600 in today's dollars is the equivalent of $300 when the original legislation was adopted. This proposal increases the maximum fine that may be imposed without seeking prior Championships Committee approval. Any fine above $600 would continue to require prior Championships Committee approval.

Presidents Council. No action was necessary.

(e) Championship Bench Size Limits.

Management Council. The Council approved the committee's recommendation to adjust bench size limits for the championships noted below 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 (refer to Nonlegislative Action Item b). Established squad size limits (i.e., the number of student-athletes permitted to participate in a contest) will remain unchanged.

- Baseball – from 34 to 35;
- Field hockey – from 32 to 34;
- Football – from 72 to 75;
- Men's lacrosse – from 38 to 42;
- Men's and women's soccer – from 32 to 35;
- Men's and women's tennis – bench area not applicable, but the number of participants eligible for practice and pre-match warm-up changes from eight to nine; and
- Men's and women's ice hockey – due to current playing rules, bench area remains at 27 and number of participants eligible for pre-game warm-up remains at 22 (not more than 19 skaters and three goalkeepers) for the 2012 championships, but number of participants changes from 21 to 23.

The committee is recommending the bench size increases 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 Division III championships. The Management Council should anticipate a follow-up recommendation for review during its October 2011 meeting for corresponding increases to the squad size and travel party of the applicable sports as part of the 2012-14 biennium championships budget request.

The committee suggests this two-step approach in order to respond to immediate concerns about providing additional student-athletes access to the championships experience while focusing on the interest to fully fund the experience whenever possible. And, while the committee considered an unfunded or partially funded approach to bench size expansion, it determined that a fully funded experience better controls for competitive equity and undue pressure on facilities.

By sport recommendations were based on data compiled from previous championships, including a review of the average squad sizes of previous championship participants, and input requested from sport committees. The committee concluded that the existing limits in some sports were adequate and, as a result, did not recommend changes for those sports. As part of its analysis, the committee evaluated total championship opportunities by gender to ensure that the proposed bench size increases do not disproportionately favor one gender over the other.

Funding for the additional bench size 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 Championships Committee recommends that the increases would be fully funded, pending budget approval.

Management Council members noted that their endorsement of the policy changes regarding the bench area for 2011-12 should not be interpreted as a blanket endorsement for budget allocations for squad size adjustments in subsequent years. The Council pointed out that it is only one of several enhancements to the student-athlete championships experience that will be considered when the 2012-14 budget is considered (increases in per diem and more flexibility with ground transportation are examples of others).

Presidents Council. No action was necessary.

(f) Bylaw 31.1.5 Squad Limits.

Management Council. The Council approved the committee's recommendation to approve a one-year waiver of the administrative regulation contained within Bylaw 31.1.5 for those sports contained within the championships bench size limits recommendation, specifically baseball, field hockey, football, men's lacrosse, men's and women's soccer, and men's and women's tennis.

The existing bylaw limits the number of student-athletes permitted in competitive uniform at the start of the competition to the squad size established for the sport. With expanded championships access allowed through the championships bench size limits recommendation, the

permissible number of student-athletes in competitive uniform can exceed the squad size limit. A one-year waiver would allow the designation of the appropriate number of student-athletes in competitive uniform to comply with the recommendation contained within the championships bench size limits recommendation.

Presidents Council. No action was necessary.

(g) Team Personnel – Travel Party and Bench Size Requirement.

Management Council. The Council reviewed the committee's report regarding travel party and bench size requirements. As a part of its discussion concerning championships bench size limits, the committee also considered recommendations to accommodate non-student-athlete personnel as part of the bench area limits. Pending the approval of the forthcoming recommendation concerning squad size increases, the committee anticipates submission of a companion proposal that, by the 2012-13 academic year, will require institutions in team sports other than golf and tennis to include an athletic trainer or team physician as a member of the existing travel party in order to receive travel expenses for that position in the travel party. For football, the requirement will be applicable for two such positions. If an institution does not comply, then that spot(s) in the travel party will not be eligible for reimbursement. Institutions also will be allowed to include one additional medical personnel (which could be a student-athlete trainer) – or two additional for football – in the bench area at the institution's expense. In addition, the committee intends to propose that an additional member of the travel party be designated for a team administrator as part of the 2012-14 biennium championships budget request. Currently, while it is required for participating institutions to bring an administrator who does not have other specified duties at the championship, that person is not funded. No action was necessary.

Presidents Council. No action was necessary.

(h) Sport Committee Appointments.

Management Council. The Council accepted the information that the committee's made the following appointments to sports committees. All appointments will be effective September 1, 2011, unless otherwise noted.

- Division III Baseball Committee. Mid-Atlantic region: Bill Stiles, director of athletics and recreation, Alvernia University.
- Division III Women's Basketball Committee. East region: Tara Ruckh, women's basketball coach, State University of New York at Potsdam. Great Lakes region: Dixie Jeffers, women's basketball coach/senior woman administrator, Capital University.

- Division III Field Hockey Committee. North Atlantic region: Wendy Andreatta, head field hockey coach, University of Rochester.
- Division III Football Committee. South region: Loren Dawson, head football coach, Austin College.
- Division III Women's Ice Hockey Committee. ECAC East Hockey League: Renee Hellert, assistant director of athletics, New England College.
- Division III Men's and Women's Track and Field Committee. Atlantic region: Mary Kate Curran, head women's track and field coach, St. Lawrence University.
- Division III Women's Volleyball Committee. Immediate vacancy replacing Sue DuMars – Mid-Atlantic region: Pamela Samuelson, director of athletics, Susquehanna University. Immediate vacancy replacing Elise Cooper – New York region: Jonathan Penn, head women's volleyball coach, Vassar College. September vacancy – West region: Mari Burningham, head women's volleyball coach, University of Redlands.
- Division III Wrestling Committee. Immediate vacancy replacing Frank O'Brien – Midwest region: Dick Simmons, associate director of athletics, Cornell College.

Presidents Council. No action was necessary.

(i) Men's and Women's Basketball Officials ArbiterSports Test.

Management Council. The Council accepted the information that the committee approved a proposal from the NCAA Division III Men's and Women's Basketball Committees (and supported by Division III conference commissioners) that all basketball officials must take and pass an online test on ArbiterSports in order to be considered for selection to work the NCAA Division III Men's or Women's Basketball Championships. The policy is effective with the 2011-12 season.

In order to access the test, an official must register through ArbiterSports and pay a $100 membership fee. Therefore, any official who wants to be considered for NCAA championship selection must register on this website.

Presidents Council. No action was necessary.

(j) Go Ground Transportation Program.

Management Council. Juanita Sheely, NCAA travel and insurance manager, visited the Council to provide an update and receive feedback on the NCAA's Go Ground Transportation pilot program.

Presidents Council. No action was necessary.

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.

- **NCAA Bylaw 19.5.2 – Penalties for Major Violations.**

Management Council. The Council ratified a policy and procedure to revise Bylaw 19.5.2, per the following:

19.5.2 Penalties for Major Violations

19.5.2.1 Presumptive Penalty. The presumptive penalty for a major violation, subject to exceptions authorized by the Committee on Infractions on the basis of specifically stated reasons, shall include all of the following:

(a) A two-year probationary period (including a periodic in-person monitoring system and written institutional reports);

(b) The reduction in the number of expense-paid recruiting visits to the institution in the involved sport for one recruiting year;

(c) **A restriction on activities and benefits provided during un-official visits**.

(d) A requirement that all coaching staff members in the sport be prohibited from engaging in any off-campus recruiting activities for up to one recruiting year;

(e) A requirement that all institutional staff members determined by the committee knowingly to have engaged in or condoned a major violation be subject to:

- Termination of employment;
- Suspension without pay for at least one year;
- Reassignment of duties within the institution to a position that does not include contact with prospective or enrolled student-athletes or representatives of the institution's athletics interests for at least one year; or
- Other disciplinary action approved by the committee.

(f) Sanctions precluding postseason competition in the sport, particularly in those cases in which:

- Involved individuals remain active in the program;
- A significant competitive advantage results from the violation(s); or
- The violation(s) reflect a lack of institutional control.

(g) Institutional recertification that the current athletics policies and practices conform to all requirements of NCAA regulations.

[Remainder of 19.5.2 unchanged]

It has come to the attention of the office of the Committees on Infractions that, over the past decade or so, many institutions have moved away from using official paid visits as a recruiting tool in favor of unofficial visits. A limitation on the number of expense-paid ("official") visits is a penalty available to the Committees on Infractions in all three divisions under Bylaw 19.5.2. (2010-11 NCAA Manuals). There is currently no penalty available that addresses unofficial visits. In Division III, there are no limits on the number of official or unofficial visits and it would be difficult to restrict prospects in making unofficial visits to campuses. However, it would appear that there could be restrictions placed on the benefits and activities made available to prospects by institutions during unofficial visits. In Division III, examples of such include the following (See: Bylaw 13.7):

- Tickets or passes to athletics contests.
- Transportation to view practice and competition sites on the institution's campus.
- A meal for the prospective student-athlete and his or her relative or legal guardian.
- Housing.
- Contact with institutional staff members.

The members of the Division III COI have approved the proposed new penalty relating to unofficial visits. The new penalty would restrict or prohibit activities and benefits allowed during unofficial visits. As reflected above, it would be inserted after the penalty which allows for a reduction in the number of expense-paid ("official") recruiting visits and would read "Restrictions on activities and benefits available during unofficial visits." The specifics of the restrictions would be spelled out in each case as deemed appropriate by the Committees on Infractions.

With this action, the Management Council directs the committee to focus on applying this penalty in an athletics context only and not impact general recruiting efforts by the institution.

Presidents Council. No action was necessary.

Staff Liaisons: Dantzler, Smith, Walters

Council Reps: Antonucci, Baldridge

(4) Infractions Appeals Committee.

- **Renaming the NCAA Division III Infractions Appeals Committee hearing.**

Management Council. The Council ratified a policy and procedure to revise NCAA Bylaws 19 and 32 to change "hearing" to "oral argument" in sections related to the Infractions Appeals Committee.

The NCAA Division I Committee on Infractions and the NCAA Division I Infractions Appeals Committee Clarification Task Force were charged by the NCAA Division I Board of Directors to review recommendations implemented as a result of the 2006 Enforcement Audit Report May 2006 (Duff Report). A particular area of focus for this working group was on those recommendations that addressed procedures for conducting hearings of the Committee on Infractions and the Infractions Appeals Committee, as well as reviewing and clarifying the relationship between Committee on Infractions and Infractions Appeals Committee.

One of the recommendations from this group was to rename the Infractions Appeals' hearing. The Infractions Appeals Committee process should not be called a "hearing." It is not a hearing which would include the submission of evidence and witness testimony. It is an oral argument where an oral presentation of the party's position and reasoning behind it is presented to an appellate body. The task force believed this change further clarified the process.

Given the purpose of the Infractions Appeals Committee process is consistent across divisions, the Division III Infractions Appeals Committee recommends renaming its hearing to "oral argument".

Presidents Council. No action was necessary.

Staff Liaisons: Davey, Orr

Council Rep: Robert

(5) Membership Committee

(a) Modification of Wording – NCAA Division III Constitution 3.2.4.15 (Convention and Regional Rules Seminar Attendance).

Management Council. The Council approved in concept and final legislative format a modification of wording to clarify that an institutional voting delegate must be present and vote at the NCAA Convention business session in order to meet the legislated attendance requirement. The NCAA Division III Membership Committee noted the original intent of

the NCAA Convention attendance legislation was that it be satisfied by an institutional staff member casting a vote. The committee has been operating under this threshold since the legislation was adopted. This modification of wording will reflect the committee's intent and better clarify the requirement for member institutions.

Presidents Council. No action was necessary.

(b) Convention Legislation – NCAA Division III Constitution 3.3 (Member Conference) – Core and Member Conference Consistency.

Management Council. The Council approved a recommendation to sponsor legislation for the 2012 Convention to clarify the benefits, conditions and obligations of conference membership and align conference membership requirements with those required for automatic qualification (AQ) standards as outlined in a separate 2012 Convention proposal.

The governance structure supported legislation for the 2012 NCAA Convention to permit institutions to only be core members in one conference for AQ purposes. In its support of this proposal, the governance structure charged the Membership Committee with reviewing conference membership regulations to ensure consistency and clarify in conference benefits, conditions and obligation regulations. This proposal reflects the committee's review of the regulations and brings increased consistency and clarity to the member conference regulations.

Presidents Council. The Presidents Council agreed to sponsor legislation for the 2012 Convention.

(c) Noncontroversial Legislation – NCAA Division III Constitution 3.6.3.1.1 (Fee for Provisional Members).

Management Council. The Council approved in concept noncontroversial legislation to modify the provisional and reclassifying membership fee structure such that the amount of the fee(s) will be determined annually by the Division III Membership Committee based on the continual analysis of expenses and benefits associated with the membership process.

As expenses to provide educational services and support to provisional and reclassifying members increase due to changes in programming and costs, it has become necessary to change the fee structure to cover NCAA national office programming expenses. Therefore, it will be

necessary to periodically evaluate this fee and increase as appropriate. Further, use of the NCAA mark (e.g., blue disk) provides financial value and benefits to institutions and the committee recognizes that the blue disk value should be a factor in any future provisional and reclassifying fee(s).

Presidents Council. No action was necessary.

(d) Constitution 3.2.4.15.3 (Waiver) – NCAA Convention Attendance Waiver Request.

Management Council. The Council approved a waiver of the 2011 NCAA Convention attendance requirement per Constitution 3.2.4.15.3 (waiver) for Southern Vermont College. The effective date is September 1, 2010, through September 1, 2011; for the 2011 NCAA Convention.

The institution was unable to attend due to extraordinary weather conditions, personal hardship and the combination of both factors. The committee recognized, however, that the institution still took measures to ensure its vote was cast through its conference commissioner.

Presidents Council. No action was necessary.

(e) Sports Sponsorship Waiver – Wheelock College Waiver of 20.11.3 (Sports Sponsorship).

Management Council. The Council approved a sport sponsorship waiver for Wheelock College (2010-11 academic year) per NCAA Division III Bylaw 20.11.3.6.1 (male-female enrollment ratio waiver).

The committee noted that the institution was granted a sports sponsorship waiver per NCAA Bylaw 20.11.3.9.2 (single-gender institution transitioning to coeducational institution) during the 2007-08, 2008-09, 2009-10 academic years. Specifically, the institution anticipated the full integration of males during this three-year transition period. However, during the 2010-11 academic year the institution still had a disproportionate enrollment ratio and few men had enrolled. The institution sponsors the requisite number of sports for males, but was unsuccessful in meeting the minimum participant requirement in one sport. The institution provided the committee a plan that demonstrated how the institution will meet future sports sponsorship requirements and outlined active measures the institution takes to solicit male student-athletes. Further, the institution demonstrated that a large number of male students are student-athletes and are provided participation opportunities.

Presidents Council. No action was necessary.

(f) NCAA Division III Constitution 3.2.5.1 (Termination or Suspension – Membership Termination – New York City College of Technology.

Management Council. The Management Council accepted the information that New York City College of Technology withdrew its NCAA membership, effective on conclusion of the 2010-11 academic year. The Membership Committee in July had recommended terminating the school's NCAA membership for failure to satisfy penalty terms. At that time, the institution was in restricted status for failure to adhere to sports sponsorship requirements for the 2007-08 and 2008-09 academic years. Since the Membership Committee's meeting, however, the institution informed the NCAA that it is withdrawing its membership. Thus, the institution will no longer be considered an NCAA member as of the 2011-12 academic year.

Presidents Council. No action was necessary.

(g) NCAA Constitution 3.1.2 (athletics consortiums) – Claremont McKenna-Harvey Mudd-Scripps Colleges – Athletics Consortium Request.

Management Council. The Council approved renewal of a four-year athletics consortium between the Claremont McKenna-Harvey Mudd-Scripps Colleges, subject to renewal prior to the 2015-16 academic year.

Claremont-Mudd-Scripps Colleges have a prior, ongoing academic consortium relationship. The institutions also have a long-standing athletics consortium and this request is a renewal of the previously approved athletics consortium. Further, the conference(s) in which the institutions are a member have approved the requested athletics consortium. Renewal of the athletics consortium permits student-athletes from each institution to continue to participate as part of one athletics program.

[Please note that during the discussion and voting on this recommendation, the director of athletics at University of Redlands recused himself and did not participate.]

Presidents Council. No action was necessary.

(h) NCAA Constitution 3.1.2 (athletics consortiums) – Pomona-Pitzer Colleges – Athletics Consortium Request.

Management Council. The Council approved renewal of a four-year athletics consortium membership between the Pomona-Pitzer Colleges, subject to renewal prior to the 2015-16 academic year.

The Pomona-Pitzer Colleges have a prior, ongoing academic consortium relationship. The institutions also have a long-standing athletics consortium and this request is a renewal of the previously approved athletics consortium. Further, the conference(s) in which the institutions are a member have approved the requested athletics consortium. Renewal of the athletics consortium permits student-athletes from each institution to continue to participate as part of one athletics program.

[Please note that during the discussion and voting on this recommendation, the director of athletics at University of Redlands recused himself and did not participate.]

Presidents Council. No action was necessary.

(i) Provisional Member Annual Reports – Active Membership – NCAA Constitution 3.2.3.1 (Application).

Management Council. The Council approved the committee's recommendation to elect the following institutions to active Division III membership per NCAA Constitution 3.2.3.1 (application):

- Franciscan University Steubenville;
- Geneva College; and
- St. Joseph's College (Brooklyn)

Based on its review of the aforementioned institutions' annual reports, the committee agreed that the institutions should be elected into active membership.

Presidents Council. No action was necessary.

(j) Reclassifying Member Annual Reports – Active Membership – NCAA Constitution 3.2.3.1 (Application).

Management Council. The Council approved the committee's recommendation to elect Birmingham-Southern College to active Division III membership per NCAA Constitution 3.2.3.1 (application).

Based on its review of Birmingham-Southern's annual report, the committee agreed that the institution should be elected into active membership.

Presidents Council. No action was necessary.

(k) Provisional/Reclassifying Member Waiver of the Four-Year Provisional Period – Penn State Abington – NCAA Bylaw 20.3.3.1.1 (General).

Management Council. The Council approved a waiver of the four-year provisional period per Bylaw 20.3.3.1.1 (general) for Penn State Abington.

The committee noted that the institution has been exemplary during provisional years one and two, reflecting the ideals of Division III and deserves to be exempt from year three of the standard four-year process consistent with established waiver criteria. For example, the committee noted the institution prepared for Division III membership prior to commencing the provisional process. Further, several institutional administrators (e.g., chancellor, provost/vice president, director of athletics) have been involved and active within the division and its programming opportunities.

Presidents Council. No action was necessary.

(l) Sports Sponsorship – Minimum Contest and Participants Review.

Management Council. The Council accepted the information that the committee reviewed contest and student-athlete participant data. The committee considered the variation in institutional contests and participants and noted that the current contest and participant minimums as legislated in NCAA Bylaw 20.11.3.8 (minimum contests and participants requirements for sports sponsorship) are still appropriate. The committee agreed to solidify the process and criteria it would use to make modifications to the minimums at a future meeting.

The committee also considered a number of sports sponsorship minimum related topics as follows:

a. Women's Golf. The committee reviewed a request from the Division III Women's Golf Committee that sought to reduce the minimum participant number per Bylaw 20.11.3.8 from five to four. The committee observed unique challenges exist in recruiting women's golf student-athletes in Division III and the corresponding lower participant numbers, but did not find that the reported data supported a reduction in the participant minimum. The committee recognized that relief could be provided through a Championships Committee waiver and, therefore, was not in favor of a permanent, legislative reduction. Further, the committee agreed that, generally, the minimum participant and minimum contest numbers should be standardized

across gender within the same sport; therefore, the committee also considered whether to reduce the minimum participant number for both men's and women's golf. The committee noted that lowering the minimums for both genders may not benefit either gender and, consequently, took no action.

b. Swimming and Diving. The committee reviewed a referral from the Interpretations and Legislation Committee (ILC). ILC referred Division I Proposal No. 2010-103 which reduces the Division I contest minimums in swimming and diving. The Division I sports sponsorship minimums were higher than Division III standards. The committee reviewed Division III swimming and diving sports sponsorship data and noted that current Division III swimming and diving minimums are appropriate.

c. Club Competition. The committee reviewed a request to consider permitting contests against club teams of four-year degree granting institutions to count toward meeting contest minimums detailed in Bylaw 20.11.3.8. The committee discussed the issue and declined to take action. In reaching its decision, the committee noted a lack of rigor in regulations and consistency for club teams that is contrary to the regulations that must be followed by Division III institutions.

Presidents Council. No action was necessary.

(m) Dashboard Indicators.

Management Council. The Council reviewed the committee's report noting that the NCAA Executive Committee charged the Division II and III Membership Committees with developing an educational initiative that would take the form of a mandatory, broad-based preliminary educational model for institutions interested in entering the provisional or reclassifying membership process in any division. An institution pursuing NCAA membership should be required to study its potential affiliations in order to ensure the institution reaches a well-informed decision. The Executive Committee indicated this model should include detailed and "user-friendly" comparisons of each division and a comparison model that highlights differences among divisions prior to an institution entering a provisional membership process. In its consideration of the Executive Committee's charge, the committee considered possible indicators that would be of value to any institution considering NCAA membership. The committee suggested that data be included among dashboard indicators such as ethnic/minority enrollment and participation; facility structure and use; personnel salary information (including athletic training staff); budget with scholarships (Divisions I and II institutions)

versus budget without scholarships; length of the playing season and its financial impact on an institution; and the population of residential and nonresidential students. The committee noted the aforementioned elements should be considered in conjunction with any previous recommendations.

Presidents Council. No action was necessary.

(n) Provisional/Reclassifying Process and Advancement.

Management Council. The Council acknowledged that the committee reviewed annual reports and educational materials for each provisional and reclassifying institution currently in the provisional/reclassifying process. As a result of each respective institution's performance in the provisional/reclassifying program, the following designations will take effect September 1, 2011:

- Year One to Year Two: Centenary College (Louisiana).
- Year Two to Year Three: Berry College and Covenant College.
- Year Three to Year Four: Penn State Abington, Spalding University, and State University of New York at Cobleskill.

Presidents Council. No action was necessary.

(o) Exploratory Membership.

Management Council. The Council acknowledged the committee's report accepting the following institutions to the Division III exploratory process for the 2011-12 academic year.

- Georgetown College.
- Houghton College.
- Kentucky Wesleyan College.
- Sarah Lawrence College.
- Southern Virginia University.
- State University of New York at Canton.
- Valley Forge Christian College.

Presidents Council. No action was necessary.

Staff Liaison: Tufano

Council Rep: Hoeg

(6) Nominating Committee.

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

Presidents Council. No action was necessary.

Staff Liaisons: Davey, Hollomon Montgomery,

Council Reps: Glass, Khan

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

(a) Noncontroversial Legislation – Committees - Student-Athlete Advisory Committee – Vacancies.

Management Council. The Management Council approved in concept noncontroversial legislation to shift the SAAC selection process wholly to the Division III Nominating Committee. Further, a student-athlete shall serve on the Nominating Committee in an ex-officio capacity to advice on selections to Division III SAAC.

The SAAC discussed the legislation requiring that the committee review and nominate candidates to fill committee vacancies. The committee indicated that committee nominations and selections should be handled in the same manner as other Division III committees. SAAC noted its preference for involvement in some capacity (e.g., ex-officio on student-athlete committee selections) to provide student-athlete specific guidance to the Nominations Committee.

Presidents Council. No action was necessary.

(b) Referral to NCAA Division III Nominating Committee: Student-Athlete Advisory Committee – Composition.

Management Council. The Council referred to the Division III Nominating Committee a request that it consider decreasing the ethnic minority composition requirement (NCAA Bylaw 21.9.5.10.1) for the Student-Athlete Advisory Committee.

The committee reviewed data related to ethnic minority enrollment at Division III institutions and current ethnic minority requirements for all Division III committees and Division I and II SAACs. The committee recognized that its ethnic minority composition requirement is high and creates administrative challenges and potential imposed commitments and appointments. The committee also recognized that it should be an advocate for diversity and have an ethnic minority composition requirement that is slightly higher than other committees. Therefore, the committee referred this issue to the Nominating Committee for a review and potential decrease.

Presidents Council. No action was necessary.

(c) Referral to NCAA Division III Men's and Women's Swimming and Diving Committee – Championships.

Management Council. The Council referred to the Division III Men's and Women's Swimming and Diving Committee a request that it review the current championship format for men's and women's swimming and diving and consider separating the championships.

The SAAC discussed the co-ed Division III Swimming and Diving Championships. The committee was concerned with several aspects that negatively affect student-athletes including crowded deck space that may result in reduced roster sizes, missed class time due to the expansion of days to accommodate both championships, less opportunity to rest between competition because of a condensed schedule and less opportunity for quality warm-up due to both genders sharing lanes. Further, it was noted that this model results in decreased opportunities for institutions with smaller facilities to host swimming championships and would have a disparate impact on single-gender institutions. There was a concern that one gender's student-athletes may receive more attention from coaches who are responsible for both men's and women's teams at a particular institution.

In its referral, the Management Council also requested the Swimming and Diving Committee consider the reason why these championships are currently combined, and to consider the impact of shared coaches and combined programs at the institutional level.

Presidents Council. No action was necessary.

(d) Response to Referrals from the Interpretations and Legislation Committee.

Management Council. The Council accepted the information that the SAAC responded to referral requests from ILC:

i. Text messaging to prospective student-athletes on club teams. The committee was in favor of allowing text messaging to prospective student-athletes that participate on a team coaches by a Division III athletics staff member for administrative-related purposes (e.g., cancel practice). The committee noted that its concerns relative to informality and personal intrusion were not relevant because a coach in this situation already has a relationship with the prospective student-athlete. The committee concluded practical aspects outweighed other communication concerns.

ii. Transfer exception for a student-athlete who is academically ineligible but has not used a season of participation. The committee discussed the potential for student-athletes to participate in a

nontraditional segment, render themselves academically ineligible, transfer and be immediately eligible for competition at a second institution. The committee noted that the division should hold student-athletes accountable for academic standards rather than providing opportunities to student-athletes who render themselves academically ineligible. The committee discussed the concept that a student-athlete should not be allowed to transfer out of trouble. Further, it noted that recently adopted legislation that allows participation in the nontraditional segment without using a season of participation produced an unintended loophole that should be closed. The committee would be in favor of adjusting the legislation to eliminate the unintended loophole. The committee reasoned that allowing student-athletes to transfer out of trouble is inconsistent with Division III values and emphasis on academics.

iii. Certified strength and conditioning coaches. The committee considered whether all strength and conditioning coaches should be certified in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use, similar to the requirement for head coaches. The committee noted that certification in first aid, CPR and AED use is a safety consideration and strength and conditioning coaches should be trained in these areas since they are now allowed to conduct voluntary workouts.

Presidents Council. No action was necessary.

(e) Special Olympics Partnership.

Management Council. The Council accepted the information that the committee received an update on the relationship between Division III Championships and Special Olympics. The committee reviewed its role and potential ideas for a continued, enhanced relationship between Special Olympics and championships. The committee noted that conducting Special Olympics activities and involving Special Olympics Athletes in Division III championship finals will be both rewarding for Division III student-athletes and Special Olympics Athletes. Further, these efforts work well with the division-wide initiative. SAAC members will work with NCAA championships staff, host conferences and institutions and state Special Olympics representatives to conduct Special Olympics events or involvement at all championships sites that are predetermined.

Presidents Council. No action was necessary.

(f) Committee on Women's Athletics and Minority Opportunities and Interests Committee structural changes.

Management Council. The Council accepted the information that the committee reviewed the proposed restructuring of the inclusion advocacy committees within the governance structure, and, while it recognized the value of combining the efforts of the two committees, it also noted the subcommittees" historical focuses and expertise have been on race and gender. SAAC supports the restructuring only if the nominations process for the newly composed committees specifically seeks individuals that are equipped to handle issues beyond the scope of race and gender (e.g., sexual orientation, disabilities).

Presidents Council. No action was necessary.

(g) Minority Opportunities and Interests Committee – Confederate Flag.

Management Council. The Council accepted the information that the committee discussed the NCAA championships policy regarding states that fly the Confederate flag. The committee discussed the meaning of and emotion evoked by the flag. It was noted the messaging that is associated with the Confederate flag is not only contrary to equity that intercollegiate athletics represents, but also may make student-athletes feel unsafe and unwelcome. The committee discussed whether the policy should extend to both predetermined and non-predetermined championships sites and determined that any institution in a state that has the Confederate flag as part of its state flag should not be considered a safe site for all student-athletes. It was recognized that institutions are not in control of state policy and there may be an impact on student-athletes that attend these institutions, but the committee concluded that when an institution hosts an event, the event and its related activities are not just conducted on the campus but are also in the town, community and state that may endorse anti-NCAA value(s).

Presidents Council. No action was necessary.

Staff Liaisons: Ghiloni, Groddy

Council Rep: Gunning

(8) Student-Athlete Reinstatement Committee.

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

Presidents Council. No action was necessary.

Staff Liaisons: Huchthausen, Myers

Council Rep: Beron

(9) Interpretations and Legislative Committee (ILC).

(a) 2012 NCAA Convention Legislation – Personnel – Conduct of Athletics Personnel – Sports-Safety Training for Certified Strength and Conditioning Personnel.

Management Council. The Council agreed to sponsor legislation for the 2012 NCAA Convention to amend NCAA Division III Bylaw 11.1.6 (sports-safety training) to require certified strength and conditioning coaches to maintain certification in first aid, cardiopulmonary resuscitation (CPR) and automatic external defibrillator (AED) use.

The NCAA Division III Interpretations and Legislation Committee reviewed NCAA Division I Proposal No. 2010-85 that requires strength and conditioning coaches that conduct voluntary weight training and conditioning to hold an active certification in first aid, CPR and AED use. The committee noted recent legislation that permits only certified strength and conditioning coaches to conduct voluntary workouts and agreed that first aid, CPR and AED certification would provide additional safety measures for student-athletes. The committee observed that some organizations that offer strength and conditioning certifications already require individuals to have some first aid, CPR and/or AED certification but it is unclear whether all entities require this and whether it needs to be active at all times. In light of these considerations, the committee agreed that limiting first aid, CPR and AED certification requirements only to certified strength and conditioning personnel is the option that is most consistent with the current legislation requiring certification only for head coaches and provides additional health and safety benefits to student-athletes.

Minimal for certification ($0 to $30 per coach) since institutions can outsource the training or train their own staff as instructors. Moreover, this is not an annual cost since first-aid certification is valid for three years and CPR certification is valid for one to two years (depending on the certifying organization). Division III grant and initiative funding may be used to offset these costs.

Presidents Council. No action was necessary.

(b) Approval of Official Interpretation – Contact at Prospective Student-Athlete's Practice or Competition Site.

Management Council. The Council approved the following official interpretation:

Contact at Prospective Student-Athlete's Practice or Competition Site (III). The NCAA Division III Interpretations and Legislation Committee confirmed it is permissible for an institution's coach to contact a prospective student-athlete at the prospective student-athlete's away-from-home practice or competition site provided the competition has been completed, the prospect has departed the meeting and dressing facility and the prospective student-athlete's coach has released the prospective student-athlete. A prospective student-athlete may be "released" for purposes of allowing contact even if the prospective student-athlete will be traveling back home with the team. [References: NCAA Division III Bylaw 13.1.4.2 (practice or competition site)]

The committee reviewed issues that arose from the 2011 NCAA Regional Rules Seminars and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(c) Approval of Official Interpretation – Expenses for Mandatory Medical Exam Prior to Becoming a Student-Athlete.

Management Council. The Council approved the following official interpretation:

Expenses for Mandatory Medical Exam Prior to Becoming a Student-Athlete (III). The NCAA Division III Interpretations and Legislation Committee confirmed that an institution may conduct a medical examination of a prospective student-athlete during an official or unofficial visit, or in conjunction with the prospective student-athlete's arrival to campus prior to the beginning of preseason practice and/or the academic year, provided the prospective student-athlete has been accepted for regular full-time enrollment at the institution. [Reference: NCAA Division III Bylaws 13.02.6 (prospective student-athlete), 13.11.1 (prospective student-athlete defined for tryout-rule purposes), 16.4 (medical expenses), 16.5.1-(a) (preseason practice expenses) and a staff interpretation (6/9/04, Item Ref. 1)]

The committee reviewed issues that arose from the Regional Rules Seminars and agreed to issue a formal official interpretation on this particular question.

President Council. No action was necessary.

(d) Approval of Official Interpretation – Uniformity of Participation Awards.

Management Council. The Council approved the committee's recommendation to archive an official interpretation (12/13/91, Item Ref. e) and approve the following official interpretation:

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 partcipation 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 Ref. e), which has been archived)]

The committee reviewed issues that arose from the Regional Rules Seminars and agreed to issue a formal official interpretation on this particular question.

Presidents Council. No action was necessary.

(e) Approval of Official Interpretation – Demonstrators at Coaches' Clinics and Institutional Camps and Clinics.

Management Council. The Council approved the following official interpretation:

Demonstrators at Coaches' Clinics and Institutional Camps and Clinics (III). The NCAA Division III Interpretations and Legislation Committee determined that a prospective student-athlete may serve as a demonstrator during a coach's clinic or session conducted by an institutional staff member or during an institutional camp or clinic without such participation constituting an impermissible tryout. An enrolled student-athlete may serve as a demonstrator at an institutional camp or clinic with staff members from any institution. Further, an enrolled student-athlete may serve as a demonstrator at a coaches clinic; however, if the coaches clinic is conducted outside the playing season, the student-athlete may serve as a demonstrator only if he or she participates with coaching staff members from institutions other than his or her own. [References: NCAA Division III Bylaws 13.11.2 (prohibited physical activities involving prospective student-athletes), 13.11.3 (permissible physical activities involving prospective student-athletes), 13.12.2.1 (prospective student-athletes), 17.1.1.1 (playing season – athletically related activities), and a staff interpretation (2/14/90, Item Ref. a) which has been archived]

The committee re-examined its recent official interpretation regarding demonstrators at coaches' clinics [Reference: 2/10/11, Item Ref. 14-b]. The rationale for the original interpretation was to address whether the tryout prohibition allowed prospective student-athletes and/or enrolled student-athletes to be used as demonstrators at coaches' clinics. The wording of the original interpretation unintentionally seemed to prohibit an enrolled student-athlete from serving as a demonstrator at a coach's clinic or an institutional camp or clinic that is governed by Bylaw 13.12, if in either circumstance the student-athlete were to serve as a demonstrator for his or her own coach. The committee noted that Bylaw 13.12.2 specifically allows both prospective student-athletes and enrolled student-athletes to be employed at an institutional camp or clinic, and Bylaw 13.12.2.2.1(c) implies that enrolled student-athletes can be used as demonstrators at an institutional camp or clinic. The committee further noted that Bylaw 17 specifies that outside of the playing season, |student-athletes may be employed in camps and clinics but are prohibited from participating as campers in their own institution's camp or clinic. For these reasons, prohibiting student-athletes from serving as demonstrators for their own coaches at coaches' clinics is consistent with the legislation, but prohibiting demonstration for a student-athlete's own coach at the institution's camp or clinic is contrary to the legislation.

Presidents Council. No action was necessary.

(f) Approval of Official Interpretation – Playing Season Waivers.

Management Council. The Council approved the following official interpretation:

Scope of Playing-Season Waivers for Institutions with Nontraditional Academic Calendars (III). The NCAA Division III Interpretations and Legislation Committee confirmed that the scope of playing-season waivers for institutions with nontraditional academic calendars 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 a one-time or limited request which is handled through a separate waiver provision. [References: NCAA Division III Bylaws 5.4.1.7 (review authority of Management Council) and 17.1.13 (playing-season waiver)]

The committee noted the NCAA Division III Management Council Playing and Practice Seasons Subcommittee has more expertise in addressing adjustments to the playing season regulations for schools with nontraditional academic calendars, thereby establishing a waiver that could apply for as long as the institution needs, provided its academic calendar did

not change. This type of waiver can be distinguished from the authority of the NCAA Division III Management Council Subcommittee for Legislative Relief which is designed to address unique circumstances that warrant relief only on a limited or one-time basis. Further, the Subcommittee for Legislative Relief has oversight of all operating by-laws and, therefore, is not a substantive authority on any given bylaw.

Presidents Council. No action was necessary.

e. Association-Wide and Common Committees.

Staff Liaisons: Klossner Wilfert

Council Rep: Martinez

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

(a) Student-Athlete Sickle Cell Train (SCT) Status.

Management Council. The Council approved a recommendation to sponsor legislation for the 2012 NCAA Convention to require a sickle cell solubility test (SCT) as part of NCAA Bylaw 17.1.5 (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.

The committee believes that requirements for SCT status testing should be consistent across divisions. The committee reviewed the 2011 sickle cell trait membership survey and estimated that approximately 40 percent of responding Division II and Division III institutions currently confirm sickle cell trait status as part of their medical examination process. Even though there is a lack of death cases in Division III athletes and one within Division II, the committee assumes the potential for collapse and complications from sickle cell trait is not dependant on the division. In addition, student-athletes' positive SCT tests are not dependant on division, sport, gender or race. Within the recent study, a higher percentage of Division I institutions had knowledge about student-athletes sickle cell trait status; educated medical staff, coaches and strength staff; and provided consulting to student-athletes with a positive test. The committee stressed that 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 at the highest level. Division II and III often have fewer sports medicine staff available during workouts; therefore, knowledge of sickle cell trait of 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, the committee recommends institutions educate student-athletes about the risks of the condition if the student-athlete elects to sign a written release.

The effective date is August 2012 for all student-athletes, including both new and continuing student-athletes as well as those trying out for a Division II team in the 2012-13 academic year.

SCT testing costs can range from $15-20 for the initial screening especially if negotiated with a laboratory or campus health clinic in advance. The costs are rarely covered by an athlete's insurance plan. Costs may fluctuate locally, regionally and nationally. The NCAA is examining a service agreement for laboratory services that would make the testing available to all member institutions for a set cost.

Presidents Council. The Presidents Council agreed to sponsor legislation for the 2012 Convention.

(b) Football Preseason Conditioning.

Management Council. The Council approved in concept and legislative format a noncontroversial proposal to amend the football preseason period to allow a one-hour conditioning test (e.g., speed, conditioning, agility) period and a two-hour practice period to occur only on the first day of the five-day period as an option to the current three-hour practice period.

The committee discussed allowing a conditioning test (e.g., speed, conditioning, agility) period the day before the first preseason practice day in Division III; however, further discussion narrowed the option for Division III to only allowing this option to occur on the first day of the five day acclimatization period or on any single day of the five day period. A three-hour recovery period would still need to be applied between the test period and the practice session that day. Division I currently allows a one-hour conditioning session and two-hour practice session during the five-day acclimatization period as an option to the single three-hour practice period. The intent of the conditioning test is to serve as a brief assessment of an athlete's physical preparedness for beginning the rigors of the practice period and not as a conditioning session. Student-athletes performing under expectations should not be punished or required to perform additional physical activity beyond what is required for the rest of the team as the accumulated effects of this additional workload can increase an athlete's risk of injury. The committee discussed the importance of having consistency across divisions for issues impacting student-athlete well-being. During any part of a new practice period, institutions should consider factors of increased risk such as student-athletes within underlying medical conditions (e.g., sickle cell trait, previous heat illness, flu, medications, etc.)

Presidents Council. No action was necessary.

(c) Certification Standards for Strength and Conditioning Personnel.

Management Council. The Council received an update that the committee developed an educational piece about appropriate certification standards for strength and conditioning personnel. This resource was developed in light of recent legislative action to permit strength and conditioning coaches to conduct out of season workouts. The resources will be distributed to the Division III membership in the coming weeks.

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).

(a) NCAA Division I Bylaw 16.8.1.3-(c) Expenses Provided by the Institution for Practice and Competition – Other Competition.

Management Council. The Council agreed to sponsor noncontroversial legislation to modify NCAA Bylaw 16.8.1.3-(c) to allow institutions to provide actual and necessary expenses for a student-athlete to attend two national team tryouts. Current legislation restricts institutions to providing a student-athlete the actual and necessary expenses to attend only one such national team tryout.

Current national team selection processes for many Olympic sports include more than one tier. Often, student-athletes who are athletically successful in the first tier are required to shoulder the financial burden in order to continue through additional levels within the existing tier structures or withdraw from the tryout process prior to being identified as viable national team candidates. While there is no standardized tier system among the various national governing bodies, an expansion of Bylaw 16.8.1.-(c) to allow for two team tryout competitions would allow student-athletes greater potential access to the current selection processes.

Institutions with eligible student-athlete(s) may bear the expense of additional national team tryouts. By covering the expense of a second national team tryout opportunity, institutions will better assist student-athletes to become viable national team candidates for international competition.

Presidents Council. No action was necessary.

(b) World University Championships in Select NCAA Bylaws.

Management Council. The Council agreed to sponsor noncontroversial legislation to modify several NCAA bylaws that reference the World University Games to also reference the World University Championships.

The U.S. Intercollegiate University Sport Federation (USIUSF), an official member of the International University Sports Federation (FISU), is the rights holder to the U.S. World University Games and Championships. The USIUSF also works in collaboration with the U.S. Olympic Committee (USOC) and various National Governing Bodies (NGBs) to select U.S. national team members for the two events.

Budget impact varies, depending on the relevant bylaws and eligibility of student-athletes to participate in the World University Championships. By expanding the noted bylaws to include the World University Championships, student-athletes participating in baseball, softball, cross country and women's equestrian at the World University Championships will receive the same opportunities/benefits afforded student-athletes who participate in the World University Games.

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 Council reviewed the committee's report noting the 2011 honorees: Jessica Pixler, a track and cross country runner form Seattle Pacific University and David Gats, a swimmer from Ohio Wesleyan University.

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.

(10) Legislative Changes to MOIC and CWA.

Management Council. The Council approved in concept noncontroversial legislation to amend the composition of the CWA and MOIC by increasing the committee size from 15 to 18 respectively and specifying that the three additional positions be filled by a president from each division. Further, the distribution of members shall be equal among each division.

The Council reviewed a memorandum from Bernard Franklin, Executive Vice President of Membership and Student-Athlete Affairs/Executive Committee Liaison/Chief Inclusion Officer regarding committee restructuring. During its April 29, 2011, meeting the NCAA Executive Committee took action to restructure the inclusion advocacy committees within the governance structure. This action included the dissolution of the NCAA Executive Committee Subcommittee on Gender and Diversity Issues; the creation of a joint body of representatives of the NCAA Committee on Women's Athletics (CWA) and the NCAA Minority Opportunities and Interests Committee (MOIC) to provide broad oversight on inclusion matters and manage specific agendas beyond those related to race and gender; and the creation of joint CWA/MOIC subcommittees to focus on lesbian, gay, bisexual and transgender issues, physical disability, and other inclusion priorities that may arise. Additionally, the committee noted the need for greater involvement of presidents within the substructure to provide guidance and insight at the policy development level.

The impetus for these changes was the adoption, in 2010, of an expanded framework around diversity, inclusion and gender equity that provides for greater focus across dimensions of diversity including, but not limited to, age, race, sex, class, creed, national origin, educational background, disability and gender expression, and the internal reorganization of the NCAA's inclusion office to support this mission. An examination of the charge and duties of the three primary advocacy committees within the governance structure indicated some overlap of mission but also areas where the structure was not adequately positioned to handle specific issues beyond race and gender. Additionally, there was an identified need for increased presidential involvement at the policy development level. Current composition requirements prescribe six members from Division I and three members each from Divisions II and III, with three unallocated members. The committee supports equal representation from all divisions on these very important issues. The addition of three members per committee will permit an equal distribution of six members from each division.

Presidents Council. The Presidents Council acknowledged the memorandum from Bernard Franklin, Executive Vice President of Membership and Student-Athlete Affairs/Executive Committee Liaison/Chief Inclusion Officer regarding committee restructuring and the action taken by the Management Council. No additional action was necessary.

4. MANAGEMENT AND PRESIDENTS COUNCIL APPOINTEMENTS AND ELECTIONS.

a. Management Council Elections.

Management Council. The Management Council elected Jeff Martinez, Director of Athletics, University of Redlands as chair for the 2012-13 and Terry Rupert, Director of Athletics, Wilmington College as vice-chair.

Presidents Council. No action was necessary.

b. Presidents Council Appointments.

Presidents Council. Upon recommendation by the Division III Presidents Council Nominations Subcommittee and approved by the Administrative Committee on June 9, President Thomas Chema was appointed to the Presidents Council fulfilling the remaining term of Ken Baker. President Chema's term expires at the conclusion of the January 2013 Convention, with an opportunity for reappointment.

The Presidents Council Nominations Subcommittee has begun to identify prospective candidates to serve on the Presidents Council beginning in 2012. Some mandatory requirements include: Region 3, ethnic minority, female representation; and large student representation (4,000 or larger). The Presidents Council Nominations Subcommittee will discuss these vacancies during its September teleconference.

5. DIVISION III INITIATIVES.

a. Virtual Focus Group Communication (VFG).

Management Council. The Council reviewed the VFG responses regarding Communication #22 and the best way to make the membership aware of Division III week, Division III Facebook and use of the Purchasing Website. The Council noted the importance of input from the membership serving on the focus groups.

Presidents Council. No action was necessary.

b. The Student-Athlete Experience: Finding from the CIRP Studies.

Presidents Council. The Council heard a presentation on research conducted by the Cooperative Institutional Research Program through the Higher Education Research Institute at UCLA. The surveys are similar to the NCAA's GOALS study. Overall, the studies strongly reinforced the positive experience of Division III student-athletes and statements included in the Division III strategic positioning platform. In particular, the findings indicate that Division III student-athletes:

(1) Are highly engaged in campus activities,
(2) Report active academic engagement and participation in academic "extras" that are offered by their institution (e.g., research with faculty, study abroad, capstone/senior thesis),
(3) Report significant gains in personal skills and attributes, including problems solving, ability to get along with other races and leadership, and
(4) Report significantly greater gains in time management and leadership when compared with non-athletes.

Further analysis of this data will be shared with the Council at a future meeting and findings from this study and NCAA GOALS will be shared with the membership at the 2012 Convention.

6. PROPOSED LEGISLATION FOR THE 2012 CONVENTION.

a. Membership-Sponsored Legislation.

[NOTE: The Management Council reviewed all proposals noting that three out of five proposals were not yet properly sponsored. The deadline to obtain co-sponsorship is September 1.]

(1) NCAA Membership – Conditions and Obligations of Membership – Eliminating Regional Rules Seminar Attendance Requirement.

Management Council. The Council reviewed the membership-sponsored proposal and forwarded it to the Membership Committee, ILC and SAAC to recommend an official position.

Presidents Council. No action was necessary.

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

Management Council. The Council reviewed the membership-sponsored proposal and forwarded it to ILC, the Playing and Practice Seasons Subcommittee and SAAC to recommend an official position.

Presidents Council. No action was necessary.

(3) Playing and Practice Seasons – General Playing Season Regulations – Postseason Activities Exempting One Postseason Championship from the 18 or 19 Week Declared Playing Season.

Management Council. The Council reviewed the membership-sponsored proposal and forwarded it to ILC, the Playing and Practice Seasons Subcommittee, SAAC and the Championships Committee to recommend an official position.

Presidents Council. No action was necessary.

(4) Eligibility – Hardship Waiver – Practice after Injury.

Management Council. The Council reviewed the membership-sponsored proposal and forwarded it to the Academic Issues Subcommittee, ILC, the Student-Athlete Reinstatement Committee, and SAAC to recommend an official position.

Presidents Council. No action was necessary.

(5) Recruiting – Permissible Electronic Transmissions.

Management Council. The Council reviewed the membership-sponsored proposal and forwarded it to ILC and SAAC to recommend an official position.

Presidents Council. No action was necessary.

b. Governance-Sponsored Proposals.

(1) Convention Legislation – Recruiting – Electronic Transmissions – Allowing Text Messaging.

Management Council. The Management Council agreed to sponsor legislation for the 2012 NCAA Convention to permit the use of text messaging to a prospective student-athlete by athletics department staff. Text messaging would be regulated in the same manner as e-mail, for which there are no restrictions on the timing or amount of the communication.

In its review of a membership-sponsored proposal to permit both text messaging and the use of social media platforms (e.g., Facebook, Twitter), in the recruiting process, the Council recognized the need to sponsor a proposal specific to the use of text messaging. While the Council does not support the use of social media platforms in the recruiting process (because those platforms represent "personal" space that should not be invaded by coaches in the recruiting process) it agreed that the realities of how current prospect-aged individuals communicate, including a proclivity of text messaging, justifies lifting the division's current ban on texting. This position was similar to the unofficial position taken by SAAC, which included support to lift the ban on texting, while agreeing that the prohibition on the use of social media should remain.

The financial concerns that helped prompt the initial texting 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 Council noted the awkward nature of not being able to respond to a prospect in the same medium the prospect uses to contact a coach, and that texting will not completely replace use of the phone or other forms of communication in the recruiting process. To be a successful recruiter, coaches will still need to engage in direct contact. The Management Council used its new authority to sponsor legislation deemed operational in nature, and will communicate to the sponsors of the broader electronic transmission proposal their opportunity to collaborate on the text messaging portion of the Council's proposal, especially if the sponsoring conference is not able to find a co-sponsor to officially offer the proposal for the 2012 Convention.

The estimated budget impact would be minimal, because most athletics personnel and perspective student-athletes have unlimited or low-cost testing plans. The effective date would be August 1, 2012.

Presidents Council. No action was necessary.

(2) Convention Legislation – Division III 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.

Management Council. The Management Council reviewed draft language of philosophy statement amendments under consideration by the Presidents Council. No action was necessary.

Presidents Council. The Presidents Council agreed to sponsor legislation for the 2012 Convention to amend the Division III philosophy statement as follows:

- Emphasize that Division III intercollegiate athletics is primarily focused on a four-year, undergraduate experience.

- Clarify that initial-eligibility and continuing-eligibility progress-toward-degree standards are best left to institutional and conference autonomy.

- Express a commitment to supporting a student-athlete's right to meaningful participation in non-athletic pursuits as a method of enriching the overall educational experience.

- Clarify expectations related to broad based sports sponsorship.

The modifications address issues included in the Division's 2008 white papers on membership growth and are a reflection of strategies to best manage the large and diverse Division III membership under a unifying philosophy statement.

c. Review of Modifications of Wording Approved by the Management Council per Constitution 5.4.1.1.1.

(1) NCAA Membership – Conditions and Obligations of Membership – NCAA Convention – Attendance – Representation and Vote by Certified Voting Delegate.

Management Council. The Council adopted in legislative format a proposal to clarify that each year an active member institution must be represented by an institutional staff member who is certified as a voting delegate and who votes at the NCAA Convention Division III business session.

Presidents Council. No action was necessary.

(2) Eligibility – Outside Competition, Effects on Eligibility – Wrestling.

Management Council. The Council adopted in legislative format a proposal in wrestling, to clarify that a student-athlete shall not participate in outside competition (on a team or as an individual) between the beginning of the institution's academic year and November 1.

Presidents Council. No action was necessary.

(3) Amateurism – Promotional Activities – Permissible – Prospective Student-Athlete's Participation in Institutional Fundraisers or Promotional Activities.

Management Council. The Council adopted in legislative format a proposal to clarify that prospective student-athletes may not be involved in institutional fundraisers of promotional activities.

Presidents Council. No action was necessary.

d. Review of Noncontroversial Legislation approved by the Management Council per Constitution 5.4.1.1.1.

(1) Division Membership – Establishment and Compliance with Division Criteria – Noncompliance and the Enforcement Process – Authority of the Membership Committee.

Management Council. The Council adopted in legislative format a proposal to specify that the NCAA Division III Membership Committee shall review issues regarding membership requirements that are discovered during the enforcement process and may impose penalties for not satisfying membership requirements.

Presidents Council. No action was necessary.

(2) Eligibility – General Eligibility Requirements – Full-time Enrollment - Requirement for Practice or Competition – Exception – Cooperative Educational Work Experience.

Management Council. The Council adopted in legislative format a proposal to permit a student-athlete to practice and represent the certifying institution in intercollegiate athletics while he or she is enrolled in a cooperative educational work experience program (e.g., co-op, internship, practicum, student-teaching) offered by the institution that is a required part of the student's academic program, provided the student is considered to be enrolled in a full-time program of studies, regardless of the credit value of the program.

Presidents Council. No action was necessary.

(3) Recruiting – Unofficial Visit – Entertainment/Tickets – General Restrictions – Complimentary Admissions for a Prospective Student-Athlete's Parents, Guardian(s), Spouse or Individual of a Comparable Relationship.

Management Council. The Council adopted in legislative format a proposal to permit an institution to provide additional complimentary admissions to a home athletics event to a prospective student-athlete's parents, guardian(s), spouse or individual of a comparable relationship accompanying the prospective student-athlete during an unofficial visit.

Presidents Council. No action was necessary.

(4) Awards, Benefits and Expenses – Participation Awards – Maximum Value of Award – Increase to Maximum Values.

Management Council. The Council adopted in legislative format a proposal to increase the limitation on the maximum value of the annual participation award for a senior by $100 and to increase the limitation on the maximum value for all other participation awards by $50, as specified.

Presidents Council. No action was necessary.

(5) Amateurism – Preferential Treatment – Exception – Designation of Fundraising Money – Prospective Student-Athletes.

Management Council. The Council adopted in legislative format a proposal to permit the designation of funds raised through fundraisers for individuals before initial, full-time collegiate enrollment provided the amount raised does not exceed actual and necessary expenses for athletics participation.

Presidents Council. No action was necessary.

(6) Eligibility – Full-Time Enrollment – Requirement for Practice – Waiver – U.S. Olympic Committee/National Governing Body – Former Student-Athlete Practicing at Another Institution – Individual Sports and Women's Rowing.

Management Council. The Council adopted in legislative format a proposal in individual sports and women's rowing, in a case in which the U.S. Olympic Committee or national governing body in the sport has recommended the individual's participation, to permit a former student-athlete who has graduated and has no eligibility remaining to participate in organized practice sessions at an institution other than the one he or she previously attended.

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. Student-Athlete Affairs Advisory Group Meeting.

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

Presidents Council. No action was necessary.

d. Transgender Student-Athlete Policy.

Management Council. The Management Council received an update from NCAA staff Karen Morrison and Mary Wilfert on the draft policy to assist the membership with questions about fair and equitable participation by student-athletes who identify as transgender, i.e., a psychological and social identification as a man or a woman that differs from the person's sex at birth. The Presidents Council endorsed the draft policy language at it April meeting, and the Executive Committee will review the policy for adoption at its August 2011 meeting. In addition to developing the policy, the Committee on Competitive Safeguards and Medical Aspects of Sports and the Committee on Women's Athletics have developed a resource handbook and a video to help the membership with a full understanding of the issues.

Presidents Council. No action was necessary.

e. NCAA President's Report.

Management and Presidents Councils. The Councils received a visit from NCAA President, Mark Emmert, who provided an update on the Division I Presidential retreat.

f. Executive Committee Update.

Management and Presidents Councils. The Councils 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 Executive Committee working group on membership issues, the upcoming policy consideration on transgender student-athlete eligibility, the NCAA's confederate flag policy and the continued study of its application to pre-determined and non pre-determined championship sites, a request to amend the composition of CWA and MOIC (see page 44), the NCAA communications task force, and the plans for the September NCAA Inclusion summit.

8. *OTHER BUSINESS.*

- **Conference Meeting Feedback.**

Management Council. The Council reviewed the input received from spring conference meetings.

Presidents Council. No action was necessary.

9. ADJOURNMENT.

Management Council. The Management Council meeting adjourned at 11:28 a.m.

Presidents Council. The Presidents Council meeting adjourned at 12:10 p.m.