

**Actions Taken by the NCAA Division I Board of Directors Related to the
Commission on College Basketball Recommendations**

Association-Wide Issues Topical Working Group

Legislative Recommendation: Attestation of Compliance Obligations (NCAA Proposal No. 2018-11).

That the Board of Governors direct each division to consider adopting legislation to specify that:

1. An institution's president or chancellor and all athletics department staff members (full time, part time, clerical, volunteer) shall attest that the membership obligations of NCAA Constitution 2.1 (Institutional Control and Responsibility) and Constitution 2.8 (Rules Compliance) have been met; and
2. An institution that fails to complete the annual institutional attestation by September 15 shall be subject to removal from and/or ineligibility of individuals to serve on an NCAA board, council or committee.

NCAA Division I Board of Directors' Action: Proposal adopted.

Related Recommendation: Referral to NCAA Division I Committees on Infractions.

That the Board of Governors charge the NCAA Divisions I, II and III Committees on Infractions to determine the appropriate penalties for those individuals if they knew or should have known of violations and did not address them.

NCAA Division I Board of Directors' Action: Referral approved.

Enforcement and Infractions Topical Working Group

Legislative Recommendation No. 1: Independent Alternative Resolution Program (Proposal No. 2018-12).

That the NCAA Division I Board of Directors adopt provisions for establishment of an Independent Alternative Resolution Program, including:

1. Independent Alternative Resolution Oversight Committee;
2. Infractions Referral Committee;
3. Independent College Sports Adjudication Panel; and
4. Complex Case Unit.

Effective Date: August 1, 2019.

NCAA Division I Board of Directors' Action: Proposal dopted.

Legislative Recommendation No. 2: Increased Penalties (Proposal No. 2018-13).

That the Board of Directors adopt an increased penalty matrix for aggravated penalties.

1. Increased maximum postseason ban (5 years).
2. Increased maximum show cause order (lifetime).
3. Increased head coach suspensions (percent of additional seasons).
4. Increased recruiting restrictions.
5. Loss of all revenue sharing in postseason competition, including the NCAA Men's Basketball Tournament, for the entire period of a postseason ban (may also determine equivalent fine under current authority).

Effective Date: Immediate.

NCAA Division I Board of Directors' Action: Proposal adopted.

Legislative Recommendation No. 3: Negotiated Resolutions (Proposal No. 2018-14).

That the Board of Directors adopt legislation allowing for negotiated resolutions.

1. Process by which the enforcement staff may negotiate a resolution with an institution or involved individual about alleged violations and proposed penalties.
2. Negotiated resolutions be approved by the Committee on Infractions.

Effective Date: Immediate.

NCAA Division I Board of Directors' Action: Proposal adopted.

Legislative Recommendation No. 4: Importation (Proposal No. 2018-15).

That the Board of Directors adopt legislation to establish an importation provision.

- Allows for reliance on facts established by a decision or judgment of a court, agency, accrediting body or other administrative tribunal of competent jurisdiction, or by a commission, or similar review of comparable independence, authorized by a member institution or the institution's university system's board of trustees. Also allows for evidence submitted and positions taken in such a matter to be considered in the infractions process.

Effective Date: Immediate.

NCAA Division I Board of Directors' Action: Proposal adopted.

Legislative Recommendation No. 5: Responsibility to Cooperate (Proposal No. 2018-16).

That the Board of Directors adopt legislation related to contractual obligations for full cooperation that:

1. Requires contractual agreements or appointments between an institution and a president or chancellor, director of athletics and any contracted or appointed athletics department staff member to include an affirmative obligation to cooperate fully in the NCAA infractions process and be subject to investigation, adjudication and penalties, up to and including discharge.
2. Further defines full cooperation in the NCAA infractions process and includes provision for negative inference for failing to produce requested information.
3. Prescribes an immediate penalty during the investigation for failure to cooperate including postseason ban and loss of revenue.
4. Establishes that a hearing panel may view that failure or refusal to participate in an interview supports alleged violations.
5. Protects "whistleblowers" who voluntarily report information about potential violations.

Effective date: Immediate for contracts or appointments executed on or after August 8, 2018. February 1, 2019, for provisions related to penalties for failure to cooperate. Immediate for all other provisions.

NCAA Division I Board of Directors' Action: Proposal adopted.

Apparel Companies Topical Working Group

Legislative Recommendation: Outside Income (Proposal No. 2018-17).

That the Board of Directors adopt legislation to require that contractual agreements, including letters of appointment, between a full-time or part-time athletics department staff member and an institution shall include the stipulation that an athletics department staff member who receives athletically related income or benefits from a source outside the institution must report such earnings to the president or chancellor on an annual basis.

Effective Date: Immediate.

NCAA Division I Board of Directors' Action: Proposal adopted.

Policy Recommendation: Accord With Apparel Companies.

That the Board of Directors approve pursuit of an accord between the NCAA and apparel companies which sets forth various commitments and expectations concerning apparel company transparency and accountability efforts, specifically pertaining to their involvement in nonscholastic youth basketball.

- To be developed in a six to 12-month period during 2018-19 and may include:
 - a. Agreement by apparel companies to make annual disclosures, obtain NCAA certification for all nonscholastic basketball activities, and/or report potential NCAA bylaw violations.
 - b. Processes that formalize the NCAA's touchpoints with apparel companies (e.g., playing rules interpretations, equipment inquiries).

NCAA Division I Board of Directors' Action: Policy recommendation approved.

National Basketball Association (NBA) Topical Working Group

Legislative Recommendation No. 1: Undergraduate Advisory Evaluation (Proposal No. 2018-18).

[Recommended to apply immediately and continue in the event that the NBA and NBPA do not amend their collective bargaining agreement provision which currently classifies undrafted players as NBA free agents.]

That the Board of Directors adopt legislation to specify that:

- An enrolled student-athlete may enter the National Basketball Association's draft each year during his collegiate participation without jeopardizing eligibility in that sport, provided:
 - a. The student-athlete requests an evaluation from the National Basketball Association's Undergraduate Advisory Committee before entering the draft;
 - b. The student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation not later than 10 days after the conclusion of the NBA draft combine;
 - c. The student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and
 - d. The student-athlete is not drafted.

Effective Date: Immediate.

NCAA Division I Board of Directors' Action: Proposal adopted.

Legislative Recommendation No. 2: NBA Combine Invitation (Proposal No. 2018-19).

[Recommended to apply in the event that the NBA and NBPA amend their collective bargaining agreement, which currently classifies undrafted players as NBA free agents, to specify that an undrafted student-athlete who returns to college loses his NBA eligibility until the conclusion of the next men's basketball season.]

That the Board of Directors adopt legislation to specify that:

1. An enrolled student-athlete who enters the National Basketball Association's draft after requesting an evaluation from the National Basketball Association's Undergraduate Advisory Committee but does not receive an invitation to participate in the NBA Draft Combine retains his amateur status, provided:
 - a. The student-athlete requests that his name be removed from the draft list and declares his intent to resume intercollegiate participation not later than 10 days after the conclusion of the NBA draft combine;
 - b. The student-athlete's declaration of intent is submitted in writing to the institution's director of athletics; and
 - c. The student-athlete is not drafted.
2. An enrolled student-athlete who enters the National Basketball Association's draft after requesting an evaluation from the National Basketball Association's Undergraduate Advisory Committee and receives an invitation to participate in the NBA Draft Combine retains his amateur status, provided:
 - a. The student-athlete is not drafted; and
 - b. The student-athlete submits a declaration of intent to resume intercollegiate participation in writing to the institution's director of athletics before 5 p.m. on the Monday immediately after the draft.

Effective Date: Immediate; will apply in the event that the NBA and NBPA amend their collective bargaining agreement to specify that an undrafted student-athlete who returns to college loses his NBA eligibility until the conclusion of the next men's basketball season.

NCAA Division I Board of Directors' Action: Proposal adopted.

Agents and Advisors Topical Working Group

Legislative Recommendation: NCAA-Certified Agents (Proposal No. 2018-20).

That the Board of Directors adopt legislation to specify that:

1. Any individual who solicits a prospective or enrolled student-athlete to enter into an agency contract or attempts to obtain employment for an individual with a professional sports team or organization or as a professional athlete must be certified and maintain active certification per the policies and procedures of the NCAA agent certification program.
 - a. A family member of the prospective or enrolled student-athlete or an individual acting solely on behalf of a professional sports team or organization is not required to be certified through the NCAA agent certification program.
 - b. An NCAA-certified agent is presumed responsible for the actions of all employees who report, directly or indirectly, to the NCAA-certified agent. Improper conduct of an NCAA-certified agent's employees shall subject the agent to disciplinary action pursuant to the NCAA agent certification program.

Effective Date: Immediate.

2. A men's basketball prospective student-athlete may be represented by an NCAA-certified agent:
 - a. Beginning July 1 immediately preceding the PSA's senior year in high school; and
 - b. Only if the PSA has been identified as an elite senior prospect (identification process to be determined).

Effective Date: To be determined after NBA and NBPA evaluation of the eligibility for high school students to enter the NBA draft.

3. A men's basketball student-athlete or two-year college prospective student-athlete may be represented by an NCAA-certified agent:
 - a. After the conclusion of a student-athlete's playing season; and
 - b. Upon requesting an evaluation from the Undergraduate Advisory Committee.

Effective Date: Immediate.

4. A prospective or enrolled student-athlete may receive expenses related to the agent selection process from an NCAA-certified agent.
 - a. Expenses limited to meals and transportation in the athlete's locale.
 - b. Family members may receive meals and transportation in athlete's locale.
 - c. Prospective or enrolled student-athlete may not miss class.

Effective Date: Immediate; effective upon appropriate changes to the Uniform Athlete Agent Act, Revised Uniform Athlete Agent Act and relevant state laws.

5. A prospective or enrolled student-athlete may receive expenses from an NCAA-certified agent for transportation, lodging and meals associated with meeting with the agent or a professional team.
 - a. Once signed to an agreement, expenses limited to meals, lodging and transportation related to meeting with agent and professional teams.
 - b. Family members may receive meals, lodging and transportation expenses related to athlete meeting with agent and professional teams.
 - c. Prospective or enrolled student-athlete may not miss class.

Effective Date: Immediate; effective upon appropriate changes to the Uniform Athlete Agent Act, Revised Uniform Athlete Agent Act and relevant state laws.

6. An agreement between an NCAA-certified agent and a prospective or enrolled student-athlete must be in writing.
 - a. Agreement must be terminated when the athlete enrolls in or returns to college.
 - b. Prospective student-athletes must disclose agent agreements to NCAA.
 - c. Student-athletes must disclose agent agreements to institution.

Effective Date: Immediate.

7. Any individual who solicits a prospective or enrolled student-athlete to enter into an agency contract or attempts to obtain employment for an individual with a professional sports team or organization or as a professional athlete must be certified and maintain active certification per the policies and procedures of the NCAA agent certification program.
 - Components of certification to be established through policies and procedures.

Effective Date: An appropriate deadline for NCAA certification will be established. NBPA-certified agent considered an NCAA-certified agent until the NCAA certification program is operational, which will be not later than August 1, 2020.

NCAA Division I Board of Directors' Action: Proposal adopted.

Student-Athlete Support/Degree Completion Topical Working Group

Legislative Recommendation: Required Degree Completion Aid (Proposal No. 2018-21).

That the Board of Directors adopt legislation to specify that as a condition and obligation of membership, an institution that provides athletically related financial aid to basketball student-athletes shall provide, at a minimum, tuition and fees, and course-related books to a former basketball student-athlete who requests financial aid to complete his or her first baccalaureate degree, provided:

1. The former student-athlete received athletically related financial aid while previously enrolled at the institution;
2. Fewer than 10 years have elapsed since the former student-athlete's departure from the institution;
3. The former student-athlete's most recent enrollment as a full-time student occurred at the institution;
4. The former student-athlete was previously enrolled as a full-time student at the institution for a minimum of two academic years (four semesters or six quarters);
5. The former student-athlete meets all institutional admissions and financial aid requirements;
6. The former student-athlete has exhausted other available degree completion funding options (e.g., funds from a professional league or contract); and
7. The former student-athlete is in good academic standing at the institution and meets NCAA and institutional progress-toward-degree requirements. This requirement applies to initial and continuing eligibility for degree completion funds.

Effective Date: August 1, 2019.

NCAA Division I Board of Directors' Action: Proposal adopted.

Related Policy Recommendation: Funds for Disadvantaged Institutions.

That the Board of Directors establish a fund for a category of relatively disadvantaged institutions.

1. Fund be available to institutions defined by the NCAA Division I Academic Performance Program as limited resource institutions within the previous five years.
2. Fund to be available to student-athletes in men's and women's basketball.
3. Fund requirements should be the same as the requirements for institutional programs (e.g., completed two years on athletics aid).

Effective Date: August 1, 2019.

NCAA Division I Board of Directors' Action: Policy recommendation approved.

Nonscholastic Basketball Topical Working Group

Legislative Recommendation No. 1: Event Certification (Proposal No. 2018-22).

That the Board adopt legislation in men's basketball, to specify that in order for an event (e.g., camp, league, tournament or festival) to be certified, it must be approved and conducted in accordance with certification policies and procedures established and maintained by the NCAA Division I Men's Basketball Oversight Committee; and to specify that the NCAA Enforcement Certification and Approvals Group shall administer the certification process in accordance with the certification policies and procedures.

Effective Date: January 24, 2019.

NCAA Division I Board of Directors' Action: Proposal adopted.

Related Policy Recommendations: Rigorous Certification Criteria.

Working Group recommends the development and implementation of further rigorous event certification criteria:

1. Require annual financial disclosures of event operators, sponsors and teams/programs beginning in January 2019 to ensure compliance with event certification requirements.
2. Audit an appropriate percentage of events, teams and sponsors, as advised by financial or accounting firm, to ensure compliance with certification requirements and to address the Commission's intentions.
3. Adopt aspects of the USA Basketball/NBA Youth Guidelines as part of the event certification process.
4. Develop a model to certify grassroots/club teams that participate in NCAA-certified events.

NCAA Division I Board of Directors' Action: Policy recommendations approved.

Legislative Recommendation No. 2: Recruiting Calendar (Proposal No. 2018-23).

That the Board of Directors adopt legislation to:

1. Add four-day recruiting periods (Monday through Thursday) immediately after the April certified event weekends.
 - a. Days must be included in current 130 recruiting-person-day limit.
 - b. Consistent with current legislation, contact during four-day April recruiting period of prospect's junior year may occur at prospect's educational institution or residence. For seniors, contact may occur at any location.

- c. All other current recruiting rules remain applicable (such as contact may not be made during time of day when school is in session; athletic evaluations may include only prospects enrolled at that institution).

Effective Date: April 1, 2019.

2. Add two specific dates (to be determined) to allow coaches to attend and evaluate at the NBPA Top 100 Camp that occurs in mid-June.

Effective Date: April 1, 2019.

3. Add two scholastic evaluation periods during the last two weekends of June (Friday at 6 p.m. – Sunday at 4 p.m.). Coaches are limited to evaluating at scholastic events that:

- a. Are approved by the National Federation of State High School Associations;
- b. Are organized and conducted exclusively by the applicable state high school athletics association and/or state high school basketball coaches associations, or if there is no state high school basketball coaches association, the state high school coaches association; and
- c. Occur at an educational institution (e.g., middle school, high school, two-year or four-year collegiate institution) other than an NCAA Division I institution.

Effective Date: April 1, 2019.

4. Allow coaches to attend and evaluate at one certified nonscholastic weekend during the first Thursday through Sunday period in July beginning on or after July 6.

Effective Date: April 1, 2019.

5. Establish the final Tuesday through Sunday in July as an evaluation period for coaches to attend NCAA youth development camps, which will be organized and conducted in collaboration between the NCAA, USA Basketball, the NBA and NBPA.

Effective Date: April 1, 2019.

NCAA Division I Board of Directors' Action: Proposal adopted.

NABC/MBOC Topical Working Group

Legislative Recommendation No. 1: Skill Instruction (Proposal No. 2018-24).

That the Board of Directors adopt legislation, in men's basketball, to eliminate the limitation of four hours of skill-related instruction within the weekly limitation of eight hours of out-of-season athletically related activities

during the academic year and eliminate the limitation of four hours of skill-related instruction within the weekly limitation of eight hours of required summer athletic activities.

Effective Date: The opening day of an institution's classes for the 2018-19 academic year or September 15, 2018, whichever occurs first.

NCAA Division I Board of Directors' Action: Proposal referred to the NCAA Division I Council and Men's Basketball Oversight Committee for additional review.

Legislative Recommendation No. 2: Official/Unofficial Visits (Proposal No. 2018-25).

That the Board of Directors adopt legislation, in men's basketball, to:

1. Allow a prospective student-athlete to take an official visit August 1 at the beginning of his junior year in high school.
2. Allow a prospective student-athlete to take:
 - a. Five official visits between August 1 of junior year and completion of junior year of high school (junior year);
 - b. Five official visits between day following completion of junior year and October 15 following completion of high school (senior year);
 - c. Five additional visits beginning October 15 following completion of high school (post-graduation) for the remainder of career; and
 - d. One visit per school per year.
3. Specify that a prospective student-athlete may not take an unofficial visit before August 1 at the beginning of his sophomore year in high school.
4. Allow an institution to provide 28 official visits (34 for national service academies) over a rolling two-year period.

Effective Date: August 15, 2018

NCAA Division I Board of Directors' Action: Proposal adopted.

Legislative Recommendation No. 3: Limited Coaching by Noncoaching Staff (Proposal No. 2018-26).

That the Board of Directors adopt legislation, in men's basketball, to allow up to two noncoaching staff members with sport-specific responsibilities (designated on an annual basis) to engage in coaching activities with a student-athlete during practice or skill instruction without counting against the coaching limits, pursuant to the following:

1. The noncoaching staff member must be designated by the beginning of the academic year (or September 15, whichever occurs earlier) and may only be replaced due to normal attrition or if he or she is unable to perform coaching duties because of extenuating circumstances;
2. The noncoaching staff member must have received his or her first baccalaureate degree or have exhausted athletics eligibility (whichever occurs later) within the previous seven years. An individual who is designated pursuant to this exception within his or her seven-year period may continue to serve in the position for up to seven consecutive years (may serve to the end of the final academic year).
3. The noncoaching staff member must perform noncoaching responsibilities (e.g., operations, video coordination, academic liaison) in addition to providing technical or tactical instruction pursuant to this exception; and
4. The noncoaching staff member may only provide technical or tactical instruction during organized practice sessions during the playing season and during skill-related instruction outside the playing season (including summer athletic activities). No instruction may occur on the day of a contest.

Effective Date: The opening day of an institution's classes for the 2018-19 academic year or September 15, 2018, whichever occurs first. A noncoaching staff member who was employed by the institution during the 2017-18 regular academic year may be designated pursuant to this exception beginning with the 2018-19 academic year regardless of the date of his or her first baccalaureate degree or exhausting athletics eligibility.

NCAA Division I Board of Directors' Action: Proposal referred to the NCAA Division I Council and Men's Basketball Oversight Committee for additional review.