AGENDA

National Collegiate Athletic Association
Division II Legislation Committee

NCAA National Office - Summitt/Wooden Room
Indianapolis, Indiana

June 29-30, 2016

1. Welcome and announcements. (Natasha Oakes)

2. Approve the March 2016 NCAA Division II Legislation Committee in-person meeting report. [Supplement No. 1] (Oakes)

3. Review the NCAA Division II Presidents Council and NCAA Division II Management Council April Summary of Actions. [Supplement No. 2] (Karen Wolf)

4. Review of NCAA Legislative Review Subcommittee of the Division II Legislation Committee June 1, 2016, teleconference report. [Supplement Nos. 3-a and 3-b] (Marty Gilbert)

5. Discussion regarding speaking rights of affiliate members at NCAA Convention. [Supplement No. 4] (Stephanie Quigg Smith)

6. Continuation of financial aid review. (Wolf)
   a. Discussion regarding feedback on proposals.
   b. Review of proposals in legislative form. [Supplement No. 5-a]
   c. Suggested order of proposals.
   d. Discussion regarding modifications to the financial aid form. [Supplement No. 5-b]
   e. Review draft question and answer guide. [Supplement No. 5-c]

7. Discussion regarding feedback on nonchampionship segment concepts. [Supplement Nos. 6-a and 6-b] (Amanda Conklin)

   a. Discussion regarding NCAA Bylaw 12.5.1.1. [Supplement No. 7-a] (Wolf)
b. Fees associated with commercial crowdfunding sites. [Supplement No. 7-b] (Conklin)

c. Participation of ineligible student-athletes in community engagement or fundraising activities involving physical activity. [Supplement No. 7-c] (Angela Tressel)

9. Issues related to organized competition legislation. (Wolf)
   a. Review of certification data from the NCAA Eligibility Center. [Supplement No. 8-a]
   b. Discussion regarding men's ice hockey grace period. [Supplement No. 8-b]

10. Review of awards legislation. [Supplement No. 9] (Tressel)

11. Discussion regarding participation of ineligible student-athletes in alumni games and Midnight Madness scrimmages. [Supplement No. 10] (Conklin)

12. Discussion regarding practice partners at NCAA championships. [Supplement No. 11] (Tressel)

13. Review of legislation pertaining to professional team tryouts. (Conklin)
   a. Timing of tryouts with professional teams. [Supplement No. 12-a]
   b. Scout days. [Supplement No. 12-b]

14. Review of official visit requirements for prospective student-athletes who have received final academic certification. [Supplement No. 13] (Wolf)

15. Discussion regarding permissible expense providers for participation in noncompetitive events. [Supplement No. 14] (Tressel)


17. Discussion regarding student-athlete participation in prospective student-athlete tryouts. [Supplement No. 16] (Quigg Smith)

18. Update on Foundation for the Future requests. [Supplement No. 17] (Conklin)
19. Discussion regarding potential discontinuation of the January e-Pub Manual. (Conklin)

20. Referral from Management Council regarding the window of reconsideration. [Supplement No. 18] (Quigg Smith)

21. Update on referral to NCAA Committee on Competitive Safeguards and Medical Aspects of Sports regarding soccer preseason start date. (Wolf)

22. Update regarding discussions with the National Association of Intercollegiate Athletics. (Oakes)

23. Update on the NCAA/National Association for Athletics Compliance outreach program. (Conklin)

24. Subcommittee appointments. (Oakes)

25. Recognition of outgoing members. (Oakes)

26. Future meeting dates.
   a. July 2016 date to be determined; (teleconference).
   b. September 2016 date to be determined; (teleconference).
   c. November 7-8, 2016; (Indianapolis, Indiana) (please note: Tuesday, November 8 is election day) and
   d. March 2016 date to be determined (Indianapolis, Indiana).

27. Other business.
   a. Review of Division I interpretation regarding social media. [Supplement No. 19] (Wolf)
   b. Discussion regarding Regional Compliance Seminars. (Tressel)
   c. Review of legislation pertaining to conference restrictions on recruiting materials. (Wolf)

28. Adjournment.
ACTION ITEMS.

1. Legislative items.


(1) **Recommendation.** Sponsor legislation for the 2017 NCAA Convention to amend Bylaw 12 (amateurism) to specify that following initial full-time collegiate enrollment, an individual may accept prize money in individual sports based on his or her place finish or performance in an open athletics event. The competition must occur outside the institution’s declared playing season during the institution’s official summer vacation period; further, to specify that such prize money shall not exceed the student-athlete's actual and necessary expenses and may be provided only by the sponsor of the event. Actual and necessary expenses may not include the expenses or fees of anyone other than the student-athlete.

(2) **Effective date.** August 1, 2017.

(3) **Rationale.** Division II legislation currently permits a student-athlete to receive awards for participation in events while not enrolled as a regular student during the academic year, or during the summer while not representing his or her institution. The award must conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates, but not cash. Further, although Division II legislation permits student-athletes to compete as an individual not representing the institution, a student-athlete is precluded from receiving prize money during the academic year outside the institution’s declared playing season or during the institution’s official summer vacation period. The scope of this proposal is limited to receipt of actual and necessary expenses related to competition. A student-athlete would not be able to profit from accepting prize money. Moreover, in order to safeguard against missed class time and to minimize the potential distraction during the academic year, this proposal only applies to participation in open events during the institution's official summer vacation period and outside the playing season. Finally, the calculation of actual and necessary expenses would not include the expenses or fees of anyone other than the student-athlete (e.g., coach's fees, parent's expenses).
(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** A student-athlete in an individual sport will have increased flexibility to accept prize money to assist in covering expenses resulting from participation in open events that occur outside the institution’s playing season during the summer vacation period.

b. **2017 Convention Legislation – Bylaw 12.1.4 -- Amateurism – General Regulations -- Impermissible -- Following Initial Full-Time Collegiate Enrollment – Preferential Treatment, Benefits or Services -- Exception -- Designation for Fundraising Money.**

(1) **Recommendation.** Sponsor legislation for the 2017 Convention to amend Bylaw 12.1.4 (impermissible -- following initial full-time collegiate enrollment) to establish an exception to the preferential treatment, benefit or services rule to specify that it is permissible for an institution to designate money earned by a student-athlete in an institutional fundraiser specifically for that student-athlete up to the actual and necessary expenses for the specific item (e.g., transportation, uniforms); further, to specify that any unearned money shall go to the institution, athletics department or team. Further, to establish a definition of earned and unearned money.

(2) **Effective date.** August 1, 2017, for any fundraising activities that occur on August 1, 2017, and thereafter.

(3) **Rationale.** Currently, a student-athlete cannot fundraise and have that money credited towards the student-athlete for purchase of the item (e.g., transportation, uniforms). Rather, any money that a student-athlete fundraises must go into a general account. The proposed change would permit the institution to designate funds for a specific student-athlete up to actual and necessary expenses if the funds are earned. Any unearned monies from athletically related fundraisers or direct appeals must go to the institution, athletics department or team, given the strong connection to potential preferential treatment issues based solely on an individual’s reputation or skill. A distinction should be made between earned and unearned funds when objective factors can be accounted for if the money is earned working, volunteering or selling. This protects against individual preferential treatment. Establishing a distinction between "earned" and "unearned" funds will permit institutions to designate funds in a limited manner with appropriate institutional oversight. The safeguard against legitimate preferential treatment is maintained in order to prevent a
student-athlete from using his or her athletics reputation or skill as the sole basis for receipt of funds.

(4) Estimated budget impact. None.

(5) Student-athlete impact. A student-athlete may earn money in institutional fundraisers that may be credited directly to the student-athlete’s expenses.


(1) Recommendation. Sponsor legislation for the 2017 Convention to amend Bylaw 15 (financial aid) to specify that only athletics aid counts toward individual and team equivalency limits.

(2) Effective date. August 1, 2018.

(3) Rationale. Under current legislation, the calculation of individual equivalencies includes all institutional aid received during the term of the award, excluding government grants and exempted institutional aid. This method of calculation can result in a student-athlete having to decline financial aid for which he or she is eligible due to concerns of exceeding the individual and/or team equivalency limits. According to the 2015 GOALS study, more than two-thirds of Division II student-athletes report that college costs were an important consideration in making their college choice. Amending the legislation to count only athletics aid will permit institutions to award athletics aid to deserving student-athletes without concern of the impact on other aid sources and may have a positive impact on enrollment management. Division II financial aid data demonstrates that only four institutions fully fund their athletics programs and only 13 percent of teams are fully funded. Further, a model in which only athletics aid counts toward the individual and team equivalency limits would significantly reduce administrative burden. Institutions would only be responsible for tracking the aid awarded by the athletics department and ensuring that student-athletes do not receive a financial aid package that exceeds a full grant-in-aid or the cost of attendance.

(4) Estimated budget impact. Will vary.

(5) Student-athlete impact. Will vary.

(1) **Recommendation.** Sponsor legislation for the 2017 Convention to amend Bylaw 15.6.3.1 (one-year limit) to specify that an offer of athletically related financial aid shall not be awarded for a period of less than one academic year; further, to establish exceptions for providing athletically related financial aid for less than one academic year, as specified.

(2) **Effective date.** August 1, 2018.

(3) **Rationale.** Current legislation permits an institution to offer athletics aid on a term-by-term basis. According to the 2015 GOALS study, nearly one-half of Division II student-athletes have concerns about how finances will impact their ability to complete their degree. Eliminating term-by-term awards addresses student-athlete well-being concerns by ensuring that a student-athlete will know the status of his or her financial aid agreement for the full academic year. In addition, it eliminates situations where the receipt of athletically related financial aid for the spring term may be based on athletics performance in the fall term. However, in certain situations, an aid agreement for less than one academic year is appropriate and does not detrimentally impact the student-athlete. The proposed legislation includes several exceptions that provide flexibility to the institution in specific situations. The financial data indicates that roughly three quarters of financial aid awards are provided for a one-year term.

(4) **Estimated budget impact.** Will vary.

(5) **Student-athlete impact.** A student-athlete must be provided a financial aid agreement for the full academic year unless the student-athlete meets one of the legislated exceptions.

(1) **Recommendation.** Sponsor legislation for the 2017 Convention to amend Bylaw 15.6.4 (reduction and cancellation during period of award) to permit increases in athletically related financial aid at any time, for any reason.

(2) **Effective date.** August 1, 2018.

(3) **Rationale.** Current legislation permits an institution to increase athletics aid for any reason prior to the start of the period of the award. However, once the period of the award begins, athletics aid may only be increased if the institution can demonstrate the increase is unrelated in any manner to an athletics reason. Permitting an increase in athletics aid at any time, for any reason will provide institutions the discretion to distribute athletics aid as deemed appropriate on an individual campus.

(4) **Estimated budget impact.** Will vary.

(5) **Student-athlete impact.** Will vary.

f. **Noncontroversial Legislation – Bylaw 17.1.6.2.3 – Playing and Practice Seasons – General Playing-Season Regulations -- Weekly Hour Limitations -- Outside the Playing Season -- Football -- 14-Day Break at Conclusion of Season.**

(1) **Recommendation.** Adopt noncontroversial legislation to amend Bylaw 17.1.6.2.3 (football) to specify that following the institution’s final contest in the segment that concludes with the NCAA championship, including any competition in a conference championship, out-of-season activities and countable athletically related activities are prohibited for a 14 consecutive calendar-day period.

(2) **Effective date.** Immediate.

(3) **Rationale.** At the 2013 Convention, the delegates adopted NCAA Division II Proposal No. 2013-13 (playing and practice seasons -- general playing season regulations -- weekly hour limitations outside of playing season -- 14-day break at conclusion of season), which created a 14-day legislated break at the conclusion of the season for all sports except football. During the 14-day break it is not permissible for a student-athlete to engage in any countable athletically related activities. Football was not included in the original proposal because the sport did not have the opportunity for team activities or skill instruction outside the playing
season. At the 2016 Convention, the membership adopted Proposal No. 2016-5 (playing and practice seasons -- general playing season regulations -- weekly hour limitations -- outside the playing season -- skill instruction – football) which established the opportunity for skill instruction outside the playing season in football. As a result, adding a legislated 14 consecutive calendar-day break in the sport of football at the conclusion of an institution's playing season provides consistency across all NCAA Division II sports and ensures that football student-athletes will be provided a sufficient break for recovery and to focus on academics.

(4) Estimated budget impact. None.

(5) Student-athlete impact. Football student-athletes will be provided a break at the conclusion of the season to recover and focus on academics.

g. Noncontroversial Legislation – Bylaw 17.1.6.2.2 – Playing and Practice Seasons – General Playing-Season Regulations -- Weekly Hour Limitations -- Outside the Playing Season -- Skill Instruction -- Definition of Co-Mingling.

(1) Recommendation. Adopt noncontroversial legislation to amend Bylaw 17.1.6.2.2 (skill instruction) to specify that co-mingling occurs when a student-athlete rotates among multiple groups during a skill instruction session; further, to eliminate the restriction on coaches rotating from group to group during skill instruction provided at least one coach is present with each group during the conduct of skill instruction activity.

(2) Effective date. Immediate.

(3) Rationale. At the 2016 Convention, the delegates adopted Division II Proposal No. 2016-5 (playing and practice seasons – general playing season regulations – weekly hour limitations – outside the playing season – skill instruction – football), which amended the out-of-season activities legislation in the sport of football. The proposal created the opportunity for football student-athletes to participate in up to two hours per week of individual skill instruction which renewed discussions about the definition of co-mingling. Clarifying the definition of co-mingling will assist the membership in applying the skill instruction legislation in the sport of football.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.
h. Incorporation of Interpretation into the NCAA Division II Manual.

(1) Recommendation. To incorporate the following official interpretation into the Manual:

Fees and Expenses for Prospective Student-Athletes – Expenses Related to the I-20 (II)

The Division II Legislation Committee determined that an institution is permitted to pay actual and necessary expenses related to the issuance of a student-athlete’s I-20 (e.g., express mail charges, expenses to obtain necessary documents).

[References: Bylaws 13.15.2.1 (ACT and SAT scores) and 15.3.2.1.4 (fees and related expenses for prospective student-athletes).

(2) Effective date. Immediate.

(3) Rationale. Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the legislation regarding the provision of expenses related to the I-20.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

i. Incorporation of Interpretation into the Manual.

(1) Recommendation. To incorporate the following official interpretation into the Manual:

Expenses to Obtain Translation of a Transcript (II)

The Division II Legislation Committee confirmed that it is permissible for an institution to pay the expenses to obtain a translation of an international student-athlete's transcript.

[References: Bylaw 13.15.1 (precollege expenses - prohibited expenses) and a staff interpretation (03/12/1999, Item No. a), which has been archived.]
(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the precollege expense legislation regarding permissible expenses to evaluate the academic standing of a prospective student-athlete.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

**j. Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Expenses to Receive Prospect’s Transcripts and Express Mail Charges (II)**

The Division II Legislation Committee confirmed that it is permissible for an institution to pay the expenses to receive a prospective student-athlete's transcript, including any fee charged by the high school. An institution also may pay for express mail charges to have the transcript sent to the institution by the prospective student-athlete's educational institution.

[References: Bylaws 13.2.1 (general regulation) and 13.15.1 (precollege expenses -- prohibited expenses) and a staff interpretation (12/09/1994, Item No. a), which has been archived]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the precollege expense legislation regarding permissible expenses to evaluate the academic standing of a prospective student-athlete.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

**k. Incorporation of Interpretation into the Manual.**
(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Payment for Prospect’s Test Score to be Sent to NCAA Eligibility Center**

The Division II Legislation Committee confirmed that an institution may pay the fee for a prospect's ACT or SAT score to be sent from the testing agency to the NCAA Eligibility Center, provided the prospect has signed a National Letter of Intent or, for institutions not subscribing to the National Letter of Intent, has signed a written offer of admission and/or financial aid with that institution.

[References: Bylaws 13.2.1 (offers and inducements -- general regulation), 13.15.1 (pre-college expense -- prohibited expenses) and 13.15.2.1 (ACT and SAT scores)]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the official interpretation [Reference: 04/06/1994, Item No. 4] into the Manual will clarify the application of the legislation regarding the payment of permissible fees for a prospective student-athlete who has signed a written commitment to attend the institution.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

I. **Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Institution Providing Expenses for a High School to Send Transcripts to the NCAA Eligibility Center (II)**

The Division II Legislation Committee confirmed that it is permissible for an institution to provide expenses (e.g., Federal Express charges) for a high school to send a prospect's academic transcript to the NCAA Eligibility Center, provided the prospect has signed a National Letter of Intent or written offer of admission and/or athletically related financial aid
or the institution has received his or her financial deposit in response to its offer of admission.

[References: Bylaw 13.15.2.1 (ACT and SAT scores) and a staff interpretation (08/24/1994, Item No. a), which has been archived]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the legislation regarding the payment of permissible fees for a prospective student-athlete who has signed a written commitment to attend the institution.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

**m. Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

> Application of Disciplinary Suspension to Graduate Transfer Student-Athletes (II)

The Division II Legislation Committee confirmed that a graduate student who transfers to an NCAA member institution while the student is disqualified or suspended from his or her previous institution for disciplinary reasons (as opposed to academic reasons) must complete one calendar year in residence at the certifying institution.

[References: Bylaws 14.1.8.1 (one-time transfer exception), 14.5.1.1 (disciplinary suspension), 14.5.5.1 (general rule) and a staff interpretation (10/25/2013, Item No. b), which has been archived]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the disciplinary suspension legislation to graduate student transfers.

(4) **Estimated budget impact.** None.
(5) **Student-athlete impact.** None.

n. **Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Delayed Enrollment for Junior National/International Competition (II)**

The Division II Legislation Committee confirmed that the exception to the delayed enrollment legislation for participation in national/international competition (e.g., Olympic Games, World Championships, National Team) applies only to the events specified in the legislation and does not extend to junior level competition (e.g., Youth Olympic Games, U20 World Cup, Junior National Team) that may be associated with the specified events.

[References: Bylaw 14.2.4.2.2.2 (exception -- national/international competition) and a staff interpretation (05/19/2011, Item No. a), which has been archived.]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the national/international competition exception to the organized competition legislation for junior level competition.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

o. **Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Use of Transfer Exceptions by a '2-4-4' Transfer (II)**

The Division II Legislation Committee confirmed that if a student-athlete initially enrolls at a two-year college, transfers to another four-year
institution where the student-athlete is eligible for competition, attends the four-year institution for less than a full academic year and subsequently transfers to a Division II institution, the student-athlete may not use a transfer exception to be immediately eligible for competition at the Division II institution, unless the student-athlete would have been immediately eligible for competition under the Division II transfer regulations had the student-athlete transferred directly from the two-year college to the Division II institution.

[References: Bylaws 14.5.4 (two-year college transfers), 14.5.5.1.2 (attendance for less than one academic year), 14.5.5.3 (exceptions or waivers for transfers from four-year colleges) and a staff interpretation (01/08/2003, Item No. 1-a), which has been archived]

(2) **Effective date.** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the four-year college transfer legislation for student-athletes who initially enroll at a two-year institution and attend a four-year college for less than one academic year before transferring.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

**p. Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

Restrictions Regarding Exemption of Contests under Conference Challenge Event Legislation (II).

The Division II Legislation Committee determined that it is not permissible to exempt a contest between teams from the same conference as a part of a conference challenge event. In addition, the committee determined that if an out-of-region institution participates in an event, the event is no longer a conference challenge event. An institution may not exempt any contests played as a part of that event under the conference challenge exemption.
q. **Incorporation of Interpretation into the Manual.**

(1) **Recommendation.** To incorporate the following official interpretation into the Manual:

**Application of Contiguous State Principle to Conference Challenge Events (II)**

The Division II Legislation Committee confirmed that a contest played against an out-of-region opponent from a contiguous state may not be exempted as part of a conference challenge event.

[Reference: Bylaw 17.3.6.3 (annual exemptions)]

(2) **Effective Date:** Immediate.

(3) **Rationale.** Incorporating the March 8, 2016, official interpretation into the Manual will clarify the application of the conference challenge event legislation.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

2. **Nonlegislative items.**

a. **Legislative Referral to NCAA Division II Academic Requirements Committee – Review of Four-Year College Transfer Legislation.**
(1) **Recommendation.** That the NCAA Division II Management Council refer the following issue to the Academic Requirements Committee for consideration of potential legislative changes:

Whether the current four-year college transfer legislation remains appropriate or should be amended.

(2) **Effective date.** Immediate.

(3) **Rationale.** The Legislation Committee requested that a detailed review of the four-year college transfer legislation be referred to the Academic Requirements Committee. The Legislation Committee committed to conducting a review of the four-year college transfer legislation following the Path to Graduation review which amended the initial eligibility, progress-toward-degree and two-year college transfer requirements. The Legislation Committee is currently conducting reviews of the financial aid legislation and the nonchampionship segment legislation. In an effort to spread the work more evenly and move the review of four-year college transfer legislation forward, the Legislation Committee believes the Academic Requirements Committee is an appropriate body to lead the review. The Academic Requirements Committee previously conducted a successful review with the Path to Graduation initiative and is equipped to do the same with the four-year college transfer legislation.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** Will vary.

b. **Legislative Referral to NCAA Committee on Competitive Safeguards and Medical Aspects of Sports – Review of First Date of Practice – Soccer Championship Segment.**

(1) **Recommendation.** That the Management Council refer the following issue to the Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS) for consideration:

Whether CSMAS supports the NCAA Division II Championships Committee’s legislative recommendation to amend the first permissible date of practice in soccer to permit a member institution to begin practice sessions in the championship segment 21 days before the first permissible
contest of five days before the institution’s first day of classes, whichever is earlier.

(2) Effective date. Immediate.

(3) Rationale. The Legislation Committee requests that CSMAS be given the opportunity to review the Championships Committee’s legislative recommendation regarding the first permissible date of practice in soccer. Specifically, the committee noted the importance of seeking CSMAS feedback regarding the health and safety implications of extending the soccer playing season.

(4) Estimated budget impact. None.

(5) Student-athlete impact. Will vary.

INFORMATIONAL ITEMS.

1. Review of Division II Legislation Adopted at the 2016 Convention. The committee reviewed the following proposals that were adopted at the 2016 Convention:

   a. Division II Proposal No. 2016-3 -- Use of Credit Hours Earned in a Voluntary or Optional Minor during the Summer. The committee was provided an update regarding the legislative action taken by the Academic Requirements Committee to clarify the application of the proposal during its February in-person meeting.

   b. Proposal No. 2016-5 -- 14-Day Break following the Conclusion of the Playing Season. The committee considered whether it was appropriate to amend Bylaw 17.1.6.2 (weekly hour limitations - outside of playing season) to establish a 14-consecutive calendar-day break following the conclusion of the football season. The committee agreed to recommend sponsorship of noncontroversial legislation to establish a legislated 14 consecutive calendar-day break in football. [See Legislative Action Item No. 1-f]

   c. Proposal No. 2016-5 -- Clarification of Legislation Regarding Co-mingling of Groups in Skill Instruction. The committee reviewed the application of the legislation regarding co-mingling of groups of student-athletes and coaches in skill instruction. The committee agreed to recommend sponsorship of a noncontroversial legislative proposal to permit coaches to rotate among groups during a skill instruction session provided at least one coach is present with each
group during the conduct of skill instruction activity. [See Legislative Action Item No. 1-g]

d. Proposal No. 2016-6 -- Requirements Associated with Conference Office Involvement in Conference Challenge Events. The committee considered whether it was appropriate to establish a requirement for conference offices to review and approve schedules for conference challenge events. The committee did not support such a change at this time, but agreed to recommend incorporation of two official interpretations regarding exemption of contests under the conference challenge legislation [Reference: 11/19/15, Item No. 3] and the application of the contiguous state principle into the Manual. [See Legislative Action Item Nos. 1-p and 1-o]

- Issuance of Official Interpretation. The committee agreed to issue the following official interpretation related to conference challenge events:

  Application of Contiguous State Principle to Conference Challenge Events (II)

  The Division II Legislation Committee confirmed that a contest played against an out-of-region opponent from a contiguous state may not be exempted as part of a conference challenge event.

  [Reference: Bylaw 17.3.6.3 (annual exemptions)]

2. Financial Aid Review. The committee continued its discussion of the current financial aid legislation, including a review of the survey data from the 2016 Convention education session. The committee recommended sponsorship of three concepts for 2017 Convention legislation: (a) Count only athletics aid toward individual and current team equivalency limits; (b) Eliminate term-by-term financial aid awards; and (c) Permit increases in athletically related financial aid at any time, for any reason. [See Legislative Action Item Nos. 1-c, 1-d and 1-e]

3. Review of the Nonchampionship Segment Legislation. The committee engaged in a discussion about the complexities of the current nonchampionship segment legislation, and agreed to develop a legislative concept designed to simplify the application of the legislation. The committee directed staff to solicit feedback from the Management Council and the respective sport committees on two concepts:

a. Sports Other than Golf, Tennis and Women's Rowing: Permit Countable Athletically Related Activity During a 45-Day Period and Require Two Days Off Per Week. The current legislation requires institutions to toggle between in-
season and out-of-season countable athletically related activity limitations during the nonchampionship segment, which causes considerable confusion. This concept would permit countable athletically related activities to occur within a 45-day window and would require two days off per week. During the 45-day period, a student-athlete could only participate in 15 hours of countable athletically related activities per week and a maximum of four hours per day. In addition, the concept would require institutions to provide student-athletes two days off each week, instead of the one day off currently required. The 45-day period would omit vacation days and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice occurs on such days.

b. **Golf and Tennis: Permit 30 Days of Countable Athletically Related Activity During a 60-Day Period.** The current legislation requires institutions to toggle between in-season and out-of-season countable athletically related activity limitations during the nonchampionship segment, which causes considerable confusion. This concept would only permit countable athletically related activities to occur on 30 days within the 60-day window and would no longer permit conditioning activities or skill instruction to occur on days that do not count towards the limit of 30. During the 60-day period, a student-athlete could only participate in 15 hours of countable athletically related activities per week. In addition, the concept would require institutions to provide student-athletes two days off each week, instead of the one day off currently required. The 60-day period would omit vacation days and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice occurs on such days.

The concept of the 60-day window was presented by tennis coaches through the Division II Coaches Connection program. The recommendation was based on the current 60-day nonchampionship structure in golf, which was adopted in 2010. The rationale for the recommendation is that it would spread out the nonchampionship segment and reduce situations where student-athletes miss class time for several weeks in a row. The concept would provide institutions additional flexibility in scheduling. Many institutions do not own their tennis facilities and are subject to the availability of external venues, which creates significant challenges. Additionally, many coaches lead both the men's and women's programs, and this change will allow them adequate practice time with both programs. Finally, competition during the nonchampionship segment in both sports counts toward championship selections, so it is appropriate for these sports to have additional flexibility on both the number of in-season days and the window in which to use those days.
c. **Rowing.** The committee will continue to discuss the nonchampionship segment in rowing, which currently has 45 days within a period of 65 consecutive calendar days.

4. **Issuance of Official Interpretation.** The committee issued the following official interpretation to clarify that it is permissible for an institution to pay for actual and necessary expenses associated with the issuance of an I-20 to international student-athletes [See also Legislative Action Item No. 1-h]:

   Fees and Expenses for Prospective Student-Athletes – Expenses Related to the I-20 (II). The Legislation Committee determined that an institution is permitted to pay actual and necessary expenses related to the issuance of a student-athlete’s I-20 (e.g., express mail charges, expenses to obtain necessary documents).

   [References: Bylaws 13.15.2.1 (ACT and SAT scores) and 15.3.2.1.4 (fees and related expenses for prospective student-athletes)]

5. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 03/12/1999, Item No. a] to an official interpretation [See also Legislative Action Item No. 1-i]:

   Expenses to Obtain Translation of a Transcript: (II). The membership services staff confirmed that it is permissible for an institution to pay the expenses to obtain a translation of an international student-athlete's transcript. The staff noted that such an arrangement is not precluded because receipt of such materials is necessary to certify or evaluate the academic standing of a prospective student-athlete.

   [Reference: Bylaw 13.15.1 (precollege expenses - prohibited expenses)]

6. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 12/09/1994, Item No. a] to an official interpretation [See also Legislative Action Item No. 1-j]:

   Expenses to Receive Prospect's Transcripts and Express Mail Charges. The legislative services staff confirmed that it is permissible for an institution to pay the expenses to receive a prospective student-athlete's transcript, including any fee charged by the high school. An institution also may pay for express mail charges to have the transcript sent to the institution by the prospective student-athlete's educational institution. The staff noted that such an arrangement is not precluded because receipt of such materials is necessary to certify or evaluate the academic standing of a prospective student-athlete. [Note: This minute clarifies the 09/27/89 staff minutes, item 1-(d), which has now been archived.]
7. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 08/24/1994, Item No. a] to an official interpretation [See also Legislative Action Item No. 1-k]:

**Payment for Prospect's Test Score to be Sent to Clearinghouse.** An institution may pay the fee for a prospect's ACT or SAT score to be sent from the testing agency to the Initial-Eligibility Clearinghouse, provided the prospect has signed a National Letter of Intent or, for institutions not subscribing to the National Letter of Intent, has signed a written offer of admission and/or financial aid with that institution.

[References: Bylaws 13.2.1 (general regulation) and 13.15.1 (precollege expenses -- prohibited expenses)]

8. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 10/25/2013, Item No. b] to an official interpretation [See also Legislative Action Item No. 1-m]:

**Application of Disciplinary Suspension to Graduate Transfer Student-Athletes (II).** The academic and membership affairs staff confirmed that a graduate student who transfers to an NCAA member institution while the student is disqualified or suspended from his or her previous institution for disciplinary reasons (as opposed to academic reasons) must complete one calendar year in residence at the certifying institution.

[References: Bylaws 14.1.8.1 (one-time transfer exception), 14.5.1.1 (disciplinary suspension), 14.5.5.1 (general rule) and official interpretation (11/15/90, Item No. 7)]

9. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 05/19/2011, Item No. a] to an official interpretation [See also Legislative Action Item No. 1-n]:

**Delayed Enrollment for Junior National/International Competition (II).** The academic and membership affairs staff confirmed that the exception to the delayed enrollment legislation for participation in national/international competition (e.g., Olympic Games, World Championships, National Team) applies only to the events specified in the legislation and does not extend to junior level competition (e.g., Youth Olympic Games, U20 World Cup, Junior National Team) that may be associated with the specified events.

[Reference: Bylaw 14.2.4.2.2.2 (exception -- national/international competition)]
10. **Elevation of Staff Interpretation.** The committee directed staff to elevate the following staff interpretation [Reference: 01/08/2003, Item No. 1-(a) to an official interpretation and clarify the application for all student-athletes, including a transfer from a Division I or II institution. [See also Legislative Action Item No. 1-o]:

Use of One-Time Transfer Exception by a '2-4-4' Transfer (II). If a qualifier initially enrolls at a two-year college, transfers to a Division III or four-year nonmember institution where the student-athlete is eligible for competition, attends the Division III or four-year nonmember institution for less than a full academic year and subsequently transfers to a Division II institution, the student-athlete may not use the one-time transfer exception set forth in NCAA Bylaw 14.5.5.3.11 to be immediately eligible for competition at the Division II institution, unless the student-athlete would have been immediately eligible for competition under the Division II transfer regulations had the student-athlete transferred directly from the two-year college to the Division II institution. For example, a student-athlete who is a qualifier initially enrolls at a two-year college, attends the two-year college for two full-time semesters and completes 22 hours of transferable degree credit with a 2.75 cumulative grade-point average, transfers to an NAIA institution and is eligible for competition under NAIA rules, officially withdraws from the NAIA institution after only one week of attendance and subsequently transfers to a Division II institution. In that case, the student-athlete is not eligible to use the one-time transfer exception upon transferring to the Division II institution even if the student-athlete would have been eligible had he or she remained at the NAIA institution, inasmuch as the student-athlete failed to complete 24 hours of transferable degree credit at the two-year college as required by the Division II two-year college transfer regulations.

[References: Bylaws 14.5.4 (two-year college transfers), 14.5.4.2.1 (qualifier), 14.5.5.3 (exceptions or waivers for transfers from four-year colleges) and 14.5.5.3.11 (one-time transfer exception)]

11. **Referral from the NCAA Division II Presidents Council and Management Council Regarding a Legislative Recommendation for Permission to Contact and Consent to Use the One-Time Transfer Exception from National Association of Intercollegiate Athletics (NAIA) Institutions.** The committee received an update on conversations between the Legislation Committee chair, NCAA staff and the NAIA leadership. The NAIA leadership indicated that it would engage its membership in a discussion about potential changes to NAIA policies and legislation at the 2016 NAIA Convention in April. The Legislation Committee will continue to monitor the progress of NAIA discussions.

12. **Discussion Regarding Organized Competition Before Initial Collegiate Enrollment and NCAA Division II Committee for Legislative Relief Waivers.** The committee
received an update from staff regarding organized competition certification outcomes and legislative relief waivers. Currently, if a prospective student-athlete participates in organized competition after his or her one-year grace period, the individual is charged with the use of a season of competition, regardless of the amount of competition the student-athlete participated in during each calendar year. Additionally, the individual must serve an academic year in residence unless he or she meets an exception. For the previous two certification cycles, Division I has embraced a model known as the temporary review process. The process provides staff the discretion to apply a one-for-one withholding penalty in lieu of charging a full season and requiring the student-athlete to fulfill a year in residence in instances where the participation amounts to 50 percent or less of the Bylaw 17 maximum. The committee requested the Eligibility Center staff provide a sport-by-sport analysis of the number of Division II prospective student-athletes who participated in less than 20 percent, between 20 percent and 50 percent, and more than 50 percent of the Bylaw 17 maximum in the last two certification cycles to continue the discussion at the June 2016 meeting.

13. Update on the Referral of Issue Regarding Two-Year College Transfer Requirements to the Academic Requirements Committee. The committee received an update on a recent noncontroversial legislative recommendation from the Academic Requirements Committee that would permit a student-athlete who has earned credit hours at a previous two-year institution (prior to the student-athlete's most recent attendance at a four-year institution) to use those credit hours to satisfy the two-year college transfer requirements for English, math and science.

14. Discussion Regarding Removal of the Window of Reconsideration at 2017 Convention. At the request of the Presidents Council, the committee considered whether the Council should sponsor legislation for the 2017 NCAA Convention to remove the window of reconsideration during the Convention business session. The committee did not support elimination of the window of reconsideration but was supportive of potential modifications to the current process.

15. Review and Approval of the 2016-17 NCAA Division II Coaches Certification Test and Applicable Policies and Procedures. The committee reviewed and approved the 2016-17 NCAA Division II Coaches Certification Test and its policies and procedures. The updated test includes questions pertaining to newly adopted legislation. The committee directed the Legislative Review Subcommittee to review the test, its purpose and identify possible changes for the 2017-18 test.

16. Results from the most recent GOALS study. NCAA research staff presented findings from the 2015 GOALS study (experiences of current student-athletes) that relate specifically to Division II.
17. **Discussion Regarding Fees Associated with Commercial Crowdfunding Websites.** The committee received an update on the current application of the legislation regarding the use of commercial crowdfunding websites and the fees associated with use of such services. The committee directed staff to gather additional information for further discussion at its June meeting.

18. **Discussion Regarding the NCAA and National Association of Athletics Compliance (NAAC) Outreach Program.** The committee received an update from staff regarding ongoing partnership initiatives with NAAC.

19. **Review of Interpretations Subcommittee Teleconference Reports.** The committee reviewed and approved the Interpretations Subcommittee teleconference reports from November 16, 2015, November 30, 2015, and January 11, 2016.

20. **Approval of the November 2015 Legislation Committee In-Person Meeting and February 2016 Teleconference Reports.** The committee reviewed and approved the November 3-4, 2015, in-person meeting and February 5, 2016, teleconference reports.


22. **Discussion of "Foundation for the Future" Initiative.** The committee was provided an update on the Foundation for the Future requests submitted by all committees.

23. **Review of the Legislation Committee Policies and Procedures.** The committee reviewed and approved a policy regarding committee member recusal during the review of membership-sponsored proposals.

24. **Future Meeting Dates.**


   b. July 2016 teleconference, to be determined;

   c. September 2016 teleconference, to be determined; and

Committee Chair: Natasha Oakes, Missouri Western State University, Mid-America Intercollegiate Athletics Association
Staff Liaison(s): Karen Wolf, Academic and Membership Affairs
Amanda Conklin, Academic and Membership Affairs
Stephanie Quigg Smith, Academic and Membership Affairs
Angela Tressel, Academic and Membership Affairs

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<th>Attendees:</th>
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<tr>
<td>Molly Belden, Northeast-10 Conference.</td>
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<td>Peggy Davis, Virginia State University, Central Intercollegiate Athletic Association.</td>
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<td>Marty Gilbert, Mars Hill University, South Atlantic Conference.</td>
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<td>Chris Gregor, St. Martin's University, Great Northwest Athletic Conference.</td>
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<td>Jacob Long, Regis University, Rocky Mountain Athletic Conference.</td>
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<td>Barbara Hannum, Hawaii Pacific University, Pacific West Conference.</td>
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<td>Kelly McLaughlin, Regis University, Rocky Mountain Athletic Conference.</td>
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<td>Jacqie McWilliams, Central Intercollegiate Athletic Association.</td>
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<td>Natasha Oakes, Missouri Western State University, Mid-America Intercollegiate Athletics Association.</td>
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<td>Pennie Parker, Rollins College, Sunshine State Conference.</td>
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<td>Kimberly Pate, University of Illinois at Springfield, Great Lakes Valley Conference.</td>
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<td>Linda Van Drie-Andrzewski, Wilmington University (Delaware), Central Atlantic Collegiate Conference.</td>
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<td>Cherrie Wilmoth, Southeastern Oklahoma State University, Great American Conference.</td>
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<th>Guests in Attendance:</th>
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<th>NCAA Staff Liaisons in Attendance:</th>
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<tr>
<td>Amanda Conklin, Stephanie Quigg Smith, Angela Tressel and Karen Wolf.</td>
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<th>Other NCAA Staff Members in Attendance:</th>
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<tr>
<td>Steve Clar, Chelsea Crawford, Mike DeCesare, Maritza Jones, Julie Rainey, Rachel Stark, Terri Steeb Gronau, Kelley Sullivan, Gregg Summers, Ali Teopas, Ashley Thornburg, Jerry Vaughn and Jill Waddell.</td>
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SUMMARY OF SPRING QUARTERLY MEETINGS

The National Collegiate Athletic Association

April 18-19, 2016, Division II Management Council and
April 27-28, 2016, Presidents Council Meetings

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The April meeting was called to order at 8:30 a.m. by the incoming chair, Jacqie McWilliams. The chair thanked the new members and their mentors for attendance at the dinner the previous evening, and welcomed the newest members of the Council to their first meeting—Kim Duyst, senior woman administrator, California State University, Stanislaus; Bridget Lyons, senior woman administrator, Barry University; Steve Murray, commissioner, Pennsylvania State Athletic Conference; Ismael Pagan-Trinidad, faculty athletics representative, University of Puerto Rico at Mayaguez; Eric Schoh, director of athletics, Winona State University; and Cherrie Wilmoth, senior woman administrator, Southeastern Oklahoma State University.

The chair noted the absence of Jasmyn Lindsay, one of the two Student-Athlete Advisory Committee representatives on the Council, as well as the fact that this would be Jim Crawley’s final Management Council meeting, as he was resigning his position as the representative from the Central Atlantic Collegiate Conference.

The chair introduced the four NCAA Pathway Program participants, who were monitoring the meeting—Marques Dantzler, assistant director of athletics for academics and compliance, Texas A&M University-Kingsville; Amy Foster, associate director of athletics for business and operations, Seattle Pacific University; Christian Stryker, associate director of athletics for external operations, Coker College; and Jason Trufant, senior associate director of athletics, Dowling College.

The chair also introduced Ryan Jones, who was selected as the new associate director of Division II and will begin his position May 9, as well as NCAA staff members in attendance. She noted that Angela Tressel, assistant director of academic and membership affairs, was attending the meeting as a professional development opportunity.

The overall schedule for the day was shared and the chair noted that the Division II Management Council Identity Subcommittee would be meeting at 5 p.m. when the Council recessed for the day.

Presidents Council. The Presidents Council met Wednesday evening, April 27, and Thursday morning, April 28. The chair welcomed new members in attendance—Philip Kerstetter, University of Mount Olive; Bill LaForge, Delta State University; and M. Roy Wilson, Wayne State University (Michigan).
The chair noted the absences of Ron Ellis, California Baptist University; Cynthia Jackson-Hammond, Central State University; and Les Wong, San Francisco State University.

2. REVIEW OF PREVIOUS MEETING DOCUMENTATION.


Presidents Council. The Presidents Council approved the summary of action document, as presented.


Management Council. The report from the Board of Governors meeting in January was provided for informational purposes. No action was taken.

Presidents Council. The report from the Board of Governors meeting in January was provided for informational purposes. No action was taken.

c. Administrative Committee Meeting(s)/Action(s).

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

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

3. REVIEW OF 2015-16 DIVISION II PRIORITIES.

Management Council. The Management Council was updated on initiatives that have been developed or taken place with regard to the 2015-16 priorities. Priorities for 2016-17 will be established this spring to be approved by the Councils at the summer meetings. No action was taken.

Presidents Council. The Presidents Council was informed that they would be receiving via email an update on priorities. No action was taken.
4. **NCAA CONVENTION AND LEGISLATION.**

   a. **Presidents Council-Sponsored Proposals for the 2017 NCAA Convention.**

(1) 2017-1 *(Amateurism—Competition-Related Expenses from an Outside Sponsor).*

   **Management Council.** The Management Council recommended that the Presidents Council approve the legislative form of the proposal.

   **Presidents Council.** The Presidents Council approved the legislative form of the proposal.

(2) 2017-2 *(Eligibility—Seasons of Competition: 10-Semester/15-Quarter Rule—Hardship Waiver—Season-of-Competition Waiver—Competition While Eligible).*

   **Management Council.** The Management Council recommended that the Presidents Council approve the legislative form of the proposal.

   **Presidents Council.** The Presidents Council approved the legislative form of the proposal.

(3) 2017-3 *(Playing and Practice Seasons—General Playing-Season Regulations—Time Limits for Athletically Related Activities—Additional Restrictions—No Class Time Missed for Competition in Nonchampionship Segment—Team Sports).*

   **Management Council.** The Management Council recommended that the Presidents Council approve the legislative form of the proposal.

   **Presidents Council.** The Presidents Council approved the legislative form of the proposal.

b. **Noncontroversial Proposals.**

   **Management Council.** The Management Council approved the noncontroversial proposals in legislative form.

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

Management Council. The Management Council recommended that the Presidents Council approve including into the 2016-17 Manual the proposals approved in legislative form and in concept at the April 2016 Management Council and Presidents Council meetings that are considered the running supplements for the 2016 calendar year. These proposals will appear in the “blue pages” of the 2017 NCAA Division II Official Notice.

Presidents Council. The Presidents Council approved the recommendation.

d. The ‘Window of Reconsideration’ at the Annual Division II Business Session.

Management Council. The Management Council discussed feedback from the Academic Requirements Committee, Legislation Committee and Membership Committee in regard to whether the Presidents Council should sponsor legislation for the 2017 NCAA Convention to eliminate legislation that permits a delegate who voted on the prevailing side in the original consideration of a division dominant or federated proposal(s) to make a motion to reconsider a vote of the proposal(s) during the business session of any Division II Convention. The Council was not supportive of a legislative change at this time; however, it agreed to refer the issue to the Legislation Committee for further discussion. The Council directed the committee to seek membership feedback on the issue and to develop options for a possible change to the legislation or the process for the reconsideration of proposals (e.g., lengthen the window of reconsideration; require delegates interested in reconsidering a proposal to report their intent to make a motion to reconsider a proposal prior to the window of reconsideration).

Presidents Council. The Presidents Council referred the issue back to the Legislation Committee for further discussion and membership feedback prior to taking any action.

5. REVIEW OF COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.

a. Division II Committees.

(1) Academic Requirements Committee.

(a) Bylaw 14.5.4.3—Eligibility—Transfer Regulations—Two-Year College Transfers—Eligibility for Competition, Practice and Athletics Aid—All Other Qualifiers, Partial Qualifiers and Nonqualifiers—English, Math and Science.
The Management Council adopted noncontroversial legislation to permit a student-athlete who has earned credit hours at a previous two-year institution (prior to the student-athlete’s most recent attendance at a four-year institution) to use those credit hours to satisfy the two-year college transfer requirements for English, math and science, effective August 1, 2016, for student-athletes enrolling in a Division II institution on or after August 1, 2016.

Presidents Council. No action was necessary.

(b) Bylaw 14.4.3.7.9—Eligibility—Progress-Toward-Degree Requirements—Eligibility for Competition—Fulfillment of Credit-Hour Requirements After Designation of Degree—Credits Earned in a Voluntary or Optional Minor—Regular Academic Terms.

The Management Council adopted a modification of wording to amend NCAA Bylaw 14.4.3.7.9 (credits earned or accepted toward a minor) to clarify that a student-athlete may use a maximum of six credit hours earned in a voluntary or optional minor per regular academic term to fulfill the credit-hour requirements for meeting progress toward degree; further, to clarify that hours earned in a voluntary or optional minor during the summer may not be used to meet progress-toward-degree requirements, effective August 1, 2016.

Presidents Council. No action was necessary.

(c) Incorporation of Interpretation into the Division II Manual.

The Management Council agreed to incorporate the following official interpretation into the NCAA Division II Manual, effective immediately.

Application of Progress-Toward-Degree Requirements When Using Return to Original Institution Exception (II)

The Division II Academic Requirements Committee determined that a student-athlete who returns to the certifying institution using the two-year or four-year college return to original institution exception must satisfy all progress-toward-degree requirements that the student-athlete triggered during his or her previous
enrollment at the certifying institution (e.g. annual credit hour requirement) before being eligible for competition.

[Reference: Bylaws 14.4.3.2 (term-by-term credit hour requirement), 14.4.3.2.1 (application or rule to transfer student), 14.4.3.3.2 (application of rule), 14.4.3.3.2.1 (application to a midyear enrollee), 14.4.3.4 (annual credit hour requirement), 14.4.3.4.1 (application of rule), 14.4.3.4.1.1 (application to a midyear enrollee), 14.5.4.6.4 (return to original institution exception), 14.5.5.3.7 (return to original institution without participation or with minimal participation exception.)

Presidents Council. No action was necessary.

(d) Academic Misconduct Discussion.

Management Council. The Management Council noted that the committee was considering options for sponsoring a legislative proposal in Division II, if the Division I Council adopts proposed academic misconduct legislation at its April meeting.

Presidents Council. No action was necessary.

(e) Status Report on Pending Changes to SAT.

Management Council. The Management Council noted that changes to the SAT went into effect in March 2016. The concordance between scores on the old test and scores on the new test will not be available until May. An editorial revision to current legislation was published February 10, 2016, indicating that the minimum combined SAT score required for tests taken on or after March 1, 2016, will be evaluated based on the concordance established by the College Board.

Presidents Council. No action was necessary.

(2) Championships Committee.

(a) February 16-17 Meeting.

i. NCAA Bylaw 17.19.2—Playing Seasons-Preseason Practice—Date of Practice and Preseason Activities—Soccer.
Management Council. The Management Council agreed to refer to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport a recommendation to sponsor legislation for the 2017 NCAA Convention to amend NCAA Bylaw 17.19.2 to specify that in soccer, an institution shall not begin practice in the championship segment before 21 days prior to the first permissible contest, as specified; further, to specify that during the preseason practice period before the institution’s first day of classes or the first scheduled contest, a soccer student-athlete’s participation in countable athletically related activities shall be limited to a maximum of four hours per day and 20 hours per week and that all countable athletically related activities shall be prohibited during one calendar day per week, effective August 1, 2017.

Presidents Council. No action was necessary.

ii. Bylaw 31.3.4.2—Administrative Regulations—Automatic Qualification—Requirements—Division Championship—Conference Champion Ineligible, Declines to or Cannot Compete—Conference Champion.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 31.3.4.2-(h) (automatic qualification—conference champion ineligible, declines to or cannot compete) to specify that if a conference’s automatic qualifier is ineligible to compete, declines to compete or cannot compete for any reason, automatic qualification shall be withdrawn for that year in the sport, as specified; further, to clarify that conference policy shall determine how a conference’s automatic qualifier is determined for championship selection, effective immediately.

Presidents Council. No action was necessary.

iii. Automatic Qualification for the Division II Men’s Soccer Championship.
Management Council. The Management Council recommended that the Presidents Council approve conference automatic qualification for the Division II Men’s Soccer Championship, effective August 1, 2017, for selections of the 2017 men’s soccer championship and thereafter. The Management Council believed that providing this opportunity is in the best interest of the sport, as it gives more meaning to the conference tournament. Currently, 18 conferences that sponsor men’s soccer would meet automatic-qualification requirements if they applied.

Presidents Council. The Presidents Council approved the recommendation.

iv. Committee Appointments.

Management Council. The Management Council ratified the following sports committee appointments, effective September 1, 2016, unless otherwise noted:

(i) Baseball. Sean Loyd, director of athletics and head baseball coach, West Virginia State University, to replace Harry Hillson, head baseball coach, Mansfield University of Pennsylvania; Dan McDermott, head baseball coach, Academy of Art University, to replace Kenny Leonesio, head baseball coach, California State University, Stanislaus; and Mark Richard, director of athletics, University of Montevallo, to replace Douglas Jones, head baseball coach, Tusculum College. All three appointments are due to term expirations.

(ii) Men’s Basketball. Brian Beaury, head men’s basketball coach, The College of Saint Rose, to replace Joseph Clinton, director of athletics and head men’s basketball coach, Dominican College (New York); Ken Gerlinger, assistant commissioner, Peach Belt Conference, to replace Wendell Staton, director of athletics, Georgia College & State University; and Jon Mark Hall, director of athletics, University of Southern Indiana, to replace Suzanne Sanregret, director of athletics,
Michigan Technological University. All three appointments are due to term expirations.

(iii) **Men’s Basketball Rules.** Chris Graham, commissioner, Rocky Mountain Athletic Conference, to replace Mark Peeler, director of athletics and head men’s basketball coach, Erskine College; and Eddie Jackson, associate director of athletics, Rogers State University, to replace Don Brubacher, director of athletics, Hillsdale College. Both appointments are due to term expirations. (NOTE: Mr. Jackson’s appointment is pending approval of Rogers State University to active membership by September 1, 2016.)

(iv) **Women’s Basketball.** Jason Martens, head women’s basketball coach, St. Mary’s University (Texas), to replace Lynne Andrew, assistant director of athletics, Fort Lewis College; and Sandra Michael, assistant vice president for athletics, Holy Family University, to replace Patricia Thomas, director of athletics, University of the District of Columbia. Both appointments are due to term expirations.

(v) **Football.** Kent Weiser, (reappointment) director of athletics, Emporia State University; Daryl Dickey, director of athletics, University of West Georgia, to replace Joe Reich, head football coach, Wingate University; and John Wristen, head football coach, Colorado State University-Pueblo, to replace Dell Robinson, commissioner, Great Lakes Intercollegiate Athletic Conference. Both appointments are due to term expirations.

(vi) **Women’s Golf.** Nick Crovetti, head golf coach, Merrimack College, to replace Rebecca Mailloux, head golf coach, Grand Valley State University; and Ryan Kaiser, associate director of athletics, Northwestern Oklahoma State University, to replace Chad Markuson, associate director of athletics, Minnesota State University Moorhead. Both appointments are due to term expirations.
(vii) Men’s and Women’s Ice Hockey Rules. Thomas Wilkins, associate director of athletics, Southern New Hampshire University, to replace Aaron Kemp, associate director of athletics, Mercyhurst College. (NOTE: This appointment is effective immediately, as Mr. Kemp’s term on the committee expired in 2014. The delay stems from a legislative amendment to clarify that the Division II representative could be from a Division II institution that sponsored either Division I or Division II ice hockey. Since that legislation was only recently adopted, the position is just now being filled.)

(viii) Men’s and Women’s Skiing. Joseph Haggenmiller, head Nordic skiing coach, Michigan Technological University, to replace Mark Anderson, head Alpine skiing coach, University of Alaska Anchorage, due to term expiration.

(ix) Men’s Soccer. Robert Cummings, head men’s soccer coach, California State University, Monterey Bay, to replace Brandon Bronzan, associate director of athletics, Sonoma State University, due to term expiration.

(x) Softball. Stacey Vallee, head softball coach/senior woman administrator, Francis Marion University, to replace Vicki Hollifield, head softball coach/senior woman administrator, Carson-Newman College, due to term expiration.

(xi) Men’s and Women’s Tennis. A. Kenyon Wagner, director of athletics, Brigham Young University, Hawaii. (NOTE: Mr. Wagner filled an interim vacancy on the committee and was eligible to be reappointed to an additional four-year term. However, given that the institution has announced it will phase out its athletics program after the 2016-17 academic year, Mr. Wagner will serve a shortened term.) Kristen Ford, senior woman administrator, Rocky Mountain Athletic
Conference, to replace Tyler Knox, compliance coordinator, Dallas Baptist University, due to term expiration.

(xii) Men’s and Women’s Track and Field and Cross Country. Steve Blocker, head track and field/cross country coach, Emporia State University, to replace Amber Feldman, associate commissioner for compliance and internal operations/senior woman administrator, Mid-America Intercollegiate Athletics Association; and Lee Glenn, assistant director of athletics, University of North Georgia, to replace Matthew van Lierop, head men’s and women’s tennis coach, Mount Olive University. Both appointments are due to term expirations.

(xiii) Wrestling. Jackie Paquette, associate director of athletics, University of Indianapolis, to replace Jason Valek, head wrestling coach, Newberry College, due to term expiration.

Presidents Council. No action was necessary.

Management Council. The Management Council did not ratify the appointment of James Moore, head women’s soccer coach, Georgian Court University, to the Men’s and Women’s Soccer Rules Committee, as the appointment was made in error.

Presidents Council. No action was necessary.

v. Selection Criteria Transparency.

Management Council. The Management Council noted that the committee had agreed to publish data used during the final week of the selection process, effective with the 2016 winter and spring championships, as this data was not made available for the fall championships. No action was necessary.

Presidents Council. No action was necessary.
vi. Football Automatic Qualification (AQ).

Management Council. The Management Council noted that the Championships Committee had acknowledged the Football Committee’s recommendation to delay AQ in football until further study has been completed, as well as the Championships Committee request that the group render a decision in advance of the 2019 season. No action was necessary.

Presidents Council. No action was necessary.

(b) March 3 Teleconference.


Management Council. The Management Council adopted noncontroversial legislation to amend NCAA Division II Bylaw 13.17.3 (football) to revise the recruiting calendar in football to establish a dead period from Monday through Wednesday of the week of the annual convention of the American Football Coaches Association, effective immediately.

Presidents Council. No action was necessary.

ii. Performance Indicator Calculation in Men’s Soccer.

Management Council. The Management Council voted to allow the soccer committee to modify the performance indicator calculation in men’s soccer (by expanding the point scale in the calculation to more accurately assign a value for wins, ties and losses, and location of the match).

Presidents Council. No action was necessary.

iii. Regional Alignment in Women’s Lacrosse.

Management Council. The Management Council approved the expansion of the regional alignment for Division II
women’s lacrosse from two regions (North and South) to four regions, effective September 1, 2017, as follows:

- **Atlantic**—Central Atlantic Collegiate Conference and the Pennsylvania State Athletic Conference—23 schools;
- **East**—East Coast Conference and Northeast-10 Conference—23 schools;
- **Midwest**—Great Lakes Intercollegiate Athletic Conference and the Rocky Mountain Athletic Conference—24 schools; and
- **South**—Conference Carolinas, South Atlantic Conference and Independent Schools—27 schools.

Presidents Council. The Presidents Council reviewed the information. No action was necessary.

(c) **March 16 Electronic Vote—Wrestling Committee Appointment.**

Management Council. The Management Council approved the effective date for the appointment of Jackie Paquette, Associate Director of Athletics, University of Indianapolis, on the Division II Wrestling Committee to be changed from September 1, 2016, to immediate.

Presidents Council. No action was necessary.

(d) **April 7 Teleconference—Sport Committee Appointments.**

Management Council. The Management Council ratified the following sports committee appointments, effective September 1, 2016, unless otherwise noted:

i. Men’s Golf. Craig Stensgaard, assistant director of athletics/head men’s and women’s golf coach, Northwest Nazarene University, to replace Todd Ohlmeyer, head men’s golf coach, St. Edward’s University, due to term expiration.

ii. Women’s Lacrosse. Julika Blankenship, head women’s lacrosse coach, Queens University of Charlotte, to replace
Lesley Graham, head women’s lacrosse coach, Saint Leo University, due to term expiration.

iii. **Men’s Soccer.** Claudio Arias, associate director of athletics/head men’s soccer coach, Texas A&M International University, to replace Frank Kohlenstein, head men’s soccer coach, Colorado School of Mines, due to term expiration.

iv. **Women’s Soccer.** James Moore, head women’s soccer coach, Georgian Court University, to replace Magnus Nilerud, head women’s soccer coach, University of Bridgeport, due to term expiration.

v. **Men’s and Women’s Swimming and Diving.** Barbara Parker, diving coach, University of West Florida, to replace Kelly LaCroix, diving coach, Wayne State University (Michigan), due to term expiration.

vi. **Men’s and Women’s Track and Field and Cross Country.** Jody Russell, faculty athletics representative/athletic trainer, Lock Haven University of Pennsylvania, to replace Kimberly Miller, assistant director of athletics, Shaw University, due to Ms. Miller having resigned from the committee; effective immediately.

vii. **Women’s Volleyball.** Melanie Robotham, assistant commissioner, Lone Star Conference, to replace Debbie Hendricks, head women’s volleyball coach, Metropolitan State University of Denver, due to Ms. Hendricks having left Metro State; effective immediately. In addition, Timothy McDiffett, senior associate director of athletics, University of Alaska Anchorage, to replace Jamie Bouyer, associate director of athletics, California State University, Dominguez Hills, due to term expiration.

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

(3) **Committee for Legislative Relief.**

(a) **Incidental Expense Waiver List.**
Management Council. The Management Council approved the updated incidental expense waiver list, as specified. The updated list incorporates a number of legislative changes and broadens the scope of the remaining items so that they are less specific and will allow for more flexibility, while maintaining the intent of the original approved waiver.

Presidents Council. No action was necessary.

(b) Guideline and Information Standards for Waivers Involving NCAA Bylaw 14.5.5 (Four-Year College Transfers) and Assertions of Financial Hardship.

Management Council. The Management Council approved, as submitted, the guideline and information standards for the review of waiver requests seeking relief of Bylaw 14.5.5 (four-year college transfers) for assertions of financial hardship, effective immediately for student-athletes transferring for the 2016-17 academic year.

Presidents Council. No action was necessary.

(4) Legislation Committee.

(a) February 5 Report.

Management Council. The Management Council reviewed the committee’s report from its February teleconference. No action was taken.

Presidents Council. No action was necessary.

(b) March 7-8 Report.

i. Financial Aid and Nonchampionships Segment Reviews.

Management Council. The Management Council received a brief overview of the financial aid and nonchampionships concepts that the Legislation Committee has been reviewing. See below for actions taken by the Council with regard to these concepts.
i. NCAA Bylaw 12—Amateurism—Payment Based on Performance—From Amateur Team or Event Sponsor in Individual Sports.

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 NCAA Convention to amend Bylaw 12 (amateurism) to specify that following initial full-time collegiate enrollment, an individual may accept prize money in individual sports based on his or her place finish or performance in an open athletics event. The competition must occur outside the institution’s declared playing season during the institution’s official summer vacation period; further, to specify that such prize money shall not exceed the student-athlete's actual and necessary expenses and may be provided only by the sponsor of the event. Actual and necessary expenses may not include the expenses or fees of anyone other than the student-athlete, effective August 1, 2017.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2017 Convention.


Management Council. The Management Council did not recommend that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 12.1.4 (impermissible—following initial full-time collegiate enrollment) to establish an exception to the preferential treatment, benefit or services rule to specify that it is permissible for an institution to designate money earned by a student-athlete in an institutional fundraiser, specifically for that student-athlete, up to the actual and necessary expenses for the specific item (e.g., transportation, uniforms); further, to specify that any unearned money...
shall go to the institution, athletics department or team. Further, to establish a definition of earned and unearned money, effective August 1, 2017, for any fundraising activities that occur on August 1, 2017, and thereafter.

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

iv. **Bylaw 15—Financial Aid—Calculation of Equivalencies—Count Only Athletics Aid Toward Individual and Current Team Equivalency Limits.**

**Management Council.** The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 15 (financial aid) to specify that only athletics aid counts toward individual and team equivalency limits, effective August 1, 2018.

**Presidents Council.** The Presidents Council agreed to sponsor the legislation for the 2017 Convention.

v. **Bylaw 15.6.3.1—Financial Aid—Terms and Conditions of Awarding Institutional Financial Aid—Period of Institutional Financial Aid Award—Period of Institutional Financial Aid Award—Requirement to Provide Athletically Related Financial Aid for One Academic Year.**

**Management Council.** The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 15.6.3.1 (one-year limit) to specify that an offer of athletically related financial aid shall not be awarded for a period of less than one academic year; further, to establish exceptions for providing athletically related financial aid for less than one academic year, as specified, effective August 1, 2018.

**Presidents Council.** The Presidents Council agreed to sponsor the legislation for the 2017 Convention.

vi. **Bylaw 15.6.4—Financial Aid—Terms and Conditions of Awarding Institutional Financial Aid—Reduction and...**
Cancellation During Period of Award—Increases in Athletically Related Financial Aid Permissible at Any Time, For Any Reason.

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 15.6.4 (reduction and cancellation during period of award) to permit increases in athletically related financial aid at any time, for any reason, effective August 1, 2018.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2017 Convention.

vii. Bylaw 17.1.6.2.3—Playing and Practice Seasons—General Playing-Season Regulations—Weekly Hour Limitations—Outside the Playing Season—Football—14-Day Break at Conclusion of Season.

Management Council. The Management Council sponsored noncontroversial legislation to amend Bylaw 17.1.6.2.3 (football) to specify that following the institution’s final contest in the segment that concludes with the NCAA championship, including any competition in a conference championship, out-of-season activities and countable athletically related activities are prohibited for a 14 consecutive calendar-day period, effective immediately.

Presidents Council. No action was necessary.

viii. Bylaw 17.1.6.2.2—Playing and Practice Seasons—General Playing-Season Regulations—Weekly Hour Limitations—Outside the Playing Season—Skill Instruction—Definition of Co-Mingling.

Management Council. The Management Council sponsored noncontroversial legislation to amend Bylaw 17.1.6.2.2 (skill instruction) to specify that co-mingling occurs when a student-athlete rotates among multiple groups during a skill instruction session; further, to eliminate the restriction on coaches rotating from group to group during skill instruction, provided at least one coach is
present with each group during the conduct of skill instruction activity, effective immediately.

Presidents Council. No action was necessary.

ix. Incorporation of Interpretations into the NCAA Division II Manual.

Management Council. The Management Council voted to incorporate the following interpretations into the Division II Manual, all effective immediately.

• Fees and Expenses for Prospective Student-Athletes – Expenses Related to the I-20 (II)

The Division II Legislation Committee determined that an institution is permitted to pay actual and necessary expenses related to the issuance of a student-athlete’s I-20 (e.g., express mail charges, expenses to obtain necessary documents).

[References: Bylaws 13.15.2.1 (ACT and SAT scores) and 15.3.2.1.4 (fees and related expenses for prospective student-athletes].

• Expenses to Obtain Translation of a Transcript (II)

The Division II Legislation Committee confirmed that it is permissible for an institution to pay the expenses to obtain a translation of an international student-athlete's transcript.

[References: Bylaw 13.15.1 (precollege expenses - prohibited expenses) and a staff interpretation (03/12/1999, Item No. a), which has been archived.]

• Expenses to Receive Prospect’s Transcripts and Express Mail Charges (II)

The Division II Legislation Committee confirmed that it is permissible for an institution to pay the expenses to receive a prospective student-athlete's transcript, including any fee charged by the high
school. An institution also may pay for express mail charges to have the transcript sent to the institution by the prospective student-athlete's educational institution.

[References: Bylaws 13.2.1 (general regulation) and 13.15.1 (precollege expenses -- prohibited expenses) and a staff interpretation (12/09/1994, Item No. a), which has been archived]

- **Payment for Prospect’s Test Score to be Sent to NCAA Eligibility Center**

The Division II Legislation Committee confirmed that an institution may pay the fee for a prospect's ACT or SAT score to be sent from the testing agency to the NCAA Eligibility Center, provided the prospect has signed a National Letter of Intent or, for institutions not subscribing to the National Letter of Intent, has signed a written offer of admission and/or financial aid with that institution.

[References: Bylaws 13.2.1 (offers and inducements -- general regulation), 13.15.1 (pre-college expense -- prohibited expenses) and 13.15.2.1 (ACT and SAT scores)]

- **Institution Providing Expenses for a High School to Send Transcripts to the NCAA Eligibility Center (II)**

The Division II Legislation Committee confirmed that it is permissible for an institution to provide expenses (e.g., Federal Express charges) for a high school to send a prospect's academic transcript to the NCAA Eligibility Center, provided the prospect has signed a National Letter of Intent or written offer of admission and/or athletically related financial aid or the institution has received his or her financial deposit in response to its offer of admission.
• Application of Disciplinary Suspension to Graduate Transfer Student-Athletes (II)

The Division II Legislation Committee confirmed that a graduate student who transfers to an NCAA member institution while the student is disqualified or suspended from his or her previous institution for disciplinary reasons (as opposed to academic reasons) must complete one calendar year in residence at the certifying institution.

[References: Bylaws 14.1.8.1 (one-time transfer exception), 14.5.1.1 (disciplinary exception), 14.5.5.1 (general rule) and a staff interpretation (10/25/2013, Item No. b), which has been archived]

• Delayed Enrollment for Junior National/International Competition (II)

The Division II Legislation Committee confirmed that the exception to the delayed enrollment legislation for participation in national/international competition (e.g., Olympic Games, World Championships, National Team) applies only to the events specified in the legislation and does not extend to junior level competition (e.g., Youth Olympic Games, U20 World Cup, Junior National Team) that may be associated with the specified events.

[References: Bylaw 14.2.4.2.2.2 (exception -- national/international competition) and a staff interpretation (05/19/2011, Item No. a), which has been archived.]

• Use of Transfer Exceptions by a '2-4-4' Transfer (II)

The Division II Legislation Committee confirmed that if a student-athlete initially enrolls at a two-year
college, transfers to another four-year institution where the student-athlete is eligible for competition, attends the four-year institution for less than a full academic year and subsequently transfers to a Division II institution, the student-athlete may not use a transfer exception to be immediately eligible for competition at the Division II institution, unless the student-athlete would have been immediately eligible for competition under the Division II transfer regulations had the student-athlete transferred directly from the two-year college to the Division II institution.

[References: Bylaws 14.5.4 (two-year college transfers), 14.5.5.1.2 (attendance for less than one academic year), 14.5.5.3 (exceptions or waivers for transfers from four-year colleges) and a staff interpretation (01/08/2003, Item No. 1-a), which has been archived]

- **Restrictions Regarding Exemption of Contests under Conference Challenge Event Legislation (II).**

  The Division II Legislation Committee determined that it is not permissible to exempt a contest between teams from the same conference as a part of a conference challenge event. In addition, the committee determined that if an out-of-region institution participates in an event, the event is no longer a conference challenge event. An institution may not exempt any contests played as a part of that event under the conference challenge exemption.

  [References: Bylaw 17.3.6.3 (annual exemptions); and Proposal No. 2016-6]

- **Application of Contiguous State Principle to Conference Challenge Events (II)**

  The Division II Legislation Committee confirmed that a contest played against an out-of-region opponent from a contiguous state may not be exempted as part of a conference challenge event.
Bylaw 17.3.6.3 (annual exemptions)]

Presidents Council. No action was necessary.

x. Legislative Referrals to Committees.

Management Council. The Management Council referred the two legislative items below to the following committees, as recommended by the Legislation Committee.

- To the Division II Academic Requirements—Review of Four-Year College Transfer Legislation: Whether the current four-year college transfer legislation remains appropriate or should be amended, effective immediately.

Rationale. The Legislation Committee requested that a detailed review of the four-year college transfer legislation be referred to the Academic Requirements Committee. The Legislation Committee committed to conducting a review of the four-year college transfer legislation following the Path to Graduation review, which amended the initial eligibility, progress-toward-degree and two-year college transfer requirements. The Legislation Committee is currently conducting reviews of the financial aid legislation and the nonchampionship segment legislation. In an effort to spread the work more evenly and move the review of four-year college transfer legislation forward, the Legislation Committee believes the Academic Requirements Committee is an appropriate body to lead the review. The Academic Requirements Committee previously conducted a successful review with the Path to Graduation initiative and is equipped to do the same with the four-year college transfer legislation.

- To the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS)—Review of First Date of Practice—
Soccer Championship Segment: Whether CSMAS supports the NCAA Division II Championships Committee’s legislative recommendation to amend the first permissible date of practice in soccer to permit a member institution to begin practice sessions in the championship segment 21 days before the first permissible contest of five days before the institution’s first day of classes, whichever is earlier.

Rationale. The Legislation Committee requests that CSMAS be given the opportunity to review the Championships Committee’s legislative recommendation regarding the first permissible date of practice in soccer. Specifically, the committee noted the importance of seeking CSMAS feedback regarding the health and safety implications of extending the soccer playing season.

[Note item no. 5-a-(2)-(a)-i regarding the referral to CSMAS.]

Presidents Council. No action was necessary.

xi. Referral from Division II Management Council and Presidents Council to Legislation Committee.

Management Council. The Management Council noted that the committee had engaged in discussions with the NAIA concerning a legislative recommendation for permission to contact and consent to use the one-time transfer exception from NAIA institutions. NAIA leadership has indicated that it will engage its membership in a discussion about potential changes to NAIA policies and procedures and legislation in April. The Legislative Committee will continue to monitor the progress of the discussions and report back to the Management Council.

Presidents Council. No action was necessary.
xii. **Nonchampionship Segment Review.**

**Management Council.** The Management Council discussed and provided feedback to the Legislation Committee on concepts developed by the committee to possibly amend the nonchampionship segment legislation, as follows:

**All sports, except golf and tennis.** This concept would permit countable athletically related activities to occur within a 45-day window and would require two days off per week. During the 45-day period, a student-athlete could only participate in 15 hours of countable athletically related activities per week and a maximum of four hours per day. In addition, the concept would require institutions to provide student-athletes two days off each week, instead of the one day off currently required. The 45-day period would omit vacation days and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice occurs on such days.

**Golf and tennis.** This concept would only permit countable athletically related activities to occur on 30 days within the 60-day window and would no longer permit conditioning activities or skill instruction to occur on days that do not count toward the limit of 30. During the 60-day period, a student-athlete could only participate in 15 hours of countable athletically related activities per week. In addition, the concept would require institutions to provide student-athletes two days off each week, instead of the one day off currently required. The 60-day period would omit vacation days and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice occurs on such days.

The Management Council was generally supportive of these concepts and noted that sports committees will also have an opportunity to provide feedback to the Legislation Committee. Depending upon the feedback received, the Legislation Committee may recommend sponsorship of legislation at its June meeting.

**Presidents Council.** No action was necessary.
(5) **Membership Committee.**

(a) **Bylaw 20.2.2.2—Membership Process—Administrative Requirement Prior to Active Membership—Conference Membership at Time of Application.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 20.2.2.2 to specify that before an institution may apply for Division II membership, it must receive a bona fide invitation for membership from an active Division II conference, effective immediately, for institutions applying for Division II membership by February 1, 2017, and thereafter.

Presidents Council. No action as necessary.

(b) **Minimum Requirements Related to Institutions Applying to and in the Division II Membership Process.**

Management Council. The Management Council noted that the committee had clarified language in the application completed for Division II membership, stating that an institution must demonstrate that it is in good standing with its regional accrediting agency by July 1 of the year of application. The same standard related to good standing is required for institutions in the membership process, and such language will be included in the policies and procedures related to the process. This issue will be reviewed for each applicant institution on a case-by-case basis. No action was necessary.

Presidents Council. No action was necessary.

(c) **Division II Conference Membership Requirements and the Application Process.**

Management Council. The Management Council noted that the committee had identified the minimum requirements that are essential to the foundation of new and emerging conferences. Key recommendations for change to the minimum requirements include, but are not limited to, the following: (a) conference office personnel in the roles of commissioner, compliance, sports information/media relations and a fourth position that provides
flexibility to meet the demands and/or needs of that conference (e.g., championships, marketing, sponsorships); (b) the designation of a conference office senior woman administrator; (c) a strategic plan that demonstrates a commitment to gender equity, diversity and inclusion; (d) a multi-year budget (three to five years) including the anticipated conference financial model; and (e) the conference structure for officiating.

The committee will continue its discussions regarding provisional conferences and any additional requirements related to acceptance to the Division II membership process. Staff was directed to share the proposed minimum requirements with the Division II Conference Commissioners Association (CCA) and provide feedback for the July in-person meeting. No action was necessary.

Presidents Council. No action was necessary.

(d) Overview of Institutions that Submitted Applications for Division II Membership in 2016.

Management Council. The Management Council noted that the following institutions submitted applications to enter the Division II membership process in the 2016-17 academic year:

i. Biola University (CA);

ii. Davenport University (MI); and

iii. Purdue University Calumet (IN)—[transitioning to Purdue University Northwest this summer].

Presidents Council. No action was necessary.

(6) Membership Fund Selection Committee.

(a) Grant Selections.

Management Council. The Management Council noted the following approved or partially approved grant requests:

i. Daemen College: $7,500 to explore marketing initiatives focused on promoting NCAA Division II athletics in the Greater Buffalo Niagara and Southern Ontario regions. The
committee noted these funds should not be used to enhance the salaries of current employees.

ii. East Coast Conference: $18,000 to update the Eastern Region membership design and plan formulated six years ago. [Note: the selection committee did not award an additional $7,000 requested to accommodate travel expenses for the conference staff and prospective members.]

iii. Great American Conference: $7,300 to hire a consultant to evaluate the optimal number of members for the league. [Note: the committee did not award an additional $2,800 requested to accommodate travel expenses for the consultants.]

iv. Great Lakes Intercollegiate Athletic Conference: $13,500 to hire a consultant to strategically plan for the optimal number of members in the league.

v. Great Midwest Athletic Conference: $15,000 to continue with a three-year membership development initiative begun last year.

vi. Great Northwest Athletic Conference: $15,000 to identify and implement strategies to stabilize and strengthen football in the West Region. [Note: the selection committee did not award an additional $7,500 request to accommodate travel expenses for the initial in-person meeting.]

vii. Northeast-10 Conference: $25,000 to launch an initiative to strengthen the conference’s identity.

viii. Southern Intercollegiate Athletic Conference: $15,000 to hire consultants to conduct an overall analysis and provide recommendations to strengthen the conference. [Note: the selection committee did not award an additional $5,000 request to accommodate travel expenses.]

Presidents Council. No action was necessary.
(b) **Grant Denials.**

**Management Council.** The Management Council noted the following requests that were denied by the committee.

i. **Great Lakes Valley Conference:** $23,000 to assemble a conference membership task force to address stabilization and member loss. The committee did not believe this would be an appropriate use of membership fund dollars, because the request is not responding to an immediate need to grow due to the loss of members.

ii. **Peach Belt Conference:** $20,000 to reimburse expenses for a consultant who met with the conference’s Board of Directors. The selection committee did not believe this request for reimbursement was an appropriate use of NCAA Division II membership fund dollars. However, the selection committee noted it was sympathetic to the challenges that conference members experience and encouraged the conference to consider other ways to access the membership fund.

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

(7) **Nominating Committee.**

(a) **January 16 Meeting and March 22 Teleconference—Appointments.**

**Management Council.** The Management Council recommended that the Presidents Council ratify the following appointments and reappointments, effective September 1, unless otherwise noted.

i. **Academic Requirements Committee (two vacancies).** Christina Whetsel, assistant director of athletics, Angelo State University; and Patrick Wempe, faculty athletics representative, Henderson State University, replacing Damon Arnold, director of academic services, Grand Valley State University, and William Biddington, faculty athletics representative, California University of Pennsylvania.
ii. Championships Committee (two vacancies). Kristin Mort, senior woman administrator, Colorado Mesa University; and Sue Willey, director of athletics, University of Indianapolis, replacing Greg Gilbert, assistant director of athletics, University of Findlay, and Lisa Sweany, director of athletics, Armstrong State University.

iii. Legislation Committee (one vacancy). Keith Vitense, faculty athletics representative, Cameron University, replacing Barbara Hannum, faculty athletics representative, Hawaii Pacific University.

iv. Committee for Legislative Relief (two reappointments and one vacancy). Laura Clayton, senior woman administrator, University of West Georgia; and Marcus Clarke, senior associate commissioner, Central Intercollegiate Athletic Association (reappointments); and Brian Martin, associate director of athletics, St. Mary’s University (TX), replacing Kathryn Flaherty, senior woman administrator, Coker College.

v. Membership Committee (two vacancies). Ryan Erwin, director of athletics, Rogers State University; and Jackson Stava, assistant director of athletics, Azusa Pacific University, replacing Tonia Walker, senior woman administrator, Winston-Salem State University, and Tim Selgo, director of athletics, Grand Valley State University.

vi. NCAA Minority Opportunities and Interests Committee (one vacancy). Michael Bazemore, Director of Compliance, Montana State University Billings, replacing China Jude, director of athletics, Queens College (NY).

vii. Nominating Committee (three vacancies). Susan Cassidy-Lyke, director of athletics, Molloy College; Erin Lind, commissioner, Northern Sun Intercollegiate Conference, and Dustin Smith, director of athletics, University of Arkansas, Fort Smith; replacing Lynn Tubman, director of athletics, Chestnut Hill College; Robert Dranoff, commissioner, East Coast Conference; and Kristin Mort, associate director of athletics, Colorado Mesa University.
viii. Committee on Sportsmanship and Ethical Conduct (one vacancy-effective immediately). Jud Damon, director of athletics, Flagler College, replacing Jay Poerner, commissioner, Lone Star Conference, effective immediately.

ix. Committee on Student-Athlete Reinstatement (one reappointment). Joel Isaacson, associate director of athletics, Michigan Technological University.

x. NCAA Committee on Women’s Athletics (one vacancy). Robert Dranoff, commissioner, East Coast Conference, replacing Christopher McKibbon, associate director of athletics, Georgian Court University.

Presidents Council. The Presidents Council approved the appointments, as recommended.

(8) Planning and Finance Committee.

(a) Budget-to-Actual.

Management Council. The Management Council reviewed the budget-to-actual results as of February 29. No action was necessary.

Presidents Council. The Presidents Council reviewed the budget-to-actual results as of February 29. No action was necessary.

(b) April 27 In-Person Meeting.

Presidents Council. The Presidents Council was updated on the actions taken by the Planning and Finance Committee the previous day. [Please see the report from the April 27, 2016, Division II Planning and Committee for specifics.]

The Presidents Council approved the revised recommended long-range budget that was approved by the Planning and Finance Committee the previous day.

[Note that the Presidents Council will review the written report from the meeting during its August 2016 meeting]


(9) **Student-Athlete Advisory Committee.**

Management Council. The Management Council reviewed the report from the January 2016 meeting. No action was necessary.

The Management Council was also given a verbal update on the meeting conducted the previous weekend. No action was necessary.

Presidents Council. No action was necessary.

b. **Division II Subcommittees, Project Teams and Task Forces.**

(1) **Convention Planning Project Team.**

Management Council. The Management Council received an update on the work of the Convention Planning Project Team for the 2017 Convention. While the schedule is still tentative, several functions will be relocated to a different date/time on the overall program. A more definitive outline will be presented to the Council in July.

The Council provided some feedback to staff on educational programming. No action was necessary.

Presidents Council. The Presidents Council received the report from the project team. No action was necessary.

(2) **Foundation for the Future Task Force.**

Management Council. The Management Council reviewed the report from the task force and endorsed funding in the amount of $5,700,000, as recommended, for the following initiatives:

<table>
<thead>
<tr>
<th>Initiative</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Helper</td>
<td>$100,000</td>
</tr>
<tr>
<td>Community Engagement Transportation at Champions</td>
<td>$67,900</td>
</tr>
<tr>
<td>Division II Academic Metrics</td>
<td>$200,000</td>
</tr>
<tr>
<td>NAAC--Education Programming</td>
<td>$330,600</td>
</tr>
<tr>
<td>Annual SAAC Super Region Convention</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Coaches Connection Expansion</td>
<td>$429,000</td>
</tr>
</tbody>
</table>
Division II Degree-Completion Awards | $440,000  
Division II ADA Professional Development Opportunities | $432,500  
Online Coaches Education Program | $1,500,000  
Division II Conference Distributions | $1,200,000

Presidents Council. The Presidents Council approved the funding as recommended.

(3) **Identity Subcommittee.**

Management Council. The Management Council was updated on the meeting of the subcommittee that was conducted Monday evening. The update included numbers on schools that had ordered media backdrops, as well as those that had used the $1,000 signage credit and those that had received the $200 credit for linking their university/conference website to the Division II homepage via the Make It Yours™ moniker.

The Council was also informed that one of the Division II contractors is working with the subcommittee to update the current Division II philosophy and positioning statement. No action was necessary.

Presidents Council. No action was necessary.

c. **Association-Wide and Common Committees.**

(1) **Committee on Competitive Safeguards and Medical Aspects of Sports.**

(a) **Awards and Benefits—Housing and Meals—Nutritional Supplements.**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.5.2-(e) to add protein as a permissible class of nutritional supplements, as well as to revise a January 12, 2004, Division II interpretation to eliminate the restriction on percentage of protein in all nutritional supplement classes, effective immediately.

Presidents Council. No action was necessary.
(b) Recruiting—Tryouts—Permissible Activities—Nurse Practitioners Providing Mandatory Medical Exams for Tryouts for Division II.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.11.2-(c) to allow nurse practitioners, in addition to physicians, to conduct required medical examinations in states that already allow nurse practitioners to practice independently of physician supervision, effective immediately.

Presidents Council. No action was necessary.

(2) Gender Equity Task Force.

Management Council. The Management Council received an update on the Gender Equity Task Force. No action was necessary.

Presidents Council. No action was necessary.

(3) High School Review Committee.

Management Council. The Management Council approved the appointment of Michael Allison, Principal, Hopewell Area School District (PA) to fill the secondary-school member vacancy on the committee.

Presidents Council. The Presidents Council approved the appointment.

(4) Honors Committee.

Management Council. The Management Council approved the appointment of Doris Burke, ESPN game analyst and sideline commentator, to the committee.

Presidents Council. The Presidents Council approved the appointment.

(5) Minority Opportunities and Interests Committee.

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

Presidents Council. No action was necessary.
(6) **Playing Rules Oversight Panel (PROP).**

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

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

- **Update on Division I Men’s and Women’s Basketball and Football Oversight Committee Discussions.**

  **Management Council.** The Management Council received an update from the vice president of Division I on models/concepts for consideration to increase Division I influence on playing rules. The Council provided feedback to the vice president; no action was necessary.

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

(7) **Postgraduate Scholarship Committee.**

**Management Council.** The Management Council endorsed the recommendation to increase the award from $7500 to $8500 for each scholarship.

Note that this recommendation will have to be approved by the Board of Governors prior to it becoming effective.

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

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

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

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

(9) **Committee on Women’s Athletics.**

**Management Council.** The Management Council reviewed the committee’s report, noting that the committee is conducting an in-depth review of the Woman of the Year selection guidelines. These guidelines will serve to make the selection process more transparent and will be used for the 2016 Woman of the Year award process. No action was necessary.
Presidents Council. No action was necessary.

- **Update on CWA’s Discussions Regarding Division II equestrian.**

  Management Council. The Management Council was updated on the recent discussions concerning the emerging sport of equestrian. The committee recommends that equestrian remain on the ‘emerging sports list’ due to membership feedback and growth. Further, the Committee on Women’s Athletics has developed a specific timeline to continually review the progress of emerging sports and to provide regular updates to the divisional governance leadership committees.

  Presidents Council. No action was necessary.

6. **ROUNDTABLE DISCUSSION TOPICS:**

- **Current Landscape of Higher Education and Regionalization Review.**

  Management Council. The Management Council spent time Monday afternoon in roundtable sessions discussing the current landscape of higher education and Division II regionalization. Feedback was provided; no action was necessary.

  Presidents Council. No action was necessary.

7. **DIVISION II MANAGEMENT COUNCIL.**

a. **Management Council Election for Central Atlantic Collegiate Conference Representative.**

  Management Council. The Management Council voted to elect Laura Liesman, director of athletics, Georgian Court University, as the new representative from the Central Atlantic Collegiate Conference. Ms. Liesman’s appointment is effective immediately and will expire January 2020.

  Presidents Council. The Presidents Council ratified the election.

b. **Division II Management Council Vice-Chair Election in July.**

  Management Council. The Management Council was reminded that it would conduct an election for a vice-chair at its July meeting. Gary Gray, current vice-
chair, is eligible and is interested in serving a second term. Others interested in the position should contact Maritza Jones or Jacqie McWilliams prior to the meeting. No action was necessary.

Presidents Council. No action was necessary.

c. Management Council/Student-Athlete Advisory Committee Summit.

Management Council. The Management Council was reminded that its next in-person meeting would be in July, in conjunction with the MC/SAAC Summit. The summit is the annual opportunity for SAAC and Management Council members to interact with each other. The Council was also reminded that Blacktop Creative would be in attendance at the summit to discuss Phase One Activation of the Make It Yours Initiative and how to move forward with Phase Two. No action was necessary.

Presidents Council. No action was necessary.

d. Management Council Committee/Project Team Assignments.

Management Council. The Management Council reviewed the committee and project team assignments, noting that with Jim Crawley’s departure, there would be vacancies available on two committees. Members interested in serving on either were advised to let staff know.

Presidents Council. No action was necessary.

8. DIVISION II PRESIDENTS COUNCIL.

a. Wednesday, April 27, Evening Meeting. The Presidents Council met offsite Wednesday evening to allow the members the opportunity to engage in discussions outside of a meeting setting. No items were acted upon; however, the Council discussed matters that affected the division with regard to composition of the NCAA Board of Governors; the landscape of higher education; etc.

b. Region 1 Election. The Presidents Council elected Reverend John Denning, President, Stonehill College, to the Region 1 position, replacing Steven DiSalvo. Reverend Denning’s first meeting will be August 2016, with his term expiring January 2021.

c. Region 2 Election. The Presidents Council elected Elwood Robinson, Chancellor, Winston-Salem State University, to the Region 2 position, replacing
Stacey Franklin Jones. Chancellor Robinson’s first meeting will be August 2016, with his term expiring January 2021.

d. **Other Elections.** The Presidents Council elected **Sandra Jordan**, Chancellor, University of South Carolina Aiken, to an at-large position, effective at the conclusion of the 2017 NCAA Convention.

Appointing Chancellor Jordan to the at-large position necessitates moving Roy Wilson, President, Wayne State University, from an at-large position to a Region 3 position in January 2017. With this 2017 appointment and 2017 change in representation, the Presidents Council will need to elect one president/chancellor from each of the following regions, for service to begin at the conclusion of the 2017 Convention: Region 1, Region 3 and Region 4.

3. **Diversity and Gender Equity in Intercollegiate Athletics.** The Presidents Council received documentation from the chief inclusion officer concerning diversity facts and trends in Division II. Additionally, the Council was presented with a draft pledge that the Association would like for every NCAA institution’s chancellor or president to sign that commits the institution to establishing objectives and achieving diversity, gender equity and inclusion, with a focus and emphasis on hiring practices in intercollegiate athletics that reflects that of the population. The Presidents Council was asked to circulate the draft pledge with presidential colleagues and solicit feedback ahead of anticipated action by the Board of Governors in August.

f. **Summary Document—2016 Chancellors/Presidents Meeting.** The Presidents Council briefly reviewed the summary document from the January Summit with Division II chancellors/presidents. No action was necessary.

9. **AFFILIATED ASSOCIATION UPDATES.**

a. **Division II Athletics Directors Association (ADA).**

Management Council. The Management Council received an update from the Division II ADA representative, noting that the D2 ADA salary survey would be sent to ADA members just prior to June 1. No action was necessary.

Presidents Council. No action was necessary.

b. **Division II Conference Commissioners Association (CCA).**

Management Council. The Management Council noted that the CCA would be meeting in Sedona, Arizona, in June. No action was necessary.
Presidents Council. No action was necessary.

c. CoSIDA.

Management Council. The Management Council received an update from the Division II CoSIDA representative, noting that the group is putting together a style guide to educate those who broadcast Division II games. No action was necessary.

Presidents Council. No action was necessary.

d. Faculty Athletics Representative Association (FARA).

Management Council. The Management Council received an update from the Division II FARA representative, noting that the annual meeting is scheduled for November. The NCAA FARA handbook has been updated and is located on the NCAA website. No action was necessary.

Presidents Council. No action was necessary.

e. Minority Opportunity Athletics Administrators Association (MOAA).

Management Council. No report was given.

Presidents Council. No action was necessary.

f. National Association for Collegiate Women Athletics Administrators (NACWAA).

Management Council. The Management Council received an update from the Division II NACWAA representative, noting the NACWAA Fall Forum in Kansas City in October and that deadlines are imminent for the NACWAA awards. No action was necessary.

Presidents Council. No action was necessary.

g. National Association for Athletics Compliance (NAAC).

Management Council. The Management Council was informed that a major initiative was being developed to partner and build relationships with AMA staff; also mentioned was the NAAC proposal being funded by the Foundation for the Future initiative. No action was necessary.
10. **NATIONAL OFFICE STAFF UPDATES.**

a. **Association-wide Updates.**

Management Council. The Management Council was updated by law, policy and governance staff members on several issues, including a pilot at the Division I Men’s and Women’s College World Series for the sale of alcoholic beverages at NCAA championships; sports wagering; ad hoc committee on structure and composition; and LGBTQ initiatives. No action was necessary.

Presidents Council. No action was necessary.

b. **Legal Update.**

Management Council. The Management Council received an update from legal counsel. No action was taken.

Presidents Council. The Presidents Council received an update from legal counsel. No action was taken.

c. **Gallup Study.**

Management Council. The Management Council was updated on the collaboration between the NCAA and Gallup Inc., to track the long-term outcomes of past participants, who graduated from 1970-2014, in college sports compared with other students on campus.

The goal of the study, which included interviews with more than 1,600 former student-athletes ages 22-71, was to evaluate their well-being compared with responding graduates who were not college athletes. The responses were gathered as part of the Gallup-Purdue Index, based on Web surveys conducted in 2014 with a random sample of 29,560 Americans adults.

For the survey, well-being was defined as the interaction and interdependency among many aspects of life. These elements, used to measure well-being, were developed by Gallup, a research and polling company, and Healthways, a healthcare consultant.

- Purpose: Liking what you do each day and being motivated to achieve your goals.
• Social: Having strong and supportive relationships and love in your life.

• Financial: Effectively managing your economic life to reduce stress and increase security.

• Community: The sense of engagement you have with the area where you live, liking where you live, and feeling safe and having pride in your community.

• Physical: Having good health and enough energy to get things done on a daily basis.

In the survey, former college athletes were found to be more likely than non-former college athletes to be thriving in four of the five well-being elements: purpose, social, community and physical. In the financial well-being element, former student-athletes were just as likely to be thriving as peers who did not participate in intercollegiate sports.

No action was necessary.

Presidents Council. The Presidents Council received an update on the Gallup study.

d. Division II Spring Championships Festival.

Management Council. The Management Council was updated on the Spring Championships Festival, which will take place May 17-21 in Denver. This festival, which is the ninth overall festival (fourth spring festival) will crown champions in softball, men’s and women’s tennis, men’s and women’s golf and women’s lacrosse. No action was necessary.

Presidents Council. No action was necessary.

e. FAR Institute Product.

Management Council. The Management Council endorsed “The Role of the FAR in Supporting Student-Athlete Mental Health and Wellness,” the product developed from the latest advanced leadership institute for FARs, held in October 2015. This document is consistent with the Guiding Principles in the Model FAR Document, produced in 2011.
Presidents Council. The Presidents Council endorsed the product from the FAR Institute.

f. Collaboration on NCAA Advocacy and Media Efforts.

Management Council. The Management Council received an update on the communications and advocacy effort designed to better understand and address how the public perceives the NCAA and the challenges we face as an Association.

The Management Council was asked to lend its support to gather and submit stories related to Division II that will change the public’s perception. No action was taken.

Presidents Council. The Presidents Council received an update on the communications and advocacy effort. No action was taken.

g. Sport Science Institute Updates.

Management Council. The Management Council was updated on the work of the Sport Science Institute, which included an update on the nine areas of ongoing focus; the autonomy proposal on independent medical care; the Safety in College Football Summit; and the Sexual Assault Prevention Summit. No action was taken.

Presidents Council. The Presidents Council received a copy of the Health and Safety Summit report. No action was necessary.

11. OTHER BUSINESS.

Management Council. The Management Council recognized the contributions of Jim Crawley to the Council and presented him with a token of appreciation for his service.

12. MEETING RECAP/ITEMS TO REPORT BACK TO CONFERENCES.

Management Council. The Management Council was instructed to report the following items from the meeting to their conferences and institutions: 1) Proposals sponsored by the Presidents Council in legislative form; 2) Make It Yours™ Activation, Phase One and Phase Two; 3) Gallup Study Information; 4) Division II Numbers on Cultural Diversity; 5) Nonchampionship Segment Concepts; 6) NCAA Communications and Advocacy Request; and 7) Financial Aid Concepts.

Presidents Council. No action was necessary.
13. **FUTURE MEETINGS.**

**Management Council.** The Management Council noted the future meetings, paying specific attention to the upcoming Summit/Council meeting in July. No action was necessary.

**Presidents Council.** The Presidents Council noted future meetings.

14. **ADJOURNMENT.**

**Management Council.** The Management Council meeting adjourned at 12:07 p.m. Eastern time.

**Presidents Council.** The Presidents Council adjourned at 12:14 p.m.

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<thead>
<tr>
<th>Division II Management Council</th>
<th>Division II Presidents Council</th>
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<tbody>
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<td><strong>April 18-19, 2016</strong></td>
<td><strong>April 27-28, 2016</strong></td>
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<tr>
<td>Indianapolis, IN</td>
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<td><strong>ATTENDEES</strong></td>
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<tr>
<td>Robin Arnold, Holy Family University</td>
<td>Michael Fiorentino, Lock Haven University</td>
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<td>Julia Beeman, Belmont Abbey College</td>
<td>Debbie Ford, University of Wisconsin-Parkside</td>
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<td>Doug Blais, Southern New Hampshire University</td>
<td>Glendell Jones, Henderson State University</td>
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<td>Carrie Bodkins, Alderson-Broaddus College</td>
<td>Philip Kerstetter, University of Mount Olive</td>
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<td>Tom Bullock, University of District of Columbia</td>
<td>William LaForge, Delta State University</td>
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<td>Curtis Campbell, Tuskegee University</td>
<td>Gary Olson, Daemen College</td>
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<td>Tonya Charland, Great Lakes Valley Conference</td>
<td>Michael Scales, Nyack College</td>
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<td>Jim Crawley, Dominican College</td>
<td>Steve Scott, Pittsburg State University</td>
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<td>Kim Duyst, California State University, Stanislaus</td>
<td>Dene Thomas, Fort Lewis College</td>
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<td>Gary Gray, University of Alaska Fairbanks (vice chair)</td>
<td>David Watts, University of Texas of the Permian Basin</td>
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<td>Lynn Griffin, Coker College</td>
<td>Roy Wilson, Wayne State University</td>
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<td>Bob Hogue, Pacific West Conference</td>
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<td>Paul Leidig, Grand Valley State University</td>
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<td>Richard Loosbrock, Adams State University</td>
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<td>Bridget Lyons, Barry University</td>
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<tr>
<td>Jacqi McWilliams, Central Intercollegiate Athletic Association (chair)</td>
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### Division II Management Council
**April 18-19, 2016**
**Indianapolis, IN**

Steve Murray, Pennsylvania State Athletic Conference  
Ismael Pagan-Trinidad, University of Puerto Rico at Mayaguez  
Pennie Parker, Rollins College  
Lindsay Reeves, University of North Georgia  
Eric Schoh, Winona State University  
Kevin Schriver, Southwest Baptist University  
Scott Swain, Notre Dame College  
Kim Vinson, Cameron University  
Deron Washington, Pittsburg State University  
Stan Williamson, University of West Alabama  
Cherrie Wilmoth, Southeastern Oklahoma State University  
Griz Zimmermann, Texas A&M International University

### Division II Presidents Council
**April 27-28, 2016**
**Indianapolis, IN**

### ABSENTEES
Jasmyn Lindsay, Queens University of Charlotte  
Ron Ellis, California Baptist University  
Cynthia Jackson-Hammond, Central State University  
Les Wong, San Francisco State University

### OTHER PARTICIPANTS
John Baldwin, NCAA  
Dan Calandro, NCAA  
Kelsey Cermak, NCAA  
Amanda Conklin, NCAA  
Marques Dantzler, Texas A&M University-Kingsville (NCAA Pathway Program)  
Amy Dunham, NCAA  
Amy Foster, Seattle Pacific University (NCAA Pathway Program)  
Jenn Fraser, NCAA  
Terri Steeb Gronau, NCAA  
Terri Carmichael Jackson, NCAA  
Maritza Jones, NCAA  
Ryan Jones, Florida Institute of Technology

### OTHER PARTICIPANTS
Amanda Conklin, NCAA  
Amy Dunham, NCAA  
Mark Emmert, NCAA  
Bernard Franklin, NCAA  
Terri Steeb Gronau, NCAA  
Maritza Jones, NCAA  
Jacqie McWilliams, Central Intercollegiate Athletic Association *(MC chair)*  
Julie Rainey, NCAA Intern  
Ruth Reinhardt, NCAA *(recording secretary)*  
Donald Remy, NCAA  
Rachel Stark, NCAA  
Stephanie Smith, NCAA
| **Division II Management Council**  
| April 18-19, 2016  
| Indianapolis, IN | **Division II Presidents Council**  
| April 27-28, 2016  
| Indianapolis, IN |
| (incoming Associate Director of Division II)  
Kevin Lennon, NCAA  
Roberta Page, NCAA  
John Parsons, NCAA  
Julie Rainey, NCAA Intern  
Ruth Reinhardt, NCAA *(recording secretary)*  
Donald Remy, NCAA  
Molly Simons, NCAA  
Stephanie Quigg Smith, NCAA  
Rachel Stark, NCAA  
Naima Stevenson, NCAA  
Christian Stryker, Coker College (NCAA Pathway Program)  
Gregg Summers, NCAA  
Angela Tressel, NCAA  
Jason Trufant, Dowling College (NCAA Pathway Program)  
Katie Willett, NCAA  
Bob Williams, NCAA  
Amy Wilson, NCAA  
Karen Wolf, NCAA | Gregg Summers, NCAA  
Cari Van Senus, NCAA  
Bob Williams, NCAA  
Karen Wolf, NCAA |
REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
LEGISLATIVE REVIEW SUBCOMMITTEE
JUNE 1, 2016, TELECONFERENCE

ACTION ITEMS.

1. Legislative items.

a. Noncontroversial Legislation – NCAA Bylaw 13.1.7.2 – Recruiting - Contacts and Evaluations – Contact Restrictions at Specified Sites – Practice or Competition Site – Exception for On-Campus Contact.

   (1) **Recommendation.** To permit institutional coaching staff members to have contact with a prospective student-athlete on a day of competition prior to the competition, provided that contact occurs on the institution's campus and the institution's campus is not the competition site.

   (2) **Effective date.** Immediate.

   (3) **Rationale.** Permitting contact on an institution's campus on the day of competition prior to competition allows prospective student-athletes more flexibility when arranging campus visits in locations to which they may already be traveling for competition. Currently, prospective student-athletes are prohibited from making contact with institutional athletics staff members on a day of competition, prior to competition, even if they are visiting an institution's campus on an official or unofficial visit on a day of competition. This restriction often requires prospective student-athletes to remain in the locale of the institution additional days following competition to visit the campus and meet with athletics staff members, resulting in additional cost and additional missed class time. This proposal would not only offer greater flexibility to prospective student-athletes who wish to meet with athletics staff members while visiting a campus in a locale of a site of competition or en route to a site of competition, but may also improve recruiting efficiency and potentially result in fewer days away from campus for coaches.

   (4) **Estimated budget impact.** None.

   (5) **Student-athlete impact.** None.

b. Noncontroversial Legislation – Bylaw 16.10 – Awards and Benefits – Provision of Expenses by Individuals or Organizations Other Than the Institution – Lodging Provided by Relative of Student-Athlete.
(1) **Recommendation.** To specify that a relative of a student-athlete is permitted to pay for or provide lodging to eligible student-athletes in conjunction with, or en route to or from, an away-from-home contest.

(2) **Effective date.** Immediate.

(3) **Rationale.** Current legislation permits an institution to provide lodging to student-athletes in conjunction with away-from-home competition. Student-athletes are not permitted to receive lodging from a relative of a team member unless the relative donates the use of the lodging to the institution and the institution, in turn, provides the lodging to the student-athletes. Requiring relatives of student-athletes to donate lodging to the institution is unnecessary and overly bureaucratic.

(4) **Estimated budget impact.** None.

(5) **Student-athlete impact.** None.

c. **Noncontroversial Legislation – Bylaw 31.1.4.4 – Executive Regulations – Days of Competition – Noon Start Time – Exception – Men's and Women's Fencing Championships.**

(1) **Recommendation.** In fencing, to specify that competition conducted on Sunday in the men's and women's fencing championships may begin prior to noon.

(2) **Effective date.** Immediate.

(3) **Rationale.** Currently, the men's and women's fencing championships are conducted Thursday through Sunday, with competition starting at 9 a.m. local time. Given the number of bouts that must take place over this four-day period for each gender and each weapon, this proposal will allow the approved format to continue without budgetary ramifications. If competition could not start until noon on Sunday, a number of teams would have to stay an additional day in the host city, thus increasing per diem expenses. Finally, this format and early start time is familiar to institutions that are competing, as they routinely start competition at this time, if not earlier, during the regular season. In addition, fencing is a National Collegiate Championship sport and Division I adopted this exception in October 2015. Because institutions from all three divisions participate in the championship, it is imperative that the legislative is consistent among divisions.
d. Incorporation of Interpretation into the NCAA Division II Manual.

(1) Recommendation. To incorporate the following official interpretation into the Manual:

Postponed/Canceled Contest Due to Inclement Weather

Decided that for purposes of Case No. 256 and the need to determine whether or not an institution has utilized a date of competition in a sport in the event the competition is postponed or canceled due to inclement weather or a comparable factor, such competition shall not be countable unless the results are considered final under the applicable playing rules of the sport in question.

(2) Effective date. Immediate.

(3) Rationale. Incorporating the December 18, 1986, official interpretation into the Manual will clarify the application of the legislation in situations where competition is cancelled due to inclement weather.

(4) Estimated budget impact. None.

(5) Student-athlete impact. None.

2. Nonlegislative items.

- None.

INFORMATIONAL ITEMS.

1. Review of Legislation Adopted in Division I and Division III Since June 2015. The subcommittee conducted a review of legislation previously adopted in Divisions I and III. The subcommittee made four legislative recommendations as a result of the review [See Legislative Action Item Nos.1-a through 1-d]. The subcommittee requested that the full committee review and consider the following Division I Proposal Nos. 2015-20 (autonomy proposal -- recruiting -- offers and inducements -- institutional pre-enrollment fees). [See Attachment]
2. **Discussion Regarding the Future of the NCAA Division II Coaches Certification Test.** The subcommittee discussed whether the structure of the Coaches Certification Test should be changed. The subcommittee agreed that it is not prudent to make changes to the test before the launch of the comprehensive online coaches education program as it may drastically change the format and delivery of the test. The subcommittee recommended that the full Legislation Committee continue to develop questions related to newly adopted legislation. In addition, the subcommittee requested that staff identify commonly missed questions on the coaches exam so those questions can be reviewed for clarity by the subcommittee on a future call prior to the launch of the 2017-18 exam.

*Subcommittee Chair: Marty Gilbert, Mars Hill University, South Atlantic Conference
Staff Liaison(s): Amanda Conklin, Academic and Membership Affairs
Angela Tressel, Academic and Membership Affairs
Karen Wolf, Academic and Membership Affairs

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<th>NCAA Division II Legislation Committee</th>
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<td>Legislative Review Subcommittee</td>
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<td>June 1, 2016, Teleconference</td>
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<th>Attendees:</th>
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<tr>
<td>Molly Belden, Northeast-10 Conference.</td>
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<td>Marty Gilbert, Mars Hill University, South Atlantic Conference.</td>
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<tr>
<td>Chris Gregor, Saint Martin's University, Great Northwest Athletic Conference.</td>
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<td>Barbara Hannum, Hawaii Pacific University, Pacific West Conference.</td>
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<tr>
<td>Natasha Oakes, Missouri Western State University, Mid-America Intercollegiate Athletic Association.</td>
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<tr>
<td>Linda Van Drie-Andrzewski, Wilmington University (Delaware), Central Atlantic Athletic Conference.</td>
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<th>Guests in Attendance:</th>
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<th>NCAA Staff Support in Attendance:</th>
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<tr>
<td>Amanda Conklin, Angela Tressel and Karen Wolf.</td>
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<th>Other NCAA Staff Members in Attendance:</th>
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Proposal Number: 2015-20

Title: AUTONOMY PROPOSAL -- RECRUITING -- OFFERS AND INDUCEMENTS -- INSTITUTIONAL PRE-ENROLLMENT FEES

Intent: To specify that an institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission.

A. Bylaws: Amend 13.2, as follows:

13.2 Offers and Inducements.

[A] An institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission. A pre-enrollment fee is one that is required by the institution for enrollment and includes the following:

(a) The institution's processing fee required prior to the admissions office's evaluation of the prospective student-athlete's application;

(b) The orientation-counseling tests fee required of all incoming students;

(c) The preadmission academic testing fee;

(d) Advance tuition payment for a prospective student-grantee;

(e) Room deposit;

(f) Damage deposits for dormitory rooms;

(g) ROTC deposits for military equipment;

(h) Immunizations; or (i) Any other pre-enrollment fee required of prospective students.

[13.2.2 through 13.2.9 renumbered as 13.2.3 through 13.2.10, unchanged.]

B. Bylaws: Amend 15.2.1, as follows:

15.2.1 Tuition and Fees. An institution may provide a student-athlete financial aid that includes the actual cost of tuition and required institutional fees.

[15.2.1.1 through 15.2.1.3 unchanged.]

15.2.1.4 Fees and Related Expenses for Prospective Student-Athletes. An institution shall not waive, pay in advance or guarantee payment of the following expenses for a prospective student athlete, unless such benefits generally conform to institutional policy as it applies to other prospective student grantees:

(a) The institution's processing fee required prior to the admissions office's evaluation of the prospective student-athlete's application;
(b) The orientation counseling tests fee required of all incoming freshmen;
(c) The preadmission academic testing fee;
(d) Advance tuition payment or room deposit;
(e) Damage deposits for dormitory rooms;
(f) ROTC deposits for military equipment; or
(g) Any other pre-enrollment fees required of prospective student-grantees.

15.2.1.4.1 Fees Rebate. If the prospective student-athlete enrolls and is awarded financial aid covering institutional fees, the fees described in Bylaw 15.2.1.4-(a) through Bylaw 15.2.1.4-(d) may be rebated as a part of the institution’s regular fees.

Source: Big 12 Conference
Effective Date: Immediate
Category: Amendment
Topical Area: Recruiting

Rationale: Current legislation limits the pre-enrollment fees an institution may pay for a prospective student-athlete, unless the institution has similar policies for all prospective student-grantees. By permitting payment for a committed prospective student-athlete, the institution is not gaining a recruiting advantage and the prospective student-athlete and family will incur less financial burden. Many prospective student-athletes do not have the financial means to cover basic fees required by the institution for all students and are unaware that these basic institutional fees are not covered by athletically related financial aid. The prohibition on covering these required institutional fees has led to difficult situations and has left the institution vulnerable to outside parties providing impermissible financial aid to financially disadvantaged prospective student-athletes. Furthermore, the institution is permitted to reimburse or pay for many of these pre-enrollment fees after the individual becomes a student-athlete; however, the period of time between a prospective student-athlete's commitment and enrollment is a time of significant need for institutional support. The payment of pre-enrollment fees will promote the membership's commitment to implementing rules and policies intended to enhance the support of student-athletes.

Budget Impact: Potential increase in fees that are paid.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History
Aug 31, 2015: Submit; Submitted for consideration.
Sep 25, 2015: Comment Period; Start of Comment Period
Oct 30, 2015: Sponsor modified the proposal to remove language that would allow institutional pre-enrollment fees to be rebated.
Dec 01, 2015: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 2)
Jan 15, 2016: Adopted; Final
AGENDA

National Collegiate Athletic Association
Division II Legislation Committee
Legislative Review Subcommittee

Teleconference                     June 1, 2016
Dial-in No. 866/590-5055             2p.m. Eastern Time
Passcode: 3736741


2. Discussion regarding the future of the NCAA Division II Coaches Certification Test. (Angela Tressel)

3. Future NCAA Division II Legislation Committee meetings.
   b. November 7-8, 2016; Indianapolis, Indiana.

4. Adjournment.
Proposal Number: 2015-8

Title: AMATEURISM AND ACADEMIC ELIGIBILITY – ELIGIBILITY FOR PRACTICE OR COMPETITION – DE MINIMIS PROVISIONS

Intent: To specify that violations involving a student-athlete's participation in practice or competition or receipt of financial aid and/or participation in practice or competition without final academic (who is subsequently certified as a qualifier) or amateurism certification (who is subsequently certified without conditions) from the NCAA Eligibility Center be considered de minimis (not necessary to seek reinstatement).

A. Bylaws: Amend 12.1.1.1.3, as follows:

12.1.1.1.3 Eligibility for Practice or Competition. Prior to engaging in practice or competition, a student-athlete shall receive a final certification of amateur status based on activities that occur prior to his or her request for final certification or initial full-time enrollment at an NCAA Division I or II institution (whichever occurs earlier).

12.1.1.1.3.1 Temporary Certification. If a prospective student-athlete reports for athletics participation before the student’s amateur status has been certified, the student may practice, but not compete, for a maximum period of 45 days. After this period, the student shall have his or her amateur status certified to continue to practice or to compete.

12.1.1.1.3.2 Effect of Violations. A violation of Bylaw 12.1.1.1.3 or Bylaw 12.1.1.1.3.1 in which the student-athlete is subsequently certified without conditions shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.

B. Bylaws: Amend 14.3, as follows:

14.3 Freshman Academic Requirements.

14.3.1 Eligibility for Financial Aid, Practice and Competition. A student-athlete who enrolls in a member institution as an entering freshman with no previous full-time college attendance shall meet the following academic requirements, as certified by the NCAA Eligibility Center, as approved by the Board of Governors, and any applicable institutional and conference regulations, to be considered a qualifier and thus be eligible for financial aid, practice and competition during the first academic year in residence.

[14.3.1.1 through 14.3.1.4 unchanged.]

14.3.1.5 Effect of Violations. A violation of Bylaw 14.3.1 in which the student-athlete is subsequently certified as a qualifier shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.

[14.3.2 through 14.3.4 unchanged.]

14.3.5 Determination of Freshman Eligibility.

14.3.5.1 Participation Prior to Certification. If a student-athlete reports for athletics participation before his or her qualification status has been certified, the student may
practice, but not compete, during a 45-day period, provided the student meets all other requirements to be eligible to practice. An institution shall not provide athletically related financial aid to the student during this period. After the 45-day period, the student shall have established minimum requirements (as certified by the NCAA Eligibility Center) to continue practicing or to compete and receive athletically related financial aid.

**14.3.5.1.1 Effect of Violations.** A violation of Bylaw 14.3.5.1 in which the student-athlete is subsequently certified as a qualifier shall be considered an institutional violation per Constitution 2.8.1 but shall not affect the student-athlete's eligibility.

[Remainder of 14.3 unchanged.]

**Source:** NCAA Division I Council (Legislative Committee) (Committee on Student-Athlete Reinstatement)

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Amateurism

**Rationale:** The Committee on Student-Athlete Reinstatement has used increased flexibility to provide complete relief from practice and competition withholding in cases involving a student-athlete's participation in practice or competition or receipt of financial aid and/or participation in practice or competition without final academic or amateurism certification from the NCAA Eligibility Center. This proposal will reduce bureaucracies and increase efficiencies for the benefit of the NCAA Division I membership. This proposal will not eliminate the need to report an institutional violation in such cases.

**Budget Impact:** None.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

**History**

*May 01, 2015:* Submit; Submitted for consideration.

*May 28, 2015:* Student-Athlete Reinstatement Committee, Recommends Approval as Noncontroversial Legislation

*Jun 22, 2015:* Legislative Committee, Recommends Approval as Noncontroversial Legislation

*Jun 24, 2015:* Council Review -- Supported as Noncontroversial Legislation

*Jun 24, 2015:* Adopted; Council Review -- Adopted

*Jun 24, 2015:* Adopted, Pending Possible Board Review

*Oct 29, 2015:* Adopted; No Action Taken by the Board of Directors

*Oct 29, 2015:* Adopted; Final
Proposal Number: 2015-18

Title: AUTONOMY PROPOSAL -- AMATEURISM -- USE OF AGENTS -- EXCEPTION -- BASEBALL -- PRIOR TO INITIAL FULL-TIME COLLEGIATE ENROLLMENT

Intent: In baseball, to specify that (1) Prior to full-time collegiate enrollment, an individual who is drafted by a professional baseball team may be represented by an agent or attorney during contract negotiations; (2) The individual may not receive benefits (other than representation) from the agent or attorney and must pay the going rate for the representation; and (3) If the individual does not sign a contract with the professional team, the agreement for representation with the agent or attorney must be terminated prior to full-time collegiate enrollment.

Bylaws: Amend 12.3, as follows:

12.3 Use of Agents. [A]

12.3.1 General Rule. [A] An individual shall be ineligible for participation in an intercollegiate sport if he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sport.

12.3.1.1 Exception -- Baseball -- Prior to Full-Time Collegiate Enrollment. [A] In baseball, prior to full-time collegiate enrollment, an individual who is drafted by a professional baseball team may be represented by an agent or attorney during contract negotiations. The individual may not receive benefits (other than representation) from the agent or attorney and must pay the going rate for the representation. If the individual does not sign a contract with the professional team, the agreement for representation with the agent or attorney must be terminated prior to full-time collegiate enrollment.

[12.3.1.1 through 12.3.1.3 renumbered as 12.3.1.2 through 12.3.1.4, unchanged.]

[Remainder of 12.3 unchanged.]

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Amateurism and Athletics Eligibility

Rationale: Prospective student-athletes and their families, generally, have been advised that agents are not needed to negotiate an initial contract with a professional baseball team due to the salary slotting system. The reality is that very few prospective student-athletes or their families feel comfortable negotiating a professional contract with a professional team. On
numerous occasions, prospective student-athletes have jeopardized their NCAA eligibility before receiving education regarding agents from member institutions. This proposal will provide prospective student-athletes and their families the opportunity to obtain professional advice and representation needed in order to make an informed decision. The proposal also is significant in that it would assist prospective student-athletes in disclosing agent/advisor relationships and to receive representation to ensure the decision is in their best interests.

**Budget Impact:** None.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

**History**

*Aug 22, 2015:* Submit; Submitted for consideration.

*Sep 25, 2015:* Comment Period; Start of Comment Period

*Dec 01, 2015:* Comment Period; End of Comment Period; (Official Comment Totals: Support = 3, Oppose = 0, Abstain = 0)

*Jan 15, 2016:* Adopted; Final
Proposal Number: 2015-20

Title: AUTONOMY PROPOSAL -- RECRUITING -- OFFERS AND INDUCEMENTS -- INSTITUTIONAL PRE-ENROLLMENT FEES

Intent: To specify that an institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission.

A. Bylaws: Amend 13.2, as follows:

13.2 Offers and Inducements.

[13.2.1 unchanged.]

13.2.2 Institutional Pre-Enrollment Fees. [A] An institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission. A pre-enrollment fee is one that is required by the institution for enrollment and includes the following:

(a) The institution's processing fee required prior to the admissions office's evaluation of the prospective student-athlete's application;

(b) The orientation-counseling tests fee required of all incoming students;

(c) The preadmission academic testing fee;

(d) Advance tuition payment for a prospective student-grantee;

(e) Room deposit;

(f) Damage deposits for dormitory rooms;

(g) ROTC deposits for military equipment;

(h) Immunizations; or

(i) Any other pre-enrollment fee required of prospective students.

[13.2.2 through 13.2.9 renumbered as 13.2.3 through 13.2.10, unchanged.]

B. Bylaws: Amend 15.2.1, as follows:

15.2.1 Tuition and Fees. An institution may provide a student-athlete financial aid that includes the actual cost of tuition and required institutional fees.
15.2.1.4 Fees and Related Expenses for Prospective Student Athletes. An institution shall not waive, pay in advance or guarantee payment of the following expenses for a prospective student-athlete, unless such benefits generally conform to institutional policy as it applies to other prospective student-grantees:

(a) The institution's processing fee required prior to the admissions office's evaluation of the prospective student-athlete's application;

(b) The orientation-counseling tests fee required of all incoming freshmen;

(c) The preadmission academic testing fee;

(d) Advance tuition payment or room deposit;

(e) Damage deposits for dormitory rooms;

(f) ROTC deposits for military equipment; or

(g) Any other pre-enrollment fees required of prospective student-grantees.

15.2.1.4.1 Fees Rebate. If the prospective student-athlete enrolls and is awarded financial aid covering institutional fees, the fees described in Bylaw 15.2.1.4-(a) through Bylaw 15.2.1.4-(d) may be rebated as a part of the institution's regular fees.

Source: Big 12 Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Recruiting

Rationale: Current legislation limits the pre-enrollment fees an institution may pay for a prospective student-athlete, unless the institution has similar policies for all prospective student-grantees. By permitting payment for a committed prospective student-athlete, the institution is not gaining a recruiting advantage and the prospective student-athlete and family will incur less financial burden. Many prospective student-athletes do not have the financial means to cover basic fees required by the institution for all students and are unaware that these basic institutional fees are not covered by athletically related financial aid. The prohibition on covering these required institutional fees has led to difficult situations and has left the institution vulnerable to outside parties providing impermissible financial aid to financially disadvantaged prospective student-athletes. Furthermore, the institution is permitted to reimburse or pay for many of these pre-enrollment fees after the individual becomes a student-athlete; however, the period of time between a prospective student-athlete's commitment and enrollment is a time of significant need for institutional support. The payment of pre-enrollment fees will promote the membership's commitment to implementing rules and policies intended to enhance the support of student-athletes.

Budget Impact: Potential increase in fees that are paid.
Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Aug 31, 2015: Submit; Submitted for consideration.

Sep 25, 2015: Comment Period; Start of Comment Period

Oct 30, 2015: Sponsor modified the proposal to remove language that would allow institutional pre-enrollment fees to be rebated.

Dec 01, 2015: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 2)

Jan 15, 2016: Adopted; Final
Proposal Number: 2015-24

AUTONOMY PROPOSAL -- AWARDS, BENEFITS AND EXPENSES -- COMPLIMENTARY ADMISSIONS AND TICKET BENEFITS -- STUDENT-ATHLETE POSTSEASON TICKET PURCHASES

Intent: To specify that an institution may arrange for a student-athlete to purchase tickets at face value for a postseason athletics event in which his or her team (or the student-athlete as an individual) participates.

Bylaws: Amend 16.2, as follows:

16.2 Complimentary Admissions and Ticket Benefits. [A]

16.2.1 Permissible Procedures.

[16.2.1.1 through 16.2.1.3 unchanged.]

16.2.1.4 Student-Athlete Postseason Ticket Purchases. [A] An institution may arrange for a student-athlete to purchase tickets at face value for a postseason athletics event in which his or her team (or the student-athlete as an individual) participates. [R]

16.2.2 Nonpermissible Procedures. [A]

[16.2.2.1 through 16.2.2.2 unchanged.]

16.2.2.3 Student-Athlete Ticket Purchases. [A] An institution may not provide a special arrangement to sell a student-athlete ticket(s) to an athletics event other than a postseason event as permitted in Bylaw 16.2.1.4. Tickets (other than for a postseason event) shall be available for purchase by student-athletes according to the same purchasing procedures used for other students. [R]

[16.2.2.4 through 16.2.2.5 unchanged.]

Source: Big Ten Conference

Effective Date: Immediate

Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Demand for tickets to postseason events, particularly in certain sports, can be such that it is difficult for student-athletes and/or their families to find tickets in addition to the six complimentary admissions that may be provided to student-athletes for postseason events. Allowing institutions to make arrangements for student-athletes to purchase additional tickets is a reasonable benefit that is incidental to the student-athletes' participation. Legislative relief waivers have previously been approved to allow this type of arrangement.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.
History

Sep 01, 2015: Submit; Submitted for consideration.

Sep 25, 2015: Comment Period; Start of Comment Period

Dec 01, 2015: Comment Period; End of Comment Period; (Official Comment Totals: Support = 2, Oppose = 1, Abstain = 0)

Jan 15, 2016: Adopted; Final
Proposal Number: 2015-89

Title: EXECUTIVE REGULATIONS -- DAYS OF COMPETITION -- NOON START TIME -- EXCEPTION -- MEN'S AND WOMEN'S FENCING CHAMPIONSHIPS

Intent: In fencing, to specify that competition conducted on Sunday in the men's and women's fencing championships may begin prior to noon.

Administrative: Amend 31.1.4.4, as follows:

31.1.4.4 Noon Start Time. NCAA competition conducted on Sunday may not begin prior to noon, local time.

[31.1.4.4.1 through 31.1.4.4.2 unchanged.]

31.1.4.4.3 Exception -- Men's and Women's Fencing Championships. Competition conducted on Sunday in the men's and women's fencing championships may begin prior to noon.

Source: NCAA Division I Council (Competition Oversight Committee) (Men's and Women's Fencing Committee)

Effective Date: Immediate

Category: Amendment

Topical Area: Executive Regulations

Rationale: Currently, the men's and women's fencing championships are conducted Thursday through Sunday, with competition starting at 9 a.m. local time. Given the number of bouts that must take place over this four-day period for each gender and each weapon, this proposal will allow the approved format to continue without budgetary ramifications. If competition could not start until noon on Sunday, a number of teams would have to stay an additional day in the host city, thus increasing per diem expenses. Finally, this format and early start time is familiar to institutions that are competing, as they routinely start competition at this time, if not earlier, during the regular season. This proposal is being recommended as noncontroversial legislation, inasmuch as broader consultation and debate are unlikely to improve the proposal in any substantial way, significant disagreement or alternative points of view will not be generated and there does not appear to be a significant impact on existing or proposed legislation.

Budget Impact: N/A

Impact on Student-Athlete's Time (Academic and/or Athletics): N/A

History

Jun 01, 2015: Submit; Submitted for consideration.

Jun 09, 2015: Men's and Women's Fencing Committee, Recommends Approval

Sep 29, 2015: Competition Oversight Committee, Recommends Approval as Noncontroversial Legislation
Sep 30, 2015: Council Review -- Supported as Noncontroversial Legislation

Sep 30, 2015: Adopted; Council Review -- Adopted

Oct 29, 2015: Adopted; No Action Taken by the Board of Directors

Oct 29, 2015: Adopted; Final
Proposal Number: I-2015-1

Title: AWARDS, BENEFITS AND EXPENSES -- ELIGIBILITY EFFECT OF VIOLATION -- RESTITUTION FOR RECEIPT OF IMPERMISSIBLE BENEFITS -- APPLICATION TO IMPERMISSIBLE ACADEMIC ASSISTANCE

Bylaws: Amend 16.01.1, as follows:

16.01.1 Eligibility Effect of Violation. [A] A student-athlete shall not receive any extra benefit. Receipt by a student-athlete of an award, benefit or expense allowance not authorized by NCAA legislation renders the student-athlete ineligible for athletics competition in the sport for which the improper award, benefit or expense was received. If the student-athlete receives an extra benefit not authorized by NCAA legislation, the individual is ineligible in all sports.

16.01.1.1 Restitution for Receipt of Impermissible Benefits. [A] Unless otherwise noted, for violations of Bylaw 16 in which the value of the benefit is $100 or less, the eligibility of the student-athlete shall not be affected conditioned upon the student-athlete repaying the value of the benefit to a charity of his or her choice. The student-athlete, however, shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the student-athlete repays the benefit. For violations of Bylaw 16 in which there is no monetary value to the benefit, violations shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student-athlete's eligibility.

16.01.1.1.1 Application to Impermissible Academic Assistance. The restitution provisions of Bylaw 16 do not apply to an extra benefit violation in which a student-athlete receives an impermissible academic arrangement or assistance from an institutional staff member or representative of an institution's athletics interests. In such a situation, reinstatement of the involved student-athlete's eligibility for competition is required.

Source: NCAA Division I Legislative Review and Interpretations Committee (November 13, 2014, Item No. 1).

Effective Date: Immediate

Category: Incorporation

Topical Area: Awards, Benefits and Expenses

Budget Impact: na

Impact on Student-Athlete's Time (Academic and/or Athletics): na

History
   Jan 26, 2015: Submit; Submitted for consideration.
   Jan 29, 2015: Adopted
Title: RESOLUTION: STUDENT-ATHLETE TIME DEMANDS

Resolution:

Whereas, the Presidential Boards of Directors of the Atlantic Coast Conference, Big Ten Conference, Big 12 Conference, Pac-12 Conference and Southeastern Conference (Autonomy Five Conferences) have adopted a vision for an effective intercollegiate athletics system that fully meets the needs and expectations of student-athletes in the 21st Century.

Whereas, the Autonomy Five Conferences have been granted autonomy to implement that vision by creating the optimal student-athlete experience in a fully integrated collegiate model in which athletics and academics are appropriately balanced.

Whereas, the Autonomy Five Conferences have previously resolved (through Proposal No. R-2014-1) to examine the issues and deliver for adoption by January 2017, substantive legislative proposals that regulate time demands to ensure an appropriate balance between athletics participation and the academic obligations and opportunities presented to students generally.

Whereas, the Autonomy Five Conference member institutions, are fully committed to providing student-athletes with every opportunity to pursue athletic, academic, and personal success within their universities.

Whereas, to provide those opportunities, it is essential that student-athletes have the time needed to balance athletic, academic, and personal interests as well as to provide them with time needed for rest and recovery.

Whereas, student-athletes consistently report that the time demands of their athletic commitments greatly exceed the 20 "countable hours" limit set by current policies.

Whereas, the student-athletes of the Autonomy Five Conferences and the Division I Student Athlete Advisory Committee (SAAC) have identified time demands as a critical issue in need of change.

Whereas, the need to relieve student-athletes from athletic time demands was identified at the Division I Presidential Summit in August 2015 as one of the most important issues facing student-athletes.

Whereas, during the 2016 NCAA Convention, the national SAAC will present the results of a survey it conducted with the NCAA staff that provides input from more than 28,000 Division I student-athletes. These data, as well as direct engagement with student-athletes, must inform and guide policy changes regarding time demands.

Now, Therefore, Be It Resolved, that the 65 member institutions of the Autonomy Five Conferences commit to working directly with the student-athlete representatives of their conferences and the national SAAC to bring forward specific legislative proposals regarding a reduction in and greater flexibility regarding athletically related time demands, no later than July 1, 2016, for intended adoption no later than the 2017 NCAA Convention.
Be It Further Resolved, that based on input from student-athletes, such proposals shall, at a minimum, provide for:

- The establishment of a two-week period at the conclusion of seasons during which student-athletes have no mandatory athletic activities, allowing greater participation in academic, campus and personal activities;
- The establishment of a policy mandating a full eight-hour period during the night without athletically related activity; and
- The establishment of a full day off per week during the season that addresses the impact of travel time.

Be It Further Resolved, that before September 1, 2016, the 65 member institutions of the Autonomy Five Conferences shall, in conjunction with their student-athletes and the national SAAC, study, assess and consider proposals that address other time demand issues, including but not limited to:

- The redefinition of types of athletically related activities, including "countable," "noncountable" and "exempt" to more accurately reflect the real demands made upon student-athletes;
- The incorporation of the most current research and best practices regarding physical and mental well-being;
- The provision of time opportunities for co-curricular activities, such as internships and international study; and
- The impact of athletic time demands on academically at-risk student-athletes.

Be It Further Resolved, that the 65 member institutions of Autonomy Five Conferences shall work with the Division I Council and other member institutions to coordinate policy proposals across all Division I institutions and incorporate the specific nature of each sport.

This resolution serves as a motion to refer NCAA Proposal Nos. 2015-25, 2015-26 and 2015-27 to the autonomy governance structure for collaborative consideration in the development of the ultimate recommendations and legislative proposals.

Source: Atlantic Coast Conference, Big Ten Conference, Big 12 Conference, Pac-12 Conference and Southeastern Conference

Category: Resolution
Topical Area: Playing and Practice Seasons
Budget Impact: na
Impact on Student-Athlete's Time (Academic and/or Athletics): na

History
Jan 08, 2016: Submit; Submitted for consideration.
Jan 15, 2016: Adopted; Final
### Other Proposals Adopted by Division I found not to be Applicable in Division II or Already Adopted in Division II

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<td>2015-3</td>
<td>COMMITTEES -- COMMITTEES REPORTING TO BOARD OF DIRECTORS -- DIVISION I PRESIDENTIAL FORUM</td>
<td>NCAA Division I Board of Directors (Presidential Advisory Group)</td>
<td>To establish a Division I Presidential Forum that consists of one president or chancellor from each of the 32 multisport conferences and that members shall serve three-year terms.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2015-5</td>
<td>COMMITTEES -- COMMON COMMITTEES WITH GOVERNANCE ADMINISTRATION RESPONSIBILITIES -- INTERNATIONAL STUDENT RECORDS COMMITTEE -- REVIEW OF POLICIES AND PROCEDURES</td>
<td>NCAA Division I Council (Committee on Academics)</td>
<td>To specify that the Division I Committee on Academics and the Division II Academic Requirements Committee shall annually review and approve the policies and procedures of the International Student Records Committee.</td>
<td>Already adopted in Division II</td>
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<tr>
<td>2015-6</td>
<td>FRESHMAN ACADEMIC REQUIREMENTS -- ELIGIBILITY FOR FINANCIAL AID, PRACTICE AND COMPETITION -- ENGLISH AS A SECOND LANGUAGE COURSE -- APPROVED ENGLISH COURSES</td>
<td>NCAA Division I Council (Committee on Academics)</td>
<td>To permit an approved advanced English as a Second Language (ESL) course to be used to satisfy a core-curriculum requirement, as specified.</td>
<td>Already adopted in Division II</td>
</tr>
<tr>
<td>2015-7</td>
<td>RECRUITING -- OFFICIAL (PAID) VISIT -- ACCOMMODATIONS ON OFFICIAL VISIT -- RESTITUTION</td>
<td>NCAA Division I Council (Legislative Committee) (Committee on Student-Athlete Reinstatement)</td>
<td>To specify that violations of the legislation related to accommodations on an official visit shall be a &quot;restitution&quot; provision (if the value of the benefit is $100 or less, eligibility is not affected, provided value is paid to a charity)</td>
<td>Already adopted in Division II</td>
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<tr>
<td>2015-9</td>
<td>CHAMPIONSHIPS AND POSTSEASON FOOTBALL -- INELIGIBILITY FOR USE OF BANNED DRUGS -- ELIMINATION OF REINSTATEMENT REQUIREMENT</td>
<td>NCAA Division I Council (Legislative committee) (Committee on Student-Athlete Reinstatement)</td>
<td>To eliminate the requirement that the eligibility of a student-athlete must be restored by the Committee on Student-Athlete Reinstatement after he or she has fulfilled a drug-testing penalty and has tested negative.</td>
<td>Already adopted in Division II</td>
</tr>
<tr>
<td>Proposal Number</td>
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<td>2015-10</td>
<td>COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- GENERAL COMMITTEES -- MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE -- DUTIES</td>
<td>NCAA Division I Council (Strategic Vision and Planning Committee) (Minority Opportunities and Interests Committee)</td>
<td>To expand the duties of the Minority Opportunities and Interests Committee to include advocacy and review of issues related to the interests of student-athletes, coaches and administrators who are ethnic minorities, LGBTQ or who have disabilities; and the advocacy and review of NCAA programs and policies that affect and include, but are not limited to, individuals with disabilities and the LGBTQ community.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>2015-11</td>
<td>COMMITTEES -- STUDENT-ATHLETE ADVISORY COMMITTEE -- COMPOSITION</td>
<td>NCAA Division I Legislative Council (Student-Athlete Advisory Committee)</td>
<td>To specify that members of the Student-Athlete Advisory Committee shall be selected from a pool of two nominees from each of the represented conferences.</td>
<td>Not applicable in Division II.</td>
</tr>
<tr>
<td>2015-13</td>
<td>PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS - MANDATORY MEDICAL EXAMINATION -- NURSE PRACTITIONERS</td>
<td>NCAA Division I Council (Committee on Competitive Safeguards and Medical Aspects of Sports)</td>
<td>To permit a nurse practitioner whose state medical licensure allows for health care practice independent of physician supervision to complete a mandatory medical examination (prior to a student-athlete's participation in practice, competition or out-of-season conditioning activities) without supervision by a physician.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>2015-14</td>
<td>PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS - CONDITIONING ACTIVITIES OUTSIDE THE PLAYING SEASON -- ICE HOCKEY</td>
<td>NCAA Division I Council (Committee on Competitive Safeguards and Medical Aspects of Sports)</td>
<td>In ice hockey, to specify that a student-athlete may use protective equipment, (e.g., pads, helmets, sticks) while involved in on-ice conditioning activities outside the season, provided no puck, projectile or other similar object is used.</td>
<td>Already adopted in Division II.</td>
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<tr>
<td>Proposal Number</td>
<td>Title</td>
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<tr>
<td>2015-15</td>
<td>AUTONOMY PROPOSAL -- NCAA MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- INDEPENDENT MEDICAL CARE</td>
<td>Big 12 Conference</td>
<td>To specify that an active member institution shall establish an administrative structure that provides independent medical care and affirms the unchallengeable autonomous authority of primary athletics health care providers (team physicians and athletic trainers) to determine medical management and return-to-play decisions related to student-athletes; further, an active institution shall designate a director of medical services to oversee the institution's athletic health care administration and delivery.</td>
<td>Autonomy proposal.</td>
</tr>
<tr>
<td>2015-16</td>
<td>AUTONOMY PROPOSAL -- ATHLETICS PERSONNEL -- STUDENT ASSISTANT COACH</td>
<td>Southeastern Conference</td>
<td>To permit a full-time graduate student within his or her five-year period of eligibility to serve as a student assistant coach, as specified.</td>
<td>Not applicable in Division II.</td>
</tr>
<tr>
<td>2015-7</td>
<td>AUTONOMY PROPOSAL -- ATHLETICS PERSONNEL -- LIMITATIONS ON THE NUMBER OF COACHES -- VOLUNTEER COACH -- SWIMMING AND DIVING -- ADDITIONAL COACH FOR SINGLE GENDER PROGRAMS</td>
<td>Big 12 Conference</td>
<td>To specify that an institution that only sponsors either men's swimming and diving or women's swimming and diving may use the services of two volunteer coaches, one for swimming and one for diving.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2015-21</td>
<td>AUTONOMY PROPOSAL -- RECRUITING -- OFFICIAL (PAID) VISITS -- MEALS, ACCOMMODATIONS AND ENTERTAINMENT -- UP TO FOUR FAMILY MEMBERS</td>
<td>Big 12 Conference</td>
<td>To specify that an institution may provide meals, lodging and entertainment for up to four family members accompanying a prospective student-athlete on an official visit; further, to specify that an institution may provide up to six complimentary admissions to a home athletics event for the use of the prospective student-athlete and those persons accompanying him or her.</td>
<td>Autonomy Proposal.</td>
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<td>Proposal Number</td>
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<tr>
<td>2015-22</td>
<td>AUTONOMY PROPOSAL -- FINANCIAL AID -- TERMS AND CONDITIONS -- ONE-YEAR PERIOD -- NONRECRUITED STUDENT-ATHLETE EXCEPTION</td>
<td>Pac-12 Conference</td>
<td>To specify that at any time during a student-athlete's enrollment at the certifying institution, he or she may be awarded athletics aid for less than a full academic year, provided he or she has been enrolled full time at the certifying institution for at least one regular academic term and was not recruited by the certifying institution.</td>
<td>Not applicable in Division II.</td>
</tr>
<tr>
<td>2015-23</td>
<td>AUTONOMY PROPOSAL -- FINANCIAL AID -- TERMS AND CONDITIONS -- RELEASE OF OBLIGATION TO PROVIDE ATHLETICS AID -- MULTIYEAR AGREEMENTS</td>
<td>Pac-12 Conference</td>
<td>To specify that, before becoming a counter for an academic year pursuant to a multiyear aid agreement, a student-athlete who is awarded institutional financial aid unrelated to athletics that is of equal or greater value than his or her signed award of athletically related financial aid for the specific academic year may release the institution of its obligation to provide the athletically related financial aid for that academic year.</td>
<td>Not applicable in Division II.</td>
</tr>
<tr>
<td>2015-32</td>
<td>AMATEURISM AND ATHLETICS ELIGIBILITY -- PROFESSIONAL BASKETBALL DRAFT -- FOUR-YEAR COLLEGE STUDENT-ATHLETE -- MEN'S BASKETBALL -- DEADLINE TO REMOVE NAME</td>
<td>NCAA Division I Council (Men's Basketball Oversight Committee)</td>
<td>In men's basketball, to specify that for a professional league that conducts a draft combine, a student-athlete must request that his name be removed from the draft list not later than 10 days after the conclusion of the professional league's draft combine in order to retain his eligibility; further, to permit a student-athlete to enter a professional draft each year during his collegiate career without jeopardizing his eligibility, provided he removes his name from the draft by the applicable deadline, declares his intent to resume intercollegiate participation and is not drafted; finally, to specify that an individual may receive actual and necessary expenses each year in conjunction with one 48-hour tryout per professional team and in conjunction with a</td>
<td>Not applicable in Division II.</td>
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<tr>
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<tr>
<td>2015-64</td>
<td>PROFESSIONAL ORGANIZATION'S DRAFT COMBINE</td>
<td>NCAA Division I Council (Men's Basketball Oversight Committee and Women's Basketball Oversight Committee)</td>
<td>In basketball, to specify that the following additional criteria shall be satisfied in order for a basketball event to be certified: (1) An event operator shall comply with educational guidelines established by the Enforcement Certification and Approvals Group for mandatory educational sessions at certified events; (2) The event review form shall be submitted in accordance with deadlines established by the Enforcement Certification and Approvals Group; and (3) A certified basketball event or league shall not be associated in any way with a venue or other entity that is associated in any way with wagering on intercollegiate athletics.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2015-81</td>
<td>PLAYING AND PRACTICE SEASONS -- FOOTBALL -- ANNUAL EXEMPTIONS -- CONFERENCE CHAMPIONSHIP GAME -- FBS</td>
<td>NCAA Division I Council (Football Oversight Committee)</td>
<td>In bowl subdivision football, to eliminate the requirement that a conference championship game must be between division champions of a member conference of 12 or more institutions that is divided into two divisions (of six or more institutions each), each of which conducts round-robin, regular-season competition among the members of that division in order to be exempted from the limitation on the maximum number of contests.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2015-81-1</td>
<td>PLAYING AND PRACTICE SEASONS -- FOOTBALL -- ANNUAL EXEMPTIONS -- CONFERENCE CHAMPIONSHIP GAME BETWEEN DIVISION CHAMPIONS OR TOP TWO TEAMS -- FBS</td>
<td>Big Ten Conference</td>
<td>To amend Proposal No. 2015-81, to specify that to be exempted from the limit on the number of contests, a conference championship game shall be either (1) Between division champions of a conference that is divided into two divisions (as equally balanced in number as possible) and conducts round-robin, regular-season competition</td>
<td>Not applicable in Division II</td>
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<td>2015-87</td>
<td>COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- RULES COMMITTEES WITHOUT CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- ICE HOCKEY RULES COMMITTEE COMPOSITION -- DIVISION II POSITION</td>
<td>NCAA Division I Council (Men's and Women's Skiing Committee)</td>
<td>To specify that the Division II position on the ice hockey rules committee may be filled by a staff member from a Division II institution that sponsors Division I, II or III men's or women's ice hockey.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>2015-88</td>
<td>COMMITTEES -- COMMON COMMITTEES -- COMMITTEES WITH PLAYING RULES AND CHAMPIONSHIPS ADMINISTRATION RESPONSIBILITIES -- MEN'S AND WOMEN'S SKIING COMMITTEE</td>
<td>NCAA Division I Council (Men's and Women's Skiing Committee)</td>
<td>To specify that one member of the men's and women's skiing committee shall be selected from the Central skiing region and two members shall be selected at large.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>2015-91</td>
<td>ORGANIZATION -- DIVISION I BOARD OF DIRECTORS -- DUTIES AND RESPONSIBILITIES -- WAIVER AUTHORITY</td>
<td>NCAA Division I Board of Directors</td>
<td>To specify that the Board of Directors shall have authority to grant relief from the application of legislation in circumstances in which significant values are at stake or the use of the regular legislative process is likely to cause significant harm or hardship to the Association or the Division I membership because of the delay in its effective date.</td>
<td>Not applicable in Division II.</td>
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<tr>
<td>Proposal Number</td>
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<td>2015-92</td>
<td>COMMITTEES -- STUDENT-ATHLETE ADVISORY COMMITTEE -- TERM OF OFFICE</td>
<td>NCAA Division I Legislative Council (Student-Athlete Advisory Committee)</td>
<td>To specify that a Student-Athlete Advisory Committee member's term of office shall commence on the first day of June following the member's appointment.</td>
<td>Already discussed in Division II</td>
</tr>
<tr>
<td>2016-1</td>
<td>RECRUITING -- OFFICIAL (PAID) VISIT -- REQUIREMENTS FOR OFFICIAL VISIT</td>
<td>NCAA Division I Council (Student-Athlete Experience Committee)</td>
<td>To eliminate the requirement that a high school or preparatory school prospective student-athlete must present an institution with a score from a PSAT, SAT, PLAN or ACT before an institution may provide an official visit to the prospective student-athlete.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>I-2015-2</td>
<td>RECRUITING -- CONTACTS AND OFFICIAL VISITS -- TWO-YEAR COLLEGE PROSPECTIVE STUDENT-ATHLETES -- NONQUALIFIER IN FIRST YEAR</td>
<td>NCAA Division I Legislative Review/Interpretations Committee (October 22, 1992, Item No. 5)</td>
<td>N/A</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>I-2015-5</td>
<td>RECRUITING -- PERMISSIBLE RECRUITERS - - STUDENT-ATHLETES AND OTHER ENROLLED STUDENTS</td>
<td>NCAA Division I Legislative Review/Interpretations Committee (April 20, 2015, Item No. 2)</td>
<td>N/A</td>
<td>Not applicable in Division II</td>
</tr>
</tbody>
</table>
SUPPLEMENT NO. 2

NCAA Division III Legislation Adopted since June 2015

RECRUITING - CONTACTS AND EVALUATIONS -- CONTACT RESTRICTIONS AT SPECIFIED SITES -- PRACTICE OR COMPETITION SITE -- EXCEPTION FOR ON-CAMPUS CONTACT

Convention Year: 2016
Effective Date: Immediate
IPOPL Number: 3
SPOPL Number: 3
Official Notice Number: 2016-7
Source: Upper Midwest Athletic Conference, North Coast Athletic Conference, Minnesota Intercollegiate Athletic Conference and North Atlantic Conference.
Category: Membership Proposal
Topical Area: Membership
Status: Adopted

Intent: To permit institutional coaching staff members to have contact with a prospective student-athlete on a day of competition prior to the competition, provided that contact occurs on the institution's campus and the institution's campus is not the competition site.

Bylaws: Amend 13.1.4.2, as follows:

[Roll Call]

13.1.4.2 Practice or Competition Site. Recruiting contact may not be made with a prospective student-athlete before any athletics competition in which the prospective student-athlete is a participant on that day of competition until the prospective student-athlete is released for that day by the appropriate institutional authority (e.g., prospective student-athlete's coach or comparable authority) **even if the prospective student-athlete is on an official or unofficial visit.** Further, telephone calls or electronic communications may not be made with a prospective student-athlete at the site of organized competition involving the prospective student-athlete by athletics personnel who are attending the competition or who are aware of the competition. [D]

13.1.4.2.1. **Exception – Official/Unofficial Visit – Contact on Institution’s Campus on Day of Competition Prior to Competition.** Athletics staff members are permitted to have on campus contact prior to competition with a prospective student-athlete, provided the prospective student-athlete is not scheduled to compete on that day on the institution's campus.

[13.1.4.2.1 renumbered as 13.1.4.2.2, unchanged.]

Rationale: Allowing contact on an institution's campus on the day of competition prior to competition allows prospective student-athletes more flexibility when arranging campus
visits in locations to which they may already be traveling for competition. Currently, prospective student-athletes are prohibited from making contact with institutional athletics staff members on a day of competition, prior to competition, even if they are visiting an institution's campus on an official or unofficial visit on a day of competition. This restriction often requires prospective student-athletes to remain in the locale of the institution additional days following competition to visit the campus and meet with athletics staff members, resulting in additional cost and additional missed class time. This proposal would not only offer greater flexibility to prospective student-athletes who wish to meet with athletics staff members while visiting a campus in a locale of a site of competition or en route to a site of competition, but may also improve recruiting efficiency and potentially result in fewer days away from campus for coaches.
DIVISION MEMBERSHIP -- DIVISION III MEMBERSHIP REQUIREMENTS --
SPORTS SPONSORSHIP -- MINIMUM PARTICIPANT REQUIREMENTS FOR GOLF

Convention Year: 2016
Effective Date: Immediate
IPOPL Number: 10
SPOPL Number: 9
Official Notice Number: 2016-10
Source: Centennial Conference, Landmark Conference, Middle Atlantic Conference and Presidents' Athletic Conference.

Category: Membership Proposal
Topical Area: Membership
Status: Adopted

Intent: To reduce the minimum number of participants for sports sponsorship in the sport of golf from five to four.

Bylaws: Amend 20.11.3.8, as follows:

[Roll Call]

In each sport, the institution's team shall engage in at least a minimum number of intercollegiate contests (against the varsity programs of four-year, degree-granting collegiate institutions) each year. In the individual sports, the institution's team shall include a minimum number of participants in each contest that is counted toward meeting the minimum-contests requirement. The following minimums are applicable:

<table>
<thead>
<tr>
<th>Individual Sports</th>
<th>Minimum Contests</th>
<th>Minimum Participants</th>
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<tbody>
<tr>
<td>Golf</td>
<td>6</td>
<td>(\leq 4)</td>
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</tbody>
</table>

[All other sports unchanged.]

(Note: The minimum-contest requirements set forth in Bylaws 20.11.3.8.1 through 20.11.3.8.8 apply only to the provisions of this section and do not apply to minimum-contest requirements in Bylaw 14 and Bylaw 17.)

Rationale: Golf, particularly on the women's side, has seen growth in Division III due in part to the Championships Committee waiver permitting institutions to be eligible for championships selection based on contests completed with four participants rather than five. The sport of golf requires four players to complete an 18-hole round to compile a team score. The fifth score is discarded. Golf is the only sport under Bylaw 20.11.3.8 that requires more participants than those needed to complete team scoring. Cross Country requires five
participants but scores with seven runners; tennis requires six participants but can play six singles and six different doubles players; and wrestling only requires six participants in the 10 weight classes. This proposal will enable current sponsors to keep the sport viable on their campuses while encouraging possible sponsors to add the sport.
PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS -- POSTPONED/CANCELED CONTEST DUE TO INCLEMENT WEATHER

Convention Year: 2016
Effective Date: Immediate
Official Notice Number: I-2016-1
Source: NCAA Division III Management Council (Interpretations and Legislation Committee).
Category: Incorporation
Topical Area: Playing and Practice Seasons
Status: Adopted
Bylaws: Amend 17.02, as follows:

17.02 Definitions and Applications.
[17.02.1 through 17.02.7 unchanged.]

17.02.8 Postponed/Canceled Contest Due to Inclement Weather. A contest that is postponed or canceled due to inclement weather or a comparable factor only counts against an institution's or student-athlete's maximum limitations if the results are considered final under the applicable playing rules of the sport in question.
[17.02.8 through 17.02.13 renumbered as 17.02.9 through 17.02.14, unchanged.]

Additional Information: The incorporation of this official interpretation provides clarification in the legislation regarding how an institution should count a contest when the competition or contest is postponed or canceled due to inclement weather or a comparable factor.

Review History:

April 13, 2015: Approved in Concept - Management Council Supplement No. 9b, Item No. 1-(b).

September 18, 2015: Approved in Legislative Format - Interpretations and Legislation Committee
AWARDS AND BENEFITS -- PROVISION OF EXPENSES BY INDIVIDUALS OR ORGANIZATIONS OTHER THAN THE INSTITUTION -- LODGING PROVIDED BY RELATIVE OF STUDENT-ATHLETE

Convention Year: 2016

Effective Date: Immediate

Official Notice Number: NC-2016-14

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

Category: Noncontroversial

Topical Area: Awards and Benefits

Status: Adopted

Intent: To specify that a relative of a student-athlete is permitted to pay for or provide lodging to eligible student-athletes in conjunction with, or en route to or from, an away-from-home contest.

Bylaws: Amend 16.10, as follows:

16.10 Provision of Expenses by Individuals or Organizations Other than the Institution.

16.10.1 Permissible.

[16.10.1.1 through 16.10.1.5, unchanged.]

16.10.1.6 Lodging Provided by Relative of Student-Athlete. A relative of a student-athlete may pay for or provide lodging to eligible student-athletes in conjunction with, or en route to or from, an away-from-home contest.

Additional Information: Current legislation allows an institution to provide lodging to student-athletes in conjunction with away from home competition. Student-athletes are not permitted to receive lodging from a relative of a team member unless the relative donates the use of the lodging to the institution and the institution, in turn, provides the lodging to the student-athletes. Requiring relatives of student-athletes to donate lodging to the institution is unnecessary and overly bureaucratic.

Review History:

April 13, 2015: Approved in Concept - Management Council Supplement No. 9-(a), Item No. 1-(d).

July 21, 2015: Approved in Legislative Format - Management Council Supplement No. 9-(a) Item No. 1-(d)
Other Proposals Adopted by Division III that Are Not Applicable in Division II or Are Already Adopted in Division II

<table>
<thead>
<tr>
<th>Proposal Number</th>
<th>Title</th>
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<th>Intent</th>
<th>Notes</th>
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<tbody>
<tr>
<td>2016-1</td>
<td>NCAA MEMBERSHIP -- DUES OF MEMBERS -- CURRENT ANNUAL DUES -- MEMBERSHIP DUES INCREASE</td>
<td>NCAA Division III Presidents Council [Management Council (Strategic Planning and Finance Committee)].</td>
<td>To establish annual membership dues as $2,000 for an active institution ($1,100 increase) and $1,000 for member conference offices ($550 increase).</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2016-4</td>
<td>PLAYING AND PRACTICE SEASONS -- ICE HOCKEY -- OFF ICE TRAINING</td>
<td>Multiple Division III institutions.</td>
<td>To permit off ice/dry land training prior to the first permissible practice date while still keeping the 19 week length for the total ice hockey season.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2016-5</td>
<td>PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS -- ATHLETICALLY RELATED ACTIVITIES -- EXCEPTIONS -- RESERVATION OF FACILITY BY CERTIFIED STRENGTH AND CONDITIONING COACH</td>
<td>State University of New York Athletic Conference, New England Women's and Men's Athletic Conference and University Athletic Association</td>
<td>To permit student-athletes to access a student-athlete only weight room outside of the declared playing and practice season. Additionally, to permit certified strength and conditioning personnel to reserve an institution's athletic facilities during the institution's regular academic year to conduct voluntary workouts for all student-athletes.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>2016-6</td>
<td>PLAYING AND PRACTICE SEASONS -- DEFINITIONS AND APPLICATIONS -- ATHLETICALLY RELATED ACTIVITIES --</td>
<td>Iowa Intercollegiate Athletic Conference and University Athletic</td>
<td>To permit student-athletes to participate in out-of-season institutional fundraising activities involving athletics ability, provided participation in the</td>
<td>Not applicable in Division II</td>
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<tr>
<td>Proposal Number</td>
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<td>EXCEPTION FOR INSTITUTIONAL FUNDRAISERS INVOLVING ATHLETICS ABILITY</td>
<td>Association</td>
<td>activity is voluntary and the activity is open to any and all entrants.</td>
<td></td>
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<tr>
<td>2016-8</td>
<td>CHAMPIONSHIPS INELIGIBILITY FOR USE OF BANNED DRUGS -- ELIMINATION OF REINSTATEMENT REQUIREMENT</td>
<td>NCAA Division III Management Council (Committee on Student-Athlete Reinstatement).</td>
<td>To eliminate the requirement that the eligibility of a student-athlete must be restored by the Committee on Student-Athlete Reinstatement after he or she has fulfilled a drug-testing penalty and has tested negative in accordance with the testing methods authorized by the NCAA Board of Governors.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>2016-9</td>
<td>EXECUTIVE REGULATIONS -- CONFERENCE AUTOMATIC QUALIFICATION REQUIREMENTS PROVISIONAL AND RECLASSIFYING MEMBER INSTITUTIONS</td>
<td>NCAA Division III Management Council (Championships Committee).</td>
<td>To specify that institutions in years three and four of the NCAA Division III provisional and reclassifying membership process may count toward the requisite number of conference members necessary to begin the two-year waiting period before a multisport or single-sport conference is eligible for automatic qualification for NCAA championships.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>ADM-2016-2</td>
<td>ENFORCEMENT PROCEDURES -- SUMMARY DISPOSITION AND EXPEDITED HEARING -- COMMITTEE ON INFRACTIONS REVIEW -- PROPOSED FINDINGS</td>
<td>NCAA Division III Management Council (Committee on Infractions).</td>
<td>To clarify that in a summary disposition case in which the Committee on Infractions accepts the proposed findings but proposes additional penalties, the institution</td>
<td>Already adopted in Division II.</td>
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<tr>
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<tr>
<td>NOT ACCEPTED</td>
<td>-- MODE OF EXPEDITED PENALTY HEARINGS IN SUMMARY DISPOSITION CASES</td>
<td></td>
<td>and/or involved individuals may appear before the committee in person, by videoconference or other mode of distance communication, as the committee deems appropriate, to discuss the proposed additional penalties</td>
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<tr>
<td>M-2016-2</td>
<td>RECRUITING -- LETTER OF INTENT PROGRAMS -- EXCEPTION -- NONBINDING ATHLETICS CELEBRATORY SIGNING FORM -- LOCATION OF SIGNING AND PERMISSIBLE ATTENDEES AT SIGNING</td>
<td>NCAA Division III Management Council</td>
<td>To clarify that celebratory signings may not occur on campus and staff members may not be present. Additionally, to clarify that institutional staff members may be present when a prospective student-athlete signs pre-enrollment forms executed by prospective students in general at that institution, provided no media representatives are present.</td>
<td>Not applicable in Division II</td>
</tr>
<tr>
<td>NC-2016-11</td>
<td>AWARDS AND BENEFITS -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- PERMISSIBLE -- TRAVEL TO NCAA CHAMPIONSHIPS AND NATIONAL GOVERNING BODY CHAMPIONSHIPS IN EMERGING SPORTS DURING VACATION PERIOD</td>
<td>NCAA Division III Management Council (Interpretations and Legislation Committee).</td>
<td>To specify that an institution may provide actual transportation costs for a student-athlete to travel from campus or the student-athlete's home to the site of an NCAA championship, or national governing body championship in an emerging sport, and back to campus or the student-athlete's home.</td>
<td>Not applicable in Division II</td>
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<tr>
<td>NC-2016-12</td>
<td>MEMBERSHIP -- PROVISIONAL MEMBERSHIP -- STANDARDS FOR EXPLORATORY YEAR -- ELIMINATING THE SPORTS SPONSORSHIP REQUIREMENT</td>
<td>NCAA Division III Management Council (Membership Committee).</td>
<td>To clarify that during the exploratory year of the provisional membership process, an institution is not required to satisfy compliance with sports-sponsorship requirements.</td>
<td>Not applicable in Division II.</td>
</tr>
<tr>
<td>NC-2016-13</td>
<td>COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- COMMITTEE ON COMPETITIVE SAFEGUARDS AND MEDICAL ASPECTS OF SPORTS -- COMPOSITION</td>
<td>NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).</td>
<td>To revise the composition of the Committee on Competitive Safeguards and Medical Aspects of Sports, as specified.</td>
<td>Already adopted in Division II.</td>
</tr>
<tr>
<td>NC-2016-15</td>
<td>MEMBERSHIP -- DIVISION III MEMBERSHIP -- AUTHORITY OF DIVISION III MEMBERSHIP COMMITTEE</td>
<td>NCAA Division III Management Council (Membership Committee).</td>
<td>To establish the Membership Committee as the primary authority to oversee any membership issues.</td>
<td>Not applicable in Division II.</td>
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<tr>
<td>Proposal Number</td>
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<tr>
<td>NC-2016-16</td>
<td>PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING SEASON REGULATIONS -- WAIVERS AND CONDITIONS OF PARTICIPATION -- MANDATORY MEDICAL EXAMINATION -- PERMITTING NURSE PRACTITIONERS TO CONDUCT MANDATORY MEDICAL EXAMINATION</td>
<td>NCAA Division III Management Council (Committee on Competitive Safeguards and Medical Aspects of Sports).</td>
<td>To permit a nurse practitioner whose state regulation allows for health care practice independent of physician supervision to complete the mandatory medical examination without supervision by a physician.</td>
<td>Already adopted in Division II</td>
</tr>
<tr>
<td>NC-2016-17</td>
<td>COMMITTEES -- ASSOCIATION-WIDE COMMITTEES -- GENERAL COMMITTEES -- MINORITY OPPORTUNITIES AND INTERESTS COMMITTEE -- AMENDING DUTIES</td>
<td>NCAA Division III Management Council (Minority Opportunities and Interests Committee).</td>
<td>To expand the duties of the Minority Opportunities and Interests Committee to include advocacy and review of issues related to the interests of student-athletes, coaches and administrators who are ethnic minorities, LGBTQ or who have disabilities; and the advocacy and review of NCAA programs and policies that affect and include, but are not limited to, individuals with disabilities and the LGBTQ community.</td>
<td>Already adopted in Division II</td>
</tr>
<tr>
<td>Proposal Number</td>
<td>Title</td>
<td>Source</td>
<td>Intent</td>
<td>Notes</td>
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<td>PP-2016-1</td>
<td>ENFORCEMENT POLICIES AND PROCEDURES -- COMMITTEE ON INFRACTIONS -- SPECIAL OPERATING RULES -- PUBLIC DISCLOSURE</td>
<td>NCAA Division III Management Council (Committee on Infractions)</td>
<td>To specify that the Committee on Infractions, the Infractions Appeals Committee, the enforcement staff, the institution and any individual subject to the NCAA constitution and bylaws involved in a case, including any representative or counsel, shall not make public disclosures about a case until a final decision has been announced in accordance with prescribed procedures</td>
<td>Already adopted in Division II</td>
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NCAA Constitution 5.1.3.6.1 – Legislative Process – Annual or Special Convention Delegates – Delegate Participation in Conventions and Meetings – Active Delegate – Speaking Privileges of Affiliated Members During the Division II Business Session

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of 2017 NCAA Convention legislation to amend NCAA Constitution 5.1.3.6.1 (active delegate) to remove an affiliated member’s speaking privileges in the business proceedings of any annual or special Convention in Division II.

Background:

Per Constitution 3.01.1 (classes of membership), the NCAA offers four classes of membership: active, conference, affiliated and provisional. Affiliated members include nonprofit, coaches or sports associations whose purpose is directly related to one or more sports in which the NCAA conducts championships or emerging sports for women. Current legislation specifies that affiliated members are entitled to participate in annual or special Conventions of the Association as nonvoting members. While affiliated members do not have voting privileges they do have speaking privileges on the floor during business proceedings.

During the Division II business session at the 2016 Convention, the nonvoting delegate from the American Volleyball Coaches Association spoke twice on NCAA Proposal No. 2016-6 (playing and practice seasons – baseball, softball and women’s volleyball – number of contests – conference challenge events). The proposal would have allowed institutions to annually exempt up to two contests played as part of a conference challenge event in baseball, softball and women’s volleyball. Several institutional voting delegates questioned whether affiliated members should be permitted to speak on proposed legislation on the floor during the Division II business session.

The committee is asked to consider whether the current legislation should be amended to remove an affiliated member’s speaking privileges during the Division II business session at an annual or special Convention.

Conclusions:

1. The Legislation Committee recommends that the NCAA Division II Presidents Council sponsor legislation for the 2017 Convention to amend Constitution 5.1.3.6.1 to eliminate an affiliated member’s privileges of the floor and participation in the business proceedings of any annual or special Convention in Division II, effective August 1, 2017.

2. The Legislation Committee does not recommend amending Constitution 5.1.3.6.1.
Applicable Bylaws, Interpretations, Educational Columns and Proposals:

3.02.3.5 Affiliated Member. An affiliated member is a coaches or sports association whose function and purpose are directly related to one or more sports in which the NCAA conducts championships or an emerging sport for women or an association consisting of college/university administrators who have a direct relationship to either the NCAA or the membership, duly elected to affiliated membership under the provisions of this article (see Constitution 3.5.3). An affiliated member is entitled to be represented by one nonvoting delegate at any NCAA Convention and enjoys other privileges as designated in the bylaws of the Association (see Constitution 3.5.2).

3.5.2.1 Privileges and Voting Rights. An affiliated member shall be entitled to be represented by one nonvoting delegate at any Convention of the Association and shall have such other privileges as may be accorded to affiliated members by the bylaws of the Association. A copy of NCAA Champion magazine shall be sent to each member of the NCAA.

3.5.2.2 Use of Association’s Registered Marks. An affiliated member may use the registered marks of the Association (i.e., the Association's name, logo or other insignia) only if such use is approved by the NCAA staff in accordance with guidelines established by the Board of Governors.

5.1.3 Annual or Special Convention Delegates.

5.1.3.1 Institutional and Conference Delegates.

5.1.3.1.1 With Voting Privileges. Each active member and each member conference with voting privileges, as specified in Constitution 3.4.3.3, shall be entitled to one vote. Institutions and conferences designating both a male and a female as voting or alternate delegates on the Convention appointment form shall be allowed to appoint four official institutional delegates. In all other circumstances, institutions shall be limited to not more than three official delegates.

5.1.3.1.2 Without Voting Privileges. Each member conference without voting privileges shall be entitled to one accredited delegate without voting privilege.

5.1.3.2 Student-Athlete Advisory Committee. The Division II Student-Athlete Advisory Committee shall have one vote.

5.1.3.3 Affiliated and Provisional Delegates. Each affiliated and provisional member shall be entitled to one accredited delegate without voting privilege.
5.1.3.4 Visiting Delegates. Member and nonmember institutions and organizations are authorized to send visiting delegates, who shall not have voting privileges.

5.1.3.5 Certification and Voting of Delegates. The certification and voting of delegates shall be conducted as follows:

(a) Delegates shall be certified to the NCAA national office as entitled to represent the member in question by the proper executive officers of their institutions or organizations;

(b) An active member or member conference represented by more than one delegate shall designate (on the proper form signed by the president or chancellor) the delegate entitled to cast its vote. Once the member has so designated its primary voting and alternate voting delegates, transferring the voting rights between or among them is a matter of institutional judgment, inasmuch as the voter and alternate(s) have been approved as voters;

(c) The same delegate may represent both an active member and a member conference;

(d) A delegate shall not represent any active member or member conference unless the delegate actually is identified with such member, and an institution's student may not serve as its voting or alternate voting delegate;

(e) Whenever the Association votes on any question by roll call, either written or via voice, on demand of any delegate, the names of delegates as they vote shall be checked by the Membership Committee in order to verify the authority of the voter; and

(f) Voting by proxy shall not be allowed.

5.1.3.6 Delegate Participation in Conventions and Meetings.

5.1.3.6.1 Active Delegate. Privileges of the floor and the right to active participation in the business proceedings of any annual or special Convention of the Association is accorded to the following:

(a) Any of the accredited delegates authorized in Constitution 5.1.3.1.1 to represent an active member or member conference with voting privileges;

(b) The single accredited delegate authorized in Constitution 5.1.3.1.2 to represent a member conference without voting privileges or in Constitution 5.1.3.2 to represent an affiliated or provisional member;
(c) Any member of the Board of Governors, the governance entities per Constitution 4 and the chair (or a committee member designated to speak for the chair) of an NCAA committee listed in Bylaw 21; and
(d) Any member of a division's Student-Athlete Advisory Committee.

5.1.3.6.2 Visiting Delegate. Visiting delegates authorized in Constitution 5.1.3.3 shall not actively participate in the business proceedings.

Title: NCAA MEMBERSHIP -- DEFINITIONS AND APPLICATIONS -- AFFILIATED AND CORRESPONDING MEMBERSHIP -- REQUIREMENTS FOR AFFILIATED MEMBERSHIP AND ELIMINATION OF CORRESPONDING MEMBERSHIP

Convention Year: 2011
Effective Date: August 1, 2011
SPOPL Number: 9
Official Notice Number: 2011-12
Source: NCAA Division II Presidents Council [Management Council (Membership Committee)].

Category: Presidents Council
Topical Area: Membership
Status: Adopted

Intent: To eliminate corresponding membership; further, to modify the requirements for affiliated membership, as specified.

A. Constitution: Amend 3.01, as follows:

3.01 GENERAL PRINCIPLES

3.01.1 Classes of Membership. The NCAA offers five classes of membership: active, conference, affiliated, and provisional. Eligibility for and method of election to membership, obligations and conditions for continuing membership, voting rights, and other membership privileges for each class are defined in this article.

[Remainder of 3.01 unchanged.]

B. Constitution: Amend 3.02.3, as follows:

3.02.3 Membership Categories.
3.02.3.5 Affiliated Member. An affiliated member is a nonprofit group coaches or sports association whose function and purpose are directly related to one or more sports in which the NCAA conducts championships or an emerging sport for women or an association consisting of college/university administrators who have a direct relationship to either the NCAA or the membership, duly elected to affiliated membership under the provisions of this article (see Constitution 3.4.3). An affiliated member is entitled to be represented by one nonvoting delegate at any NCAA Convention and enjoys other privileges as designated in the bylaws of the Association (see Constitution 3.4.2).

C. Constitution: Amend 3.2.5, as follows:

3.2.5 Loss of Active Membership.

[3.2.5.1 through 3.2.5.1.1 unchanged.]

3.2.5.2 Removal of Accreditation. If an active member's accreditation is removed by its regional accrediting agency, it shall be reclassified immediately as a corresponding member and forfeit immediately its membership in the Association.

[Remainder of 3.2.5 unchanged.]

D. Constitution: Amend 3.3.4.4, as follows:

3.3.4.4 Conference Student-Athlete Advisory Committee. Each active member conference shall establish a student-athlete advisory committee for its member institutions' student-athletes. The composition and duties of the committee shall be determined by the conference.

[3.3.4.4.1 unchanged.]

3.3.4.4.1.1 Failure to Conduct a Conference Student-Athlete Advisory Committee Annual Meeting. If an active member conference fails to meet the conditions set forth in Constitution 3.3.4.4.1 during a given year, the conference shall immediately be placed on probationary status during the following academic year and would not be eligible for
the conference grant that is designated for the enhancement of the conference student-athlete advisory committee. If the conference fails to meet the conditions set forth in Constitution 3.3.4.4.1 during the probationary year, the conference may be reclassified immediately as a corresponding member forfeit immediately its membership in the Association.

[Remainder of 3.3.4.4 unchanged.]

E. Constitution: Amend 3.4, as follows:

3.4 AFFILIATED MEMBERSHIP

3.4.1 Eligibility. Affiliated membership is available to a duly elected nonprofit group or coaches or sports association whose function and purpose are directly related to one or more sports in which the Association conducts championships or identifies as an emerging sport for women or an association consisting of college/university administrators who have a direct relationship to either the NCAA or the membership.

[Remainder of 3.4 unchanged.]

F. Constitution: Amend 3.7, as follows:

3.7 DUES OF MEMBERS

[3.7.1 through 3.7.2 unchanged.]

3.7.3 Current Annual Dues. The annual dues for various classes of membership shall be:

Affiliated Members $225 As determined by the Executive Committee.

Corresponding Members $225

[Remainder of 3.7 unchanged]

G. Constitution: Amend 5.1.3, as follows:

[Common provision, all divisions, divided vote]

5.1.3 Annual or Special Convention Delegates.

[5.1.3.1 through 5.1.3.1.2 unchanged.]

5.1.3.2 Corresponding, Affiliated and Provisional Delegates. Each corresponding, affiliated and provisional member shall be entitled to one accredited delegate without voting privilege.
NCAA Constitution 5.1.3.6.1 – Legislative Process –
Annual or Special Convention Delegates – Delegate
Participation in Conventions and Meetings – Active Delegate – Speaking Privileges of Affiliated Members
During the Division II Business Session
Page No. 7

[5.1.3.3 through 5.1.3.4 unchanged.]

5.1.3.5 Delegate Participation in Conventions and Meetings.

5.1.3.5.1 Active Delegate. Privileges of the floor and the right to active participation in the business proceedings of any annual or special Convention of the Association is accorded to the following:

[5.1.3.5.1-(a) unchanged.]

(b) The single accredited delegate authorized in Constitution 5.1.3.1.2 to represent a member conference without voting privileges or in Constitution 5.1.3.2 to represent an affiliated, corresponding or provisional member;

[5.1.3.5.1-(c) through 5.1.3.5.1-(d) unchanged.]

[Remainder of 5.1.3 unchanged.]

H. Bylaws: Amend 14.8.1.2, as follows:

14.8.1.2 Residence Requirement. The one-year residence requirement for student-athletes may be waived under the following conditions or circumstances:

[14.8.1.2-(a) through 14.8.1.2-(c) unchanged.]

(d) For a student-athlete who transfers to a member institution to continue the student-athlete's opportunity for full participation in a sport because the student-athlete's original institution lost regional accreditation and forfeiture its membership in the Association per Constitution 3.2.5.2.

I. Bylaws: Amend 19.5.3, as follows:

19.5.3 Discipline of Affiliated or Corresponding Member.

19.5.3.1 Termination or Suspension. The membership of any affiliated or corresponding member failing to meet the conditions and obligations of membership or failing to support and adhere to the purposes and policies set forth in Constitution 1 may be terminated or suspended or the member otherwise may be disciplined through the following procedure:

[19.5.3.1-(a) through 19.5.3.1-(b) unchanged.]

(c) The affiliated or corresponding member shall be advised of the proposed action at least 30 days before any Committee on Infractions or Executive Committee meeting in
which such action is considered and shall be provided the opportunity to appear at any such meeting.

J. Bylaws: Amend 20.02, as follows:

20.02 DEFINITIONS AND APPLICATIONS

[20.02.1 through 20.02.4 unchanged.]

20.02.5 Restricted Membership. Restricted membership is a membership classification status assigned to an institution that fails to comply with the minimum requirements of its division (e.g., sports sponsorship, scheduling). An institution placed in such status indicates the loss of any or all of the following benefits of membership: championships eligibility; voting privileges; enhancement funds (equal distribution part); and committee service. Further, an institution placed in restricted membership status will not count for the premium portion of the conference grant program. The institution has one to three years to comply with the requirement involved. Failure to comply shall result in the institution's reclassification to corresponding membership (see Constitution 3.02.3.6) shall forfeit immediately the institution's membership in the Association.

[Remainder of 20.02 unchanged.]

K. Bylaws: Amend 20.2.5, as follows:

20.2.5 Noncompliance and Waivers of Division Criteria.

20.2.5.1 Restricted Membership.

20.2.5.1.1 Minimum One-Year Compliance Period. If an institution (or its sport per Bylaw 20.4) does not qualify for membership in any division, the institution (or its sport per Bylaw 20.4) may be placed in a "restricted membership" category for a minimum of one year (see Bylaw 20.02.5). At the conclusion of the minimum one-year period, the institution automatically shall be granted membership in its preferred division, provided the institution complies with the division's criteria. If the member does not meet the criteria of any division at the end of the "restricted membership" period, the member shall be reclassified as a corresponding member shall forfeit immediately its membership in the Association.

20.2.5.1.2 Failure to Meet Minimum Sports Sponsorship Criteria.

[20.2.5.1.2.1 unchanged.]
20.2.5.1.2.2 Application of Restricted Membership Status. If an institution fails to meet the sports sponsorship criteria at the end of the probationary year or is ineligible for the once-in-10-year probationary period, it shall be placed in "restricted membership" and shall not be eligible for NCAA championship competition in all sports (both men's and women's) in the first academic year after the probationary year (or the first academic year after failure to meet the requirements if the institution is ineligible for the once-in-10-year probationary period). (See Bylaw 20.02.5.) If the institution still cannot certify compliance with the division criteria at the end of that year, it shall be reclassified as a corresponding member and forfeit immediately its membership in the Association.

[Remainder of 20.2.5 unchanged.]

L. Bylaws: Amend 20.3.3, as follows:

20.3.3 Determination of Provisional Membership Standing.

20.3.3.1 Failure to Meet Provisional Membership Requirements. A provisional member failing to meet and maintain the conditions set forth in Bylaw 20.3 and its subsections may be required to complete additional year(s) of the candidacy period or the provisional period, or have its membership terminated, by a two-thirds vote of the Membership Committee members present and voting. A notice of intention to terminate membership, stating the grounds on which such an action will be based, shall be given in writing to the president or chancellor of the provisional member institution.

[Remainder of 20.3.3 unchanged.]

M. Bylaws: Amend 20.10.1.2.4, as follows:

20.10.1.2.4 Failure to Meet Minimum Financial Aid Requirement.

[20.10.1.2.4.1 unchanged.]

20.10.1.2.4.2 Application of Restricted Membership Status. If an institution fails to meet the minimum financial aid requirement at the end of the probationary year or is ineligible for the once-in-10-year probationary period, it shall be placed in "restricted membership" and shall not be eligible for NCAA championship competition in all sports (both men's and women's) in the first academic year after the probationary period (or the first academic year after failure to meet the requirements if the institution is ineligible for the once-in-10-year probationary period). (See Bylaw 20.02.5) If the institution still cannot certify compliance with the division criteria at the end of that year, it shall be reclassified as a corresponding member and forfeit immediately its membership in the Association.
N. Bylaws: Amend 3.5, as follows:

3.5 CORRESPONDING MEMBERSHIP

3.5.1 Eligibility. Corresponding membership is available to duly elected institutions, conferences and nonprofit organizations that are not eligible for active, provisional, conference or affiliated membership but wish to receive the Association's membership publications and mailings.

3.5.2 Privileges. Corresponding members shall receive all publications and mailings received by the general membership of the Association but shall not be entitled to any other membership privileges, including the right to use the Association's name, logo or other insignia. A copy of NCAA Champion magazine shall be sent to each member of the NCAA.

3.5.3 Election Procedures.

3.5.3.1 Voting Requirement. Procedures for election to corresponding membership under this subsection are common provisions (see Constitution 5.02.1.2) established by majority vote of each of the three divisions voting separately.

3.5.3.2 Application. An entity desiring to become a corresponding member shall make application on a form available from the national office. A check in the appropriate amount for annual dues (see Constitution 3.7.3) shall accompany the application. Should the applicant fail election, the dues paid shall be refunded.

3.5.3.3 Election. Eligible institutions, organizations and conferences may be granted corresponding membership by the NCAA president.

3.5.3.4 Resignation and Re-election to Membership. If a corresponding member resigns its membership and subsequently applies to re-establish its membership, the application first shall be approved by the Association's Executive Committee before becoming eligible for re-election as a corresponding member.

3.5.4 Conditions and Obligations of Membership. A corresponding member is responsible for observing the principles set forth in the constitution and bylaws of the Association. The member shall not use the Association's name, logo or other insignia.

3.5.5 Loss of Membership.

3.5.5.1 Termination or Suspension. The membership of any corresponding member failing to meet the conditions and obligations of membership or failing to support and adhere to the purposes and policies of the Association (see Constitution 1) may be
suspended or terminated or the corresponding member otherwise disciplined through the following procedure:

(a) The Executive Committee, by a two-thirds majority of its members present and voting, may take such action on its own initiative; or

(b) The Committee on Infractions, by majority vote, may recommend such action to the Executive Committee, which may adopt the recommendation by a two-thirds majority of its members present and voting; and

(c) The corresponding member shall be advised of the proposed action at least 30 days before any Committee on Infractions or Executive Committee meeting in which such action is considered and shall be provided the opportunity to appear at any such meeting.

3.5.5.1 Cessation of Rights and Privileges. All rights and privileges of the corresponding member shall cease on any termination or suspension of corresponding membership.

3.5.5.2 Failure to Pay Dues. If a corresponding member fails to pay its annual dues for one year, its membership shall be automatically terminated.

3.5.5.3 Reinstatement of Terminated Member. Any corresponding member whose membership has been terminated may have it reinstated by a two-thirds vote of the Executive Committee.

3.5.5.4 Reinstatement of Suspended Member. Any corresponding member whose membership has been suspended may be reinstated to good standing in accordance with the terms, if any, of the suspension action, or at any time after six months from the date of such suspension, by vote of a majority of the Executive Committee or by vote of the majority of the members present and voting at any annual Convention.

3.5.6 Discipline of Corresponding Member. Disciplinary or corrective actions other than suspension or termination of membership may be effected during the period between annual Conventions for violation of NCAA rules. (See Bylaws 19 and 32 for enforcement regulations, policies and procedures.)

3.5.6.1 Restoration of Good Standing. Disciplined members shall resume good standing in accordance with the terms of disciplinary action taken, or may be restored to good standing at any time by a vote of at least three members of the Executive Committee present and voting in accordance with Bylaw 19.5.2.8, or, at the annual Convention, by vote of a majority of the members present and voting.
Rationale: This proposal reinforces the concept that affiliated membership is intended for organizations whose function and purpose directly relate to one or more sports in which the Association conducts championships or identifies as an emerging sport for women. The changes to the affiliated membership category will reduce potential abuse of the NCAA brand by groups or organizations (e.g., nonscholastic teams, recruiting services) that are not active members of the Association and whose primary interest for using the NCAA brand may not be in the best interest of the Association. These changes will also result in the reduced need to monitor this potential inappropriate activity. This proposal also recommends the elimination of the corresponding membership category noting that the only benefit members in this category receive is the Association's general membership publications and mailings and not the privilege of using the Association's marks. Finally, the Executive Committee will have the responsibility of determining the appropriate fee for affiliated membership.

Review History:

July 9, 2010: Recommends Approval - Membership Committee

July 20, 2010: Approved in Concept - Management Council

August 12, 2010: Approved in Concept - Presidents Council

August 25, 2010: Approved in Legislative Format - Administrative Committee

Proposal No. 2011-12 (No. 2-9) -- NCAA Membership -- Definitions and Applications -- Affiliated and Corresponding Membership -- Requirements for Affiliated Membership and Elimination of Corresponding Membership (II)

Item Ref: 11

Date Issued: January 13, 2011

Date Published: January 13, 2011

Question No. 1: What is the current definition of affiliated membership?

Answer: An affiliated member is a nonprofit group or association whose function and purpose are directly related to one or more sports in which the NCAA conducts championships. An affiliated member is entitled to be represented by one nonvoting delegate at any NCAA Convention and may use the registered marks of the Association (i.e., the Association's name, logo or other insignia) as approved by the NCAA staff in accordance with guidelines established by the NCAA Executive Committee.
Question No. 2: What is the current definition of corresponding membership?

Answer: A corresponding member is an institution, a nonprofit organization or a conference that is not eligible for active, provisional, conference or affiliated membership and desires to receive membership publications and mailings. A corresponding member receives all publications and mailings received by the general NCAA membership, but is not otherwise entitled to any membership privileges including the right to use the Association's name, logo or other insignia.

Question No. 3: Under Proposal No. 2011-12, what groups could still be considered for acceptance as an affiliated member of the NCAA?

Answer: Proposal No. 2011-12 limits affiliated membership to coaches or sports associations whose function and purpose are directly related to one or more sports in which the NCAA conducts championships or an emerging sport for women; or associations consisting of college/university administrators who have a direct relationship to either the NCAA or the membership.

Question No. 4: Does Proposal No. 2011-12 affect the annual dues for affiliated membership?

Answer: Yes. If this proposal is adopted, the annual dues for affiliated members will be determined by the Executive Committee.

Question No. 5: What affiliation will current corresponding members have with the NCAA?

Answer: Proposal No. 2011-12 eliminates the corresponding membership category so the associations that are current corresponding members will not have an official affiliation with the NCAA. If those associations wish to become affiliated members, they would have to apply for such membership status.
FINANCIAL AID - TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL
FINANCIAL AID -- REDUCTION AND CANCELLATION DURING PERIOD OF
AWARD -- INCREASE PERMITTED -- INCREASE FOR ANY REASON AT ANY
TIME

Convention Year: 2017
Date Submitted: May 19, 2016
Status: Ready for Consideration by Management Council
Effective Date: August 1, 2018
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Proposal Category: Presidents Council
Topical Area: Financial Aid

Intent: To permit increases in athletically related financial aid at any time, for any reason.

Bylaws: Amend 15.6.4.2, as follows:

15.6.4.2 Increase Permitted. Institutional financial aid may be increased for any reason prior to
the commencement of the period of the award. Once the period of the award begins, institutional
financial aid may only be increased if the institution can demonstrate that such an increase is
unrelated in any manner to an athletics reason (see Bylaw 15.6.4.3) at any time.

Rationale: Current legislation permits an institution to increase athletics aid for any reason prior
to the start of the period of the award. However, once the period of the award begins, athletics
aid may only be increased if the institution can demonstrate the increase is unrelated in any
manner to an athletics reason. Permitting an increase in athletics aid at any time, for any reason
will provide institutions the discretion to distribute athletics aid as deemed appropriate on an
individual campus.

Review History:
March 8, 2016: Recommends Approval - Legislation Committee
April 19, 2016: Approved in Concept - Management Council
April 28, 2016: Approved in Concept - Presidents Council
FINANCIAL AID - TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL
FINANCIAL AID -- PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD --
PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD -- REQUIREMENT TO
PROVIDE ATHLETICALLY RELATED FINANCIAL AID FOR ONE ACADEMIC
YEAR

Convention Year: 2017
Date Submitted: May 19, 2016
Status: Ready for Consideration by Management Council
Effective Date: August 1, 2018
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Proposal Category: Presidents Council
Topical Area: Financial Aid

Intent: To specify that an offer of athletically related financial aid shall not be awarded for a
period of less than one academic year; further, to establish exceptions for providing athletically
related financial aid for less than one academic year, as specified.

A. Bylaws: Amend 15.02.6, as follows:

15.02.6 Period of Award. The period of award begins when the student-athlete receives any
benefits as part of the student-athlete's grant-in-aid on the first day of classes for a particular
academic term, or the first day of practice, whichever is earlier, until the conclusion of the period
set forth in the financial aid agreement. An athletics grant-in-aid shall not be awarded in
excess of one academic year nor for a period less than one academic year.

B. Bylaws: Amend 15.6.3, as follows:

15.6.3 Period of Institutional Financial Aid Award.

15.6.3.1 One-Year Limit Period. When a student's athletics ability is taken into consideration in
any degree in awarding financial aid, such aid shall not be awarded in excess of one
academic year nor for a period less than one academic year.

15.6.3.1.1 Exceptions. An institution may award athletically related financial aid to a
student-athlete for a period of less than one academic year only under the following
circumstances:

(a) Midyear Enrollment. A student-athlete whose first full-time attendance at the certifying
institution during a particular academic year occurs at midyear (e.g., the beginning of the
second semester or second or third quarter of an academic year) may receive a financial
aid award for the remainder of that academic year.
(b) Final Semester/Quarter. A student-athlete may receive athletically related financial aid for less than one academic year, provided the student is in the final semester or final two quarters of his or her degree program and the institution certifies that the student is carrying (for credit) the courses necessary to complete the degree requirements.

(c) Graduated During Previous Academic Year and Will Exhaust Eligibility During the Following Fall Term. A student-athlete who graduated during the previous academic year (including summer) and will exhaust his or her athletics eligibility during the following fall term may be awarded athletically related financial aid for less than one academic year.

(d) One-Time Exception. One time during a student-athlete's enrollment at the certifying institution he or she may be awarded athletics aid for less than a full academic year, provided the student-athlete has been enrolled full time at the certifying institution for at least one regular academic term and has not previously received athletically related financial aid from the certifying institution.

(e) Eligibility Exhausted/Medical Noncounter. A student-athlete who has exhausted eligibility and is exempt from counting (per Bylaw 15.4.1.3) in the institution's financial aid limit, or a student-athlete who is exempt from counting (per Bylaw 15.4.1.1) due to an injury or illness may receive athletically related financial aid for less than one academic year. If an institution awards aid under this provision, the institutional financial aid agreement shall include specific nonathletically related conditions (e.g., academic requirements) the student-athlete must satisfy in order for the aid to be renewed for the next academic term or terms. If the student-athlete satisfies the specified conditions, the institution shall award financial aid at the same amount for the next term or terms of the academic year. If the student-athlete does not satisfy the specified conditions, he or she must be provided a hearing opportunity per Bylaw 15.6.2.4.

[15.6.3.1.1 through 15.6.3.1.3 renumbered as 15.6.3.1.2 through 15.6.3.1.4, unchanged.]

15.6.3.2 Regular Term Versus Summer and Voluntary Winter Term. An institution may award financial aid to a student-athlete for an academic year or part thereof. An institution also may award financial aid for a summer term or summer-orientation period or voluntary winter term, provided the conditions of Bylaw 15.2.1.1 have been met.

[15.6.3.2.1 unchanged.]

**Rationale:** Current legislation permits an institution to offer athletics aid on a term-by-term basis. According to the 2015 GOALS study, nearly one-half of Division II student-athletes have concerns about how finances will impact their ability to complete their degree. Eliminating term-by-term awards addresses student-athlete well-being concerns by ensuring that a student-athlete will know the status of his or her financial aid agreement for the full academic year. In addition, it eliminates situations where the receipt of athletically related financial aid for the spring term...
may be based on athletics performance in the fall term. However, in certain situations, an aid agreement for less than one academic year is appropriate and does not detrimentally impact the student-athlete. The proposed legislation includes several exceptions that provide flexibility to the institution in specific situations. The financial data indicates that roughly three quarters of financial aid awards are provided for a one-year term. The legislation regarding permissible reduction or cancellation of athletics aid during the period of the award is not impacted by this proposal, so an institution would retain the ability to reduce or cancel the one-year award if a student-athlete engages in one of the specified actions that are detrimental to the team.

Review History:

*March 8, 2016:* Recommends Approval - Legislation Committee

*April 19, 2016:* Approved in Concept - Management Council

*April 28, 2016:* Approved in Concept - Presidents Council
FINANCIAL AID -- MAXIMUM LIMITS ON FINANCIAL AID -- TEAM LIMITS - INSTITUTIONAL ATHLETICS AID AND OUTSIDE EDUCATIONAL EXPENSES ONLY

Convention Year: 2017
Date Submitted: June 6, 2016
Status: Ready for Consideration by Management Council
Effective Date: August 1, 2018
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Proposal Category: Presidents Council
Topical Area: Financial Aid

Intent: To specify that only institutional athletics aid and outside educational expenses count toward individual and team equivalency limits.

Bylaws: Amend 15, as follows:

15 Financial Aid
[15.01 through 15.01.5 unchanged.]
15.02 Definitions and Applications.
[15.02.1 unchanged.]
15.02.2 Athletics Aid. Athletics aid is financial aid awarded by the institution's athletics department.
[15.02.2 renumbered as 15.02.3, unchanged.]
15.02.3 Counter. A "counter" is an individual who is receiving financial athletics aid based in any degree on athletics ability or outside educational expenses per Bylaws 15.2.2.4 or 15.2.2.5. Further, once a student becomes a counter, any countable aid received by that student-athlete is countable against the aid limitations in that sport. (See Bylaw 15.4.2.2.)
[15.02.4 through 15.02.6 renumbered as 15.02.5 through 15.02.7, unchanged.]
15.1 Eligibility for Financial Athletics Aid.
15.1.1 Eligibility of Student-Athletes for Institutional Financial Athletics Aid. A student-athlete must meet applicable NCAA (see Bylaw 14), conference and institutional regulations to be eligible for institutional financial athletics aid. A student-athlete may be awarded athletics aid during any term in which a student-athlete is in regular attendance (i.e., was enrolled
initially in a minimum full-time program of studies as defined by the certifying institution during that term. If these regulations are met, the student-athlete may be granted athletically related financial athletics aid for a maximum of 10 semesters/15 quarters. Any institutional financial athletics aid provided after 10 semesters/15 quarters is left to the discretion of the institution consistent with institutional policies for awarding financial aid in general. A student-athlete may be awarded institutional financial aid during any term in which a student-athlete is in regular attendance (i.e., was enrolled initially in a minimum full-time program of studies as defined by the certifying institution during that term). [Note: See Bylaw 13.1.1.2 for the financial aid implications in the prohibition against contacting student-athletes of another four-year collegiate institution without permission of that institution's athletics director.]

[15.1.1.1 unchanged.]

15.1.1.2 Withdrawal From Institution. A student-athlete who withdraws from the institution may not receive financial athletics aid during the remainder of the term.

15.1.1.3 Retroactive Financial Athletics Aid. Institutional financial Athletics aid awarded to an enrolled student-athlete after the first day of classes in any term may not exceed the remaining room and board charges and educational expenses for that term and may not be made retroactive to the beginning of that term. Payments credited to a student-athlete's account that are not refundable need not become the student's obligation.

15.1.1.4 Institutional Financial Athletics Aid to Professional Athlete. An institution may not award financial athletics aid to a student-athlete who is under contract to or currently receiving compensation from a professional sports organization in the sport in which the student-athlete will participate at the certifying institution. It is permissible to award institutional financial athletics aid to a student-athlete provided the student-athlete is not a professional in the sport in which the student-athlete will participate at the certifying institution. However, a student-athlete who currently is receiving institutional financial athletics aid and signs a contract in the same sport or receives compensation from an agent or a professional sports organization may continue to receive such aid for the remainder of the term of the award, provided the student-athlete has completed his or her four seasons of competition.

15.1.1.4.1 Exception for Former Professional Athlete. A former professional athlete may receive institutional financial athletics aid, provided the following conditions are met:

[15.1.1.4.1-(a) through 15.1.2 unchanged.]

15.2 Permissible Sources of Financial Aid.

15.2.1 Institutional Financial Aid. The following sources of financial aid are considered to be institutional financial aid:
(a) All funds administered by the institution, which include but are not limited to the following:

1. Scholarships;
2. Grants;
3. Athletics aid;
4. Tuition waivers awarded based in any degree on athletics ability; and
5. Loans that are based upon a regular repayment schedule, available to all students and administered on the same basis for all students.

(b) Aid from government or private sources for which the institution is responsible for selecting the recipient or determining the amount of aid, or providing matching or supplementary funds for a previously determined recipient.

15.2.1.1 Summer and Voluntary Winter Term Financial Athletics Aid. Summer or winter term financial athletics aid may be awarded only to attend the awarding institution’s summer term(s), summer school, summer-orientation program or winter term, in accordance with institutional policy.

15.2.1.1.1 Before Initial Full-Time Enrollment at the Certifying Institution. Summer financial athletics aid may be awarded to a student-athlete to attend an institution in the summer before the student's initial full-time enrollment at the certifying institution. A midyear enrollee may be awarded financial athletics aid to attend a voluntary winter term before the student's initial full-time enrollment at the certifying institution.

15.2.1.1.2 Summer or Voluntary Winter Term Financial Athletics Aid to Two-Year College Transfer Student. Summer or voluntary winter term financial athletics aid may only be awarded to a two-year college transfer student who has fulfilled the two-year college transfer requirement at the time of enrollment at the awarding institution for the summer or voluntary winter term(s) (see Bylaw 14.5.4).

15.2.2 Financial Aid From Outside Sources.

[15.2.2.1 through 15.2.2.3 unchanged.]

15.2.2.4 Educational Expenses -- U.S. Olympic Committee or U.S. National Governing Body. A student-athlete may receive educational expenses awarded by the U.S. Olympic Committee or a U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organizations of a foreign country). The amount of the financial assistance shall be subject to the following limitations:
(c) The value of the award alone or in combination with other aid per Bylaw 15.2.1 athletics aid provided by the institution shall not exceed the value of a full grant-in-aid; and

[15.2.2.4-(d) unchanged.]

15.2.2.4.1 Operation Gold Grant. Funds administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant Program shall not be included when determining the permissible amount of a full grant-in-aid for a student-athlete.

15.2.2.5 Educational Expenses -- Professional Team or League. A former professional athlete may receive educational expenses from a professional team or league, provided the following conditions are met:

[15.2.2.5-(a) through 15.2.2.5-(d) unchanged.]

(e) The value of the award alone or in combination with other aid per Bylaw 15.2.1 athletics aid provided by the institution shall not exceed the value of a full grant-in-aid; and

[15.2.2.4-(f) through 15.2.3 unchanged.]

15.3 Maximum Limit on Financial Aid - Individual. An institution shall not award financial aid to a student-athlete that exceeds the cost of attendance that normally is incurred by students enrolled in a comparable program at that institution or that exceeds the limitations established by the membership division of the institution the student-athlete attends, whichever is less. A student-athlete shall not be eligible to participate in intercollegiate athletics, if he or she receives financial athletics aid that exceeds the value of a full grant-in-aid as defined in Bylaw 15.02.56. A student-athlete may receive institutional financial aid based on athletics ability (per Bylaw 15.2.1) athletics aid and educational expenses awarded per Bylaws 15.2.2.4 and 15.2.2.5 up to the value of a full grant-in-aid, plus any other institutional financial aid unrelated to athletics ability up to the cost of attendance. (See Bylaws 16.3, 16.4 and 16.12.)

15.3.1 Types of Aid Included in Limit. In determining whether a student-athlete's financial aid exceeds the value of a full grant-in-aid, all institutional financial aid (per Bylaw 15.2.1) and all funds received from the following and similar sources shall be included:

(a) Government Grants. Government grants other than awards based on a student's demonstrated financial need or for educational purposes;

(b) Other Scholarships and Grants. Other institutional or outside scholarships or grants in aid, except those academic awards exempted per Bylaw 15.5-(a) and outside educational grants that may be awarded up to the cost of attendance per Bylaw 15.2.2.2;
(c) Gifts. The value of gifts given to a student-athlete after completion of eligibility in appreciation for or recognition of the student-athlete's athletics accomplishments;

(d) Professional Sports Stipend. Any bonus or salary (no matter when received or contracted for) from a professional sports organization;

(e) Athletics Participation Compensation. Any other income (no matter when received or contracted for) from participation in an athletics event (except funds that are administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant Program) unless eligibility has been exhausted in that sport; and

(f) Loans. Loans, except legitimate loans that are based upon a regular repayment schedule, available to all students and administered on the same basis for all students.

15.3.1.1 Nonrecruited Student-Athlete Receiving Institutional Financial Aid. If a student-athlete was not recruited and receives institutional financial aid unrelated to athletics ability and in excess of a full grant-in-aid, the student may retain the aid for the period of the award without any adjustment. Once the original period of the award expires, renewal of the same financial aid in excess of the limitation is permissible only if the aid is renewed on the same basis as originally awarded.

15.3.21 Elements of Financial Athletics Aid.

15.3.21.1 Tuition and Fees. An institution may provide a student-athlete financial athletics aid that includes the actual cost of tuition and required institutional fees.

15.3.21.1.1 Permissible Fees. A student-athlete may be awarded financial athletics aid that covers the payment of fees for a course in which the student-athlete is enrolled, if the course is part of the institution's regular curriculum (included in the institution's catalog of classes), and the institution pays these same fees for other students enrolled in the course who receive fees as a part of a grant-in-aid or scholarship.

[15.3.2.1.2 through 15.3.2.1.4 renumbered as 15.3.1.1.2 through 15.3.1.1.4, unchanged.]

15.3.21.1.4.1 Fees Rebate. If the prospective student-athlete enrolls and is awarded financial athletics aid covering institutional fees, the fees described in Bylaw 15.3.21.1.4-(a) through -(d) above may be rebated as a part of the institution's regular fees.

15.3.21.2 Room and Board. An institution may provide a student-athlete financial athletics aid that includes the cost of room based on the official allowance for room as listed in the institution's official publication (e.g., catalog) and a board allowance that consists of three meals per day, even if the institution's maximum permissible award allowance for all students represents a lesser cost figure.
[15.3.2.2.1 through 15.3.2.2.1.6 renumbered as 15.3.1.2.1 through 15.3.1.2.1.6, unchanged.]

15.3.2.1.7 Meals and Snacks Incidental to Participation. The cost of meals and snacks provided as benefits incidental to participation in intercollegiate athletics need not be deducted from a student-athlete's board allowance. Such meals and snacks also may be received by a student-athlete who is not receiving athletically related financial athletics aid as a benefit incidental to athletics participation [see Bylaw 16.5.1-(c)].

15.3.2.3 Books and Supplies. An institution may provide a student-athlete financial athletics aid that covers the actual cost of required course-related books and course-related supplies. [R]

[15.3.2.3.1 renumbered as 15.3.1.3.1, unchanged.]

15.3.2.4 Other Expenses related to Attendance. An institution may provide a student-athlete financial aid that covers other expenses related to attendance in combination with other permissible elements of financial aid (per Bylaw 15.2) up to the cost of attendance. (See Bylaws 15.02.2, 15.3, 16.3, 16.4 and 16.12.)

15.3.2.5 Reduction When Excess Aid Is Awarded. In the event that a student-athlete's financial aid from the sources listed in Bylaw 15.3.1, which includes institutional financial aid, will exceed a full grant-in-aid for the balance of the academic year, the institution shall reduce institutional financial aid so as not to exceed a full grant. Payments credited to a student-athlete's account that are not refundable by the institution to the scholarship office or other appropriate institutional agency shall not become the student's obligation.

15.4 Maximum Institution Grant-In-Aid Limitations By Sport.

15.4.1 Counters. A student-athlete who is receiving financial athletics aid based in any degree upon athletics ability or outside educational expenses per Bylaws 15.2.2.4 or 15.2.2.5 shall be a counter and included in the maximum awards limitations set forth in this bylaw. [15.4.1.1 through 15.4.1.1.3 unchanged.]

15.4.1.2 Athletics Aid Not Renewed, Successful Appeal. If an institution does not renew financial athletics aid for a counter in a following year, and a hearing before the institution's regular financial aid authority results in a successful appeal for restoration of aid, the student-athlete shall continue to be a counter if the individual continues to receive athletically related financial athletics aid. However, the student-athlete shall not be a counter, if he or she receives institutionally arranged or awarded, nonathletically related financial nonathletics aid available to all students, provided such financial aid was granted or arranged without regard in any degree to athletics ability.
15.4.1.3 Eligibility Exhausted. A student-athlete receiving institutional financial athletics aid after having exhausted his or her eligibility in a sport is not a counter in that sport in future academic years after completion of eligibility in the sport. For this provision to be applicable, the student-athlete is otherwise eligible for the aid and is not permitted to take part in organized, institutional practice sessions in that sport, unless the individual has eligibility remaining under the 10-semester/15-quarter rule. (See Bylaw 15.1.1.)

15.4.1.4 Athletics Aid After Student-Athlete Becomes Permanently Ineligible. A student-athlete receiving institutional financial athletics aid after becoming permanently ineligible due to a violation of NCAA regulations (e.g., amateurism legislation) may receive athletics aid during the next academic year without counting in the institution's financial aid limitations, provided the student-athlete is otherwise eligible for the aid and does not practice or compete in intercollegiate athletics at any time. If circumstances change and the student-athlete practices or competes after being certified permanently ineligible, the institution is required to count the financial athletics aid received by the student-athlete during each academic year in which the aid was received.

15.4.1.5 Summer and Voluntary Winter Term Athletics Aid. Institutional financial Athletics aid received during a summer or voluntary winter term is not countable in these limitations and does not make a student-athlete a counter.

[15.4.1.6 unchanged.]

15.4.1.7 No Institutional Financial Athletics Aid. A student-athlete who does not receive institutional financial athletics aid (as set forth in Bylaw 15.2.1) shall not be a counter.

15.4.1.8 Becoming a Counter After the Beginning of an Award Period. If a student-athlete becomes a counter (per Bylaw 15.4.1) at any point during the academic year, all countable institutional aid received during that academic year for room, board, tuition and fees, as well as books and required course-related supplies (which shall count for calculation purposes as $800 in the denominator and, if they are provided or their cost covered by the institution, as $800 in the numerator, regardless of the actual amount received). If a student-athlete is enrolled for less than a full academic year (e.g., one semester, one or two quarters) and receives any portion
of a book allowance, the institution must use the amount in the numerator that is proportionate to
the number of terms of enrollment ($400 for semester systems, $534 or $267 for quarter
systems). Exempted government grants and exempted institutional aid per Bylaw 15.5
specifically are excluded from this computation.

[15.4.2.2-(b) through 15.4.2.2-(c) unchangd.]

15.4.2.2.1 Exception. Academic awards that meet the criteria set forth in Bylaw 15.5-(a) are
exempt from an institution's equivalency computation.

15.4.3 Multisport Participants. A counter who participates in two or more sports shall be counted
in one or more sports as specified on the individual's financial athletics aid agreement.

15.4.3.1 Multisport Participant Receiving Athletically Related Institutional Aid Sport Not
Specified on Athletics Aid Agreement. An institution shall divide countable athletically related
athletics aid equally among all sports in which the student-athlete participates in
instances when the financial athletics aid agreement does not specify how such aid should be
counted toward institutional limits.

15.4.3.2 Multisport Participant Receiving Nonathletically Related Institutional Aid. An
institution shall divide nonathletically related institutional aid in the same proportion that
athletically related aid is divided for purposes of the institutional limits in the sports in which the
student-athlete participates.

[15.4.3.3 renumbered as 15.4.3.2 unchanged.]

15.4.3.4 Requirement to Qualify as Multisport Athlete. To be considered a multisport athlete
under this section, an individual must meet all of the following requirements:

[15.4.3.4-(a) through 15.4.3.4-(c) renumbered as 15.4.3.3-(a) through 15.4.3.3-(c), unchanged.]

(d) If a recruited student-athlete, the individual shall have been earnestly recruited to participate
in the sport in which financial athletics aid is counted (i.e., the institution recruiting the student-
athlete shall have a reasonable basis to believe that the student-athlete is capable of participating
in the institution's varsity intercollegiate program in that sport, including documentation of a
record of previous participation in organized competition in the sport that supports the student-
athlete's potential to participate in that sport in varsity intercollegiate competition).

15.5 Exempted Institutional Financial Aid. The following institutional financial aid is exempt
and is not counted in determining a student-athlete's full grant-in-aid or in the institution's
financial aid limitations:

(a) Academic awards below:
(1) Academic awards that are part of the institution's normal arrangements for academic scholarships, awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution are exempt from an institution's equivalency computation, provided:

(i) The recipient was ranked in the upper 20 percent of the high school graduating class or achieved a cumulative grade-point average of at least 3.500 (based on a maximum of 4.000) or a minimum ACT sum score of 100 or a minimum SAT score of 1140. The minimum combined SAT score of 1140 applies to scores for SAT tests taken prior to March 1, 2016. The minimum SAT score required for tests taken on or after March 1, 2016, will be evaluated based on the concordance established by the College Board. An institution may exempt an academic honor award from both individual and institutional equivalency limits if the recipient qualifies for the award under minimum institutional criteria and satisfies any of the criteria set forth in this bylaw, regardless of whether the institution considered any of the qualifying criteria in making the award; or

(ii) The recipient does not qualify under (i) and has completed at least one academic year in college and achieved a cumulative grade-point average of 3.300 (on a 4.000 scale) for all academic work completed during the student's collegiate enrollment resulting in degree credits at the awarding institution; or

(2) An academic award for outstanding academic achievement or a research grant is an award that meets the following criteria:

(i) The award or grant is a standing scholarship award or an established research grant;

(ii) The basis for the award or grant shall be the candidate's academic record at the awarding institution; and

(iii) The award or grant shall be determined by competition among the students of a particular class or college of the institution. Competition for the award or grant may include additional objective criteria unrelated to athletics ability (e.g., gender, race and ethnicity, financial need). (Revised: 7/22/08)

(b) Legitimate loans, based upon a regular repayment schedule, available to all students and administered on the same basis for all students;

(c) Out-of-state tuition waivers and grants awarded solely on bases having no relationship to athletics ability;

(d) Employee-dependent tuition benefits:
(e) A postgraduate scholarship awarded by an institution in accordance with Bylaw 16.1.3.1.1;

(f) Government grants awarded based on a student's demonstrated financial need, regardless of whether the institution is responsible for selecting the recipient or determining the amount of aid, or providing supplementary funds for a previously determined amount; and

(g) Government grants awarded for educational purposes.

15.5.1 Operation Gold Grant. Funds administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant program shall not be included when determining the permissible amount of a full grant-in-aid or cost of attendance for a student-athlete.

15.6 Terms and Conditions of Awarding Institutional Financial Athletics Aid.

[15.6.1 renumbered as 15.5.1, unchanged.]

15.6.2 Terms of Institutional Financial Athletics Aid Award.

15.6.2.1 Conformance to Institutional and Conference Regulations. Financial Athletics aid awarded by an institution to a student-athlete shall conform to the rules and regulations of the awarding institution and of that institution's conference(s), if any. A violation of this bylaw that relates only to a violation of a conference rule shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility.

15.6.2.2 Physical Condition of Student-Athlete. Financial Athletics aid awarded to a prospective student-athlete may not be conditioned on the recipient reporting in satisfactory physical condition. If a student-athlete has been accepted for admission and awarded financial athletics aid, the institution shall be committed for the term of the original award, even if the student-athlete's physical condition prevents him or her from participating in intercollegiate athletics.

15.6.2.3 Written Statement Requirement. The institutional agency making an financial athletics aid award for a regular academic term or academic year shall give the recipient a written statement of the amount, duration, conditions and terms of the award. The chair of the regular committee or other agency for the awarding of financial aid to students generally, or the chair's official designee, shall sign or electronically authorize (e.g., electronic signature) the written statement. The signature of the athletics director, attesting to the committee's award, does not satisfy this requirement.

15.6.2.4 Hearing Opportunity. The institution's regular financial aid authority shall notify the student-athlete in writing, within 14 consecutive calendar days from the date the student-athlete has been notified of the decision to reduce or cancel athletics aid during the period of the award
or the reduction or nonrenewal of athletics aid for the following academic year, of the opportunity for a hearing when institutional financial athletics aid based in any degree on athletics ability is reduced or canceled during the period of the award, or not renewed. The hearing shall be conducted by an institutional entity or committee outside of the athletics department (e.g., financial aid review committee, the office of student affairs, office of the dean of students or a committee composed of the faculty athletics representative, student-athletes and nonathletics faculty/staff members). The notification of the hearing opportunity shall include a copy of the institution's established policies and procedures for conducting the required hearing, including the deadline by which a student-athlete must request the hearing. The institution shall conduct the hearing within 30 consecutive calendar days of receiving a student-athlete's request for the hearing.

15.6.3 Period of Institutional Financial Athletics Aid Award.

15.6.3.1 One-Year Limit. When a student's athletics ability is taken into consideration in any degree in awarding financial aid, such Athletics aid shall not be awarded in excess of one academic year.

15.6.3.1.1 Financial Aid Authority Precedent. A staff member may inform a prospective student-athlete that the athletics department will recommend to the financial athletics aid authority that the prospective student-athlete's financial athletics aid be renewed each year for a period of four years and may indicate that the authority always has followed the athletics department's recommendations in the past. However, the prospective student-athlete must be informed that the renewal will not be automatic.

15.6.3.1.2 Injury or Illness Policy. It is not permissible for an institution to assure the prospective student-athlete that it automatically will continue an grant-in-aid athletics aid award past the one-year period if the recipient sustains an injury that prevents him or her from competing in intercollegiate athletics, but an institutional representative may inform the prospective student-athlete of the regular institutional policy related to renewal or continuation of athletics aid past the one-year period for recipients who become ill or injured during their participation.

[15.6.3.1.3 renumbered as 15.5.3.1.3, unchanged.]

15.6.3.2 Regular Term Versus Summer and Voluntary Winter Term. An institution may award financial athletics aid to a student-athlete for an academic year or part thereof. An institution also may award financial athletics aid for a summer term or summer-orientation period or voluntary winter term, provided the conditions of Bylaw 15.2.1.1 have been met.

15.6.3.2.1 Summer and Voluntary Winter Term as Additional Award. It is necessary to make an additional award for a summer or voluntary winter term, inasmuch as a member institution is limited to the award of financial athletics aid for a period not in excess of one academic year;
however, an institution is not required to provide the recipient with a written statement of the amount, duration, conditions or terms of the award.

15.65.4 Reduction and Cancellation during Period of Award.

15.65.4.1 Reduction or Cancellation Permitted. Institutional financial aid based in any degree on athletics ability may be reduced or canceled during the period of the award, if the recipient:

15.65.4.1-(a) through 15.65.4.1-(c) renumbered as 15.5.4.1-(a) through 15.5.4.1-(c), unchanged.

(d) Voluntarily withdraws from a sport at any time for personal reasons; however, the recipient's institutional athletics aid may not be awarded to another student-athlete in the term in which the aid was reduced or canceled. Further, if the institutional athletics aid is canceled before a regular academic term (e.g., preseason practice period), the aid may not be provided to another student-athlete during the ensuing academic term.

15.65.4.1.1 Nonathletically Related Conditions. An institutional athletics aid agreement may include nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rule or policies) by which the aid may be reduced or cancelled during the period of the award.

15.65.4.1.2 Fraudulent Misrepresentation. If a student-athlete is awarded institutional financial athletics aid on the basis of declaring intention to participate in a particular sport by signing a letter of intent, application or tender, action on the part of the grantee not to participate (either by not reporting for practice or after making only token appearances as determined by the institution) would constitute fraudulent misrepresentation of information on the grantee's application, letter of intent or financial athletics aid agreement and would permit the institution to cancel or reduce the financial athletics aid.

15.65.4.1.3 Misconduct. An institution may cancel or reduce the financial athletics aid of a student-athlete who is found to have engaged in misconduct by the university's regular student disciplinary authority, even if the loss-of-aid requirement does not apply to the student body in general.

15.65.4.2 Increase Permitted. Institutional Athletics aid may be increased for any reason prior to the commencement of the period of the award. Once the period of the award begins, institutional Athletics aid may only be increased if the institution can demonstrate that such an increase is unrelated in any manner to an athletics reason (see Bylaw 15.65.4.3).

15.65.4.2.1 Initial Award of Athletically Related Institutional Financial Athletics Aid. A student-athlete who is receiving only institutional nonathletically related financial nonathletics aid may receive an initial award of athletically related institutional...
financial athletics aid at any point during the academic year. The initial award of athletically related financial athletics aid may not be retroactive to a previous academic year.

15.6.5.4.3 Increase, Reduction or Cancellation Not Permitted. Institutional financial aid based in any degree on athletics ability Athletics aid may not be increased, decreased or canceled during the period of its award:

[15.6.4.3-(a) through 15.6.4.3.1 renumbered as 15.5.4.3-(a) through 15.5.4.3.1, unchanged.]

15.6.5.4.3.2 Athletically Related Condition Prohibition. An institution may not set forth an athletically related condition (e.g., financial athletics aid contingent upon specified performance or playing a specific position) that would permit the institution to reduce or cancel the student-athlete's financial athletics aid during the period of the award, if the conditions are not satisfied.

15.6.5.4.3.3 Decrease Not Permitted. An institution may not decrease a prospective student-athlete's financial athletics aid or a student-athlete’s financial athletics aid from the time the prospective student-athlete or student-athlete signs the financial athletics aid award letter until the conclusion of the period set forth in the financial athletics aid agreement, except under the conditions set forth in Bylaw 15.6.4.1.

15.6.5 Renewals and Nonrenewals.

15.6.5.1 Institutional Obligation. The renewal of institutional financial athletics aid based in any degree on athletics ability shall be made on or before July 1 before the academic year in which it is to be effective. The institution shall promptly notify in writing each student-athlete who received an award the previous academic year and who has eligibility remaining in the sport in which financial aid was awarded the previous academic year (under Bylaw 14.2) whether the grant has been renewed or not renewed for the ensuing academic year. Notification of financial athletics aid renewals and nonrenewals must come from the institution's regular financial aid authority and not from the institution's athletics department.

15.6.5.2 Reconsideration of Nonrenewal. It is permissible for an institution that has notified a student-athlete that he or she will not be provided institutional financial athletics aid for the next academic year to then award financial aid to that student-athlete.

15.6.6 Changes in Participation. If a student-athlete changes sports during an academic year, the student-athlete's financial athletics aid shall be counted in the maximum limitations for the first sport for the remainder of the year. If the student-athlete continues to receive financial athletics aid, the award shall be counted the next academic year against the maximum limitations in the second sport.

[15.6.7 renumbered as 15.5.7, unchanged.]
**Rationale:** Under current legislation, the calculation of individual equivalencies includes all institutional aid received during the term of the award, excluding government grants and exempted institutional aid. This method of calculation can result in a student-athlete having to decline financial aid for which he or she is eligible due to concerns of exceeding the individual and/or team equivalency limits. According to the 2015 GOALS study, more than two-thirds of Division II student-athletes report that college costs were an important consideration in making their college choice. Amending the legislation to count only athletics aid will permit institutions to award athletics aid to deserving student-athletes without concern of the impact on other aid sources and may have a positive impact on enrollment management. Division II financial aid data demonstrates that only four institutions fully fund their athletics programs and only 13 percent of teams are fully funded. Further, a model in which only athletics aid counts toward the individual and team equivalency limits would support the Division II partial scholarship model and assist with enrollment management. Institutions would only be responsible for ensuring that student-athletes do not receive a financial aid package that exceeds a full grant-in-aid or the cost of attendance.

**Review History:**

*March 8, 2016:* Recommends Approval - Legislation Committee

*April 19, 2016:* Approved in Concept - Management Council

*April 28, 2016:* Approved in Concept - Presidents Council
TO: DIRECTOR OF ATHLETICS.

You must complete a financial aid form (Form 16-5h) for each sport by the conclusion of the academic year and keep the forms on file in your office [Bylaw 15.6.1].

This set of instructions tells you how to fill out the Division II financial aid form:

<table>
<thead>
<tr>
<th>Form</th>
<th>Division/Sport</th>
</tr>
</thead>
<tbody>
<tr>
<td>16-5h</td>
<td>All Division II sports.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Column on Financial Aid Form</th>
<th>Instructions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name/ID Number</td>
<td>Type or print the name and ID number of each student-athlete in the specified sport. Include partial qualifiers, nonqualifiers and students who are fulfilling a transfer-residence requirement or an injury-hardship waiver.</td>
</tr>
<tr>
<td>Financial Aid</td>
<td>Describe the financial aid each student is receiving in these four columns:</td>
</tr>
<tr>
<td>Period of Award</td>
<td>Use FY if the award is for the full academic year. Use IS for one semester or IQ for one quarter if the award is for less than the full academic year.</td>
</tr>
<tr>
<td>Amount of Athletics Grant</td>
<td>Indicate the dollar amount your institution awarded the student-athlete in athletics grants-in-aid.</td>
</tr>
<tr>
<td>Amount of Other</td>
<td>Indicate the dollar amount of institutional financial aid (other than athletics grants-in-aid) as set forth in Bylaw 15.2.1. (See Bylaws 15.5 and 15.4.2.2.1 in reference to institutional financial aid that is not countable for equivalency purposes.)</td>
</tr>
<tr>
<td>Total Countable Aid</td>
<td>Indicate the dollar amount of the total countable financial aid by adding the amounts of any athletics grants-in-aid and other countable aid. [Note: Do not include the countable aid awarded to exempt student-athletes (see &quot;Exempt&quot; below)]</td>
</tr>
</tbody>
</table>
except for student-athletes who have exhausted their eligibility in a sport during a previous academic year (Bylaw 15.4.1.3) or have a medical exception per Bylaw 15.4.1.1.] Enter the total in the box provided.

Exempt

Indicate whether the student-athlete is exempt from counting against your team limits on financial aid awards. Use Y for yes. Student-athletes are exempt if the financial aid they receive is not based in any degree on athletics ability.

Multiple-sport student-athletes must be listed on all financial aid forms for sports in which the student-athlete participates. For purposes of counting against your team limit, however, the student-athlete shall be counted in one or more sports as specified on the individual's financial aid agreement. (See Bylaw 15.4.3 to determine which sports take precedence in counting against team limits.)

Countable Players

Fill in the columns for each student-athlete who is not exempt.

These instructions are for use with: Form 16-5h (All Division II Sports)

Countable Players

Total Cost for Tuition and Fees, Room and Board and Books

Indicate the total of each student-athlete's cost for tuition and fees, room and board, and required course-related books, based on the actual cost or average cost of a full grant-in-aid for all students at your institution. [Note: If you use the average cost method, do not combine in-state tuition and out-of-state tuition to arrive at a single average cost for tuition. Calculate separate average educational costs for in-state and out-of-state students.]
Equivalency Value

Indicate a figure by dividing each student-athlete's total countable aid by his or her cost for tuition and fees, room and board, and required course-related books, rounded off to two decimal places (e.g., .75). [Note: If you use the actual cost for tuition and fees, room and board and books, the equivalent award is calculated by dividing the actual amount of institutional financial aid received by the student-athlete (numerator) by the actual value of a full grant-in-aid (denominator). If you use the average cost for tuition and fees, room and board, and books, the equivalent award is calculated by dividing the average amount of institutional financial aid received by the student-athlete (numerator) by the average value of a full grant-in-aid for all students at your institution (denominator). In addition, an institution may use either the actual or average amount of institutional financial aid received by a student-athlete as the numerator and either the actual or average amount of the full grant-in-aid value in the denominator.]

How to Calculate Your Total Countable Players

Equivalency Value

Add the figures and compare this total to the limits specified in Bylaw 15.4.2.1.
### 2016-17 Financial Aid Form

**Form 16-5h**

**Sport:** ____________________________

**All Division II Sports**

<table>
<thead>
<tr>
<th>Name/ID Number</th>
<th>Financial Aid</th>
<th>Countable Players</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Period of Award</td>
<td>Amount of Athletics Grant</td>
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</tbody>
</table>

**Totals:**

|                |               |                   |                            |                     |        |                                                             |                |

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**Form completed by:**

Signature ____________________________ Title ____________________________

Phone: ____________________________ Date: ____________________________

**Form approved by:**

Signature (Director of Athletics) ____________________________ Title ____________________________

Phone: ____________________________ Date: ____________________________

**Form approved by:**

Additional Signature (Head Coach) ____________________________ Title ____________________________

Phone: ____________________________ Date: ____________________________

**Form approved by:**

Additional Signature ____________________________ Title ____________________________

Phone: ____________________________ Date: ____________________________
Division II Financial Aid Review - 2017 Convention Question and Answer Guide

(Last Updated June 22, 2016)

Please note this is the first edition of the question and answer guide specific to the three financial aid proposals sponsored by the NCAA Division II Presidents Council. Additional questions may be sent to the primary contact person at kwolf@ncaa.org for inclusion in future updates.

A full question and answer guide inclusive of all proposals to be voted on during the 2017 Convention will be released in early December.

Concept No. 1: Count only athletics aid and outside educational expenses from the U.S. Olympic Committee, U.S. national governing body, professional team or league toward individual and team equivalency limits.

Question No. 1: How are equivalencies currently calculated?

Answer: Individual equivalencies are calculated for any student-athlete who is a counter (e.g., receives institutional aid based in any degree on athletics ability). For each counter, all institutional aid provided to cover the elements of a full grant-in-aid (i.e., tuition, fees, books and required course supplies, room and board) must be totaled. For purposes of this calculation, the full value of books for an academic year is $800, regardless of the amount received. Once all institutional aid is summed, certain aid types can be exempted from the calculation (e.g., academic awards provided the recipient meets national criteria, government grants based on need) to determine the amount of countable institutional aid received by the student-athlete.

Once the amount of countable institutional aid is determined, that number is used as the numerator. The denominator is either the actual or average cost of a full grant-in-aid. This fraction calculates the student-athlete’s individual equivalency. A student-athlete’s equivalency may not exceed 1.0 since it is impermissible to receive athletically related aid in excess of a full grant-in-aid.

The sum of all individual equivalency limits in a sport cannot exceed the team limitation outlined in NCAA Bylaw 15.4.2.1 (maximum equivalency limits).

Question No. 2: How would equivalencies be calculated if this proposal is adopted?
Answer: Individual equivalencies would be calculated for any student-athlete who receives athletics aid and/or outside educational expenses from the U.S. Olympic Committee, U.S. national governing body, professional team or league. The amount of athletics aid and outside educational expenses received by the student-athlete would be the numerator.

The rest of the calculation would not change. The denominator is either the actual or average cost of a full grant-in-aid. This fraction calculates the student-athlete’s individual equivalency. A student-athlete’s equivalency may not exceed 1.0 since it is impermissible to receive athletically related aid in excess of a full grant-in-aid.

Question No. 3: What is “athletics aid”?  
Answer: Athletics aid is financial aid awarded by the institution’s athletics department.

Question No. 4: What are “outside educational expenses” for the purposes of this proposal?  
Answer: Educational expenses awarded by the U.S. Olympic Committee or a national governing body (or, for international student-athletes, expenses awarded by an equivalent organization) per Bylaw 15.2.2.4 or from a professional team or league per Bylaw 15.2.2.5.

Question No. 5: Does this proposal change how grant-in-aid and cost of attendance are calculated?  
Answer: No. A student-athlete may not receive athletics aid in excess of a full grant-in-aid. Additionally, a student-athlete may not receive financial aid (athletics and nonathletics aid) above the cost of attendance, as determined by federal financial aid policy and applied for all students at the institution.

Question No. 6: Does this proposal change the team maximum equivalency limits?  
Answer: No.

Question No. 7: If this proposal is adopted, what information will be required on the financial aid form?  
Answer: The NCAA Division II Legislation Committee will review the financial aid form and determine what information will be included if the proposal is adopted.
**Question No. 8:** What is the effective date of the proposal and how will it apply to student-athletes?

**Answer:** The effective date is August 1, 2018, for athletics aid agreements signed for the 2018-19 academic year. The athletics aid agreement may be signed prior to August 1, 2018, subject to applicable NCAA legislation and National Letter of Intent procedures.

**Concept No. 2:** Require athletics aid to be provided for one academic year and establish exceptions for providing athletics aid for less than one academic year.

**Question No. 1:** What is the current legislation regarding period of the award?

**Answer:** Athletics aid may be awarded for a period less than one academic year (e.g., term-by-term) but not in excess of one academic year.

**Question No. 2:** Does athletics aid have to be awarded in equal amounts for each term of the academic year?

**Answer:** Yes.

**Question No. 3:** Does the proposal change any provisions related to the conditions for reduction or cancellation of aid?

**Answer:** No. During the term of the award it is only permissible to reduce or cancel the aid based on the legislated conditions (Bylaw 15.3.4.2) and other nonathletically related conditions that are included in the financial aid agreement (Bylaw 15.3.4.2.2).

**Question No. 4:** May the one-year athletics aid award include summer?

**Answer:** No. Institutions must provide a separate award for a summer term.

**Question No. 5:** Is it permissible to provide an athletics aid agreement for more than one academic year (e.g., 2018-19 and 2019-20 academic years)?

**Answer:** No.

**Question No. 6:** May a midyear enrollee sign an athletics aid agreement for two terms (e.g., 2018 spring term and 2018 fall term)?
Answer: No. It is not permissible for an athletics aid agreement to span two academic years.

Question No. 7: If a student-athlete's athletics aid is nonrenewed for the next academic year due to academic reasons, may the institution provide athletics aid for the spring term if the student-athlete performs well academically during the fall term?

Answer: No.

Question No. 8: The proposal's effective date is August 1, 2018. Would the exception for a student-athlete who graduated during previous academic year and will exhaust eligibility during the following fall term apply to a student-athlete who graduates at any time during the 2017-18 academic year and will exhaust his or her eligibility during the fall 2017 term?

Answer: Yes.

Question No. 9: Does the exception for a student-athlete who graduated during previous academic year and will exhaust eligibility during the following fall term permit the institution to renew the student-athlete's athletics aid for subsequent terms of the academic year (e.g., spring semester, winter quarter, spring quarter)?

Answer: Yes.

Question No. 10: May the exception for a student-athlete who graduated during previous academic year and will exhaust eligibility during the following fall term be used if a student-athlete exhausts eligibility during the winter term?

Answer: No. The proposal specifically requires that eligibility will be exhausted during the fall term.

Question No. 11: If the exception for a student-athlete who graduated during previous academic year and will exhaust eligibility during the following fall term is used and the student-athlete does not exhaust eligibility in the fall term (e.g., medical hardship), is there a violation?

Answer: No. It would not be a violation and the institution may award the student-athlete athletics aid for the spring term.
Question No. 12: If the final semester/quarter exception is used and the student-athlete does complete degree requirements at the conclusion of the term, is there a violation?

Answer: No. It would not be a violation and the institution may award the student-athlete athletics aid for the next term.

Question No. 13: May the institution provide athletics aid for less than one academic year to a graduate student-athlete with remaining eligibility?

Answer: No, unless the graduate student-athlete meets a legislated exception.

Question No. 14: Is an institution required to provide a student-athlete who previously received athletics aid for a full academic year a hearing if the institution decides to award the student-athlete athletics aid for less than one academic year in accordance with one of the exceptions outlined in this proposal?

Answer: An institution's regular financial aid authority must notify a student-athlete in writing of the opportunity for a hearing if institutional financial aid based in any degree on athletics ability reduced or not renewed for the following academic year.

Question No. 15: What is the effective date of the proposal and how will it apply to student-athletes?

Answer: The effective date is August 1, 2018, for athletics aid agreements signed for the 2018-19 academic year. The athletics aid agreement may be signed prior to August 1, 2018, subject to applicable NCAA legislation and National Letter of Intent procedures. If the proposal is adopted, regardless of when the aid agreement for the 2018-19 academic year is signed, athletics aid must be awarded for one academic year unless a legislated exception is met.

Concept No. 3: Permit increases to athletics aid at any time, for any reason.

Question No. 1: Who would be responsible for determining whether a student-athlete's athletics aid should be increased during the period of the award?

Answer: Each institution, at its discretion and in accordance with institutional policies regarding athletics aid, will be responsible for
determining when and for what reason it is appropriate to increase athletics aid during the period of award.

**Question No. 2:** What documentation is required for an increase of athletics aid?

**Answer:** Each institution, at its discretion and in accordance with institutional policies regarding athletics aid, will be responsible for determining what documentation is required for such a request to be processed.

**Question No. 3:** If a student-athlete's athletics aid is increased during the academic year and the coach wants to return the student-athlete to the original athletics aid amount for the following academic year, is the institution required to provide a hearing opportunity?

**Answer:** Yes. The student-athlete's athletics aid would be reduced since he or she will receive less athletics aid for the subsequent academic year.

**Question No. 4:** Would this proposal permit an institution to increase a student-athlete's athletics aid during the period of award based on athletics performance?

**Answer:** Yes.

**Question No. 5:** Does this proposal change the team maximum equivalency limits?

**Answer:** No. Any increases to athletics aid cannot exceed the individual or team maximum equivalency limits.

**Question No. 6:** What is the effective date of the proposal and how will it apply to student-athletes?

**Answer:** The effective date is August 1, 2018, for athletics aid agreements signed for the 2018-19 academic year. The athletics aid agreement may be signed prior to August 1, 2018, subject to applicable NCAA legislation and National Letter of Intent procedures.
# COMPARISON FOR ALL SPORTS OTHER THAN GOLF, ROWING AND TENNIS

<table>
<thead>
<tr>
<th>Current Legislation</th>
<th>Concept</th>
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<tbody>
<tr>
<td>45-day window.</td>
<td>45-day window.</td>
</tr>
<tr>
<td>One day off per week.</td>
<td>Two days off per week.</td>
</tr>
<tr>
<td>37-39 days of permissible activity:</td>
<td>31-33 days of practice activities and competition.</td>
</tr>
<tr>
<td>24 days of practice and competition.</td>
<td></td>
</tr>
<tr>
<td>13-15 days of weightlifting, conditioning and skill instruction.</td>
<td></td>
</tr>
<tr>
<td>Four hours per day.</td>
<td>Four hours per day.</td>
</tr>
<tr>
<td>20 hours per week.</td>
<td>15 hours per week.</td>
</tr>
</tbody>
</table>
## COMPARISON FOR GOLF AND TENNIS

<table>
<thead>
<tr>
<th>Current Legislation (Tennis only)</th>
<th>Concept</th>
</tr>
</thead>
<tbody>
<tr>
<td>• 60-day window.</td>
<td>• 60-day window.</td>
</tr>
<tr>
<td>• One day off per week.</td>
<td>• Two days off per week.</td>
</tr>
<tr>
<td>• 50-52 days of permissible activity:</td>
<td>• 30 days of practice activities and competition.</td>
</tr>
<tr>
<td>• 24 days of practice and competition.</td>
<td></td>
</tr>
<tr>
<td>• 26-28 days of weightlifting, conditioning and skill instruction.</td>
<td></td>
</tr>
<tr>
<td>• Four hours per day.</td>
<td>• Four hours per day.</td>
</tr>
<tr>
<td>• 20 hours per week.</td>
<td>• 15 hours per week.</td>
</tr>
</tbody>
</table>
## COMPARISON FOR GOLF AND TENNIS (IF SIMILAR APPLICATION FOR ALL OTHER SPORTS)

<table>
<thead>
<tr>
<th>Current Legislation (Tennis only)</th>
<th>Concept</th>
</tr>
</thead>
<tbody>
<tr>
<td>• 60-day window.</td>
<td>• 60-day window.</td>
</tr>
<tr>
<td>• One day off per week.</td>
<td>• Two days off per week.</td>
</tr>
<tr>
<td>• 50-52 days of permissible activity:</td>
<td>• 40-44 days of practice activities and competition.</td>
</tr>
<tr>
<td>• 24 days of practice and competition.</td>
<td></td>
</tr>
<tr>
<td>• 26-28 days of weightlifting, conditioning and skill instruction.</td>
<td></td>
</tr>
<tr>
<td>• Four hours per day.</td>
<td>• Four hours per day.</td>
</tr>
<tr>
<td>• 20 hours per week.</td>
<td>• 15 hours per week.</td>
</tr>
</tbody>
</table>
Issue:

At its March 2016 meeting, the NCAA Division II Legislation Committee developed a concept for amending the nonchampionship segment legislation in Division II. The feedback that was collected from sport committees is outlined below.

Feedback:

- **NCAA Division II Track and Field and Cross County Committee** – The committee feels the current legislation works for track and field and cross country and does not support a change.

- **NCAA Division II Women's Golf Committee** – In review of this legislation it appears that golf would be going backwards and not progressing forward. Currently with the 45-day window and 24 dates of practice and competition a team can really have 29 days, as a 2-day tournament only counts as one of up to five tournaments. In the proposed legislation teams would only gain one day, but they will also lose the ability for the conditioning and individual skill instruction on those other days. The net result will be a loss of time with student-athletes.

The 60-day window would help a portion of the country that has the right climate. In the Northern and Eastern parts the weather begins to fade quickly in the fall and late October we begin to not only lose daylight but temperatures begin to fall. Tennis in the similar regions utilize indoor facilities and are not affected by the climate as much as golf is impacted.

There are numerous factors that we have discussed about having more time in the fall with our student athletes.

- The biggest one is that our competitions in the fall count towards selections. This is not the case in the sports that have non championship seasons such as Volleyball, Baseball, Softball, Soccer, etc. We are currently grouped in with these sports and we don't look like them when it is for selections.

- For the teams that due to climate constraints in the north and east that have to play 50% of their regular season events in the fall due to weather. That uses up 10 dates of the current maximum of 30 just for completion. This leaves only 19 days to have qualifiers and have practice times with the student athletes. This breaks down to 2-3 days a week. Very few sports are limited to this amount of times with their athletes when they are playing games that count for selections.

- Other factors with limited time in the fall.
Team connecting.

- Physical preparation.
- Acclimation to campus in the fall.

- **NCAA Division II Women's Soccer Committee** – The committee was supportive of the change. They thought it was a great idea, would reduce confusion and would be beneficial to their student-athlete.

- **NCAA Division II Softball Committee** – The committee was concerned about the impact of weather and did not support the concept.

- **NCAA Division II Tennis Committee** – The committee generally supports changing the current nonchampionship segment model. The committee preferred the “new” tennis model of applying the same standard to tennis as the other sports as opposed to the 30 in 60. One of the administrators expressed concern about tracking on the 15 hours in the sense that it is different than the 20 hours during the championship segment but otherwise the feedback was all positive.

- **Additional Committee Feedback** – Women's lacrosse, field hockey, men's lacrosse, women's soccer, men's and women's tennis and volleyball all supported the recommended concept.
12.5 Promotional Activities.

12.5.1 Permissible.

12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational, nonprofit or government agency (e.g., the armed services) may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met: (Revised: 1/11/89, 1/10/91, 1/10/92, 10/19/15)

(a) The student-athlete receives written approval to participate from the institution's chancellor or president (or his or her designee), subject to the limitations on participants in such activities as set forth in Bylaw 17; (Revised: 1/11/89, 1/9/06)

(b) The specific activity or project in which the student-athlete participates does not involve cosponsorship, advertisement or promotion by a commercial agency except as follows: (Revised: 1/11/89, 1/10/91, 1/9/06)

(1) Identification (e.g., graphics, voice over, on-screen test) of the commercial entity must explain the commercial entity's affiliation with the permissible entity (e.g., entity is the official sponsor of the institution/event); (Adopted: 1/9/06)

(2) The appearance or description of the commercial product(s)/service(s) and/or the commercial entity's logo(s) may be included, but may not exceed 25 percent of the total promotional activity. Further, language or action included in the promotion may not directly encourage the use or purchase of the commercial product or service (e.g., “drink this product”) with which the commercial entity is associated; (Adopted: 1/9/06)

(c) The student-athlete does not miss class; (Revised: 1/11/89)

(d) All money derived from the activity or project go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency; (Revised: 1/11/89, 1/10/92, 10/19/15)

(e) The student-athlete may accept actual and necessary expenses from the member institution, member conference or the charitable, educational, nonprofit or government agency related to participation in such activity; (Revised: 1/11/89, 1/10/92, 1/12/04 effective 8/1/04, 10/19/15)

(f) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency; (Adopted: 1/10/92)

(g) Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.6 and 12.5.1.7) may be sold only by the member institution, member conference or NCAA, through outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); and (Adopted: 1/16/93, Revised: 1/9/96, 11/12/04 effective 8/1/04)

(h) The student-athlete and an authorized representative of the charitable, educational, nonprofit or government agency sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of this section. (Revised: 1/11/89, 1/10/92, 10/19/15)

12.5.1.1.1 Signed Prospective Student-Athlete's Participation in Institutional Fundraisers or Promotional Activities. A prospective student-athlete may participate in institutional fundraisers or promotional activities prior to his or her initial collegiate enrollment, provided the prospective student-athlete has graduated from high school and has signed a National Letter of Intent or a written offer of admission and/or financial aid or the institution has received his or her financial deposit in response to its offer of admission. (Adopted: 1/17/15, Revised: 4/14/15)

12.5.1.2 Promotions Involving NCAA Championships, Events, Activities or Programs. The NCAA (or a third party acting on behalf of the NCAA (e.g., host institution, conference, local organizing committee)) may use the name or picture of an enrolled student-athlete to generally promote NCAA championships or other NCAA events, activities or programs. (Adopted: 1/12/04)

12.5.1.3 Promotions Involving Commercial Locations/Sponsors. A member institution or a charitable, educational, nonprofit or government agency may use the appearance, name or picture of an enrolled student-athlete to promote generally its fundraising activities at the location of a commercial establishment, provided the commercial establishment is not a cosponsor of the event and the student-athlete does not promote the sale of a commercial product in conjunction with the fundraising activity. A commercial establishment would become a cosponsor, if the commercial establishment either advertises the presence of the student-athlete at the commercial location or is involved directly or indirectly in promoting the activity. (Adopted: 1/10/92, Revised: 10/19/15)

12.5.1.4 Distribution of Institutional Noncommercial Items through Commercial Outlets. A member institution may distribute noncommercial items (items not for sale) at commercial establishments,
Issue:

Whether the NCAA Division II Legislation Committee should issue an interpretation indicating that the payment of fees associated with the use of a commercial crowdfunding site does not constitute endorsement of the commercial crowdfunding site.

Background and Analysis:

Over the past year the Division II academic and membership affairs staff has provided interpretive guidance indicating that a student-athlete would not be permitted to use a commercial crowdfunding site that takes a portion of the proceeds because it would constitute endorsement of a commercial service. After consulting with Division I and Division III academic and membership affairs representatives, it became apparent that both divisions are providing much more flexible guidance to their members. Specifically, both divisions are treating any fees associated with the use of a commercial crowdfunding site as incidental to use of the service rather than as endorsement of a commercial product.

The committee is being asked to review this issue and consider issuing an interpretation clarifying the application of the legislation. Currently, Division II student-athletes are being precluded from using crowdfunding sites for what would otherwise be permissible fundraising activities due to the more restrictive interpretation. For instance, in Divisions I and III an institution’s team can use a commercial crowdfunding site to fundraise for a foreign tour or team spring break trip (assuming funds are not earmarked for specific student-athletes) while Division II teams cannot.

Conclusions:

1. The Legislation Committee recommends issuing an interpretation indicating that the payment of fees associated with the use of a commercial crowdfunding site does not constitute endorsement of the commercial crowdfunding site.

2. The Legislation Committee recommends issuing an interpretation indicating that the payment of fees associated with the use of a commercial crowdfunding site does constitute endorsement of the commercial crowdfunding site.

3. The Legislation Committee does not recommend issuing an interpretation.
Associated References:

**Division II Legislation**

12.5.2.1 Advertisements and Promotions Following Enrollment. After becoming a student-athlete, an individual shall not be eligible for participation in intercollegiate athletics, if the individual:

(a) Accepts any remuneration for or permits the use of his or her name or picture to advertise, recommend or promote directly the sale or use of a commercial product or service of any kind; or

(b) Receives remuneration for endorsing a commercial product or service through the individual's use of such product or service.
NCAA Bylaw 13.02.1 – Community Engagement Activity – Ineligible Student-Athletes Participating In Community Engagement Activities or Promotional Activities Involving Physical Activities

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 13.02.1 (community engagement activity) to specify that it is impermissible for ineligible student-athletes to participate in community engagement activities and/or promotional activities including institutional, charitable, educational or nonprofit promotions that involve physical activities.

Background and Analysis:

In March 2015, the Legislation Committee clarifying that requirements of Bylaw 12.5.1.1 (institutional, charitable, educational or nonprofit promotions) are applicable to promotional activities sponsored or organized by the institution’s athletics department or conference office. Promotional activities in which student-athletes participate independent of their status as a student-athlete are no longer subject to the legislation.

Currently, partial qualifiers and nonqualifiers are not eligible to participate in promotional activities during their first academic year of collegiate enrollment. All other student-athletes, including those serving an academic year in residence, not meeting progress-toward-degree requirements are eligible to participate in promotional activities, subject to institutional policy. An exception to the promotional activity legislation allows partial qualifiers and nonqualifiers to participate in events established as community engagement activities including events involving athletics activities. There is no exception to allow partial qualifiers or nonqualifiers to participate in promotional activities that include fundraising or athletics activities. For all student-athletes, participation in fundraising activities, community service events, or community engagement events are noncountable athletically related activities.

The committee is asked to consider whether the current legislation should be amended.

Questions to Consider:

1. Should nonqualifiers be permitted to participate in community engagement events that involve physical activities?

2. Should community engagement events or promotional activities sponsored or organized by the institution or conference that involve physical activities be considered countable athletically related activities?

3. With potential increased academic time demands, should ineligible student-athletes be permitted to participate in community engagement activities that involve physical activities?
4. Would such a legislative change create an additional administrative burden?

5. Are there any unintended consequences of such a legislative change?

Conclusions:

1. The Legislation Committee recommends that the NCAA Division II Management Council sponsor noncontroversial legislation to amend Bylaw 13.02.1 to specify that it is impermissible for ineligible student-athletes to participate in community engagement activities and/or promotional activities that involve physical activities.

2. The Legislation Committee recommends that the Management Council sponsor noncontroversial legislation to amend Division II Figure 17-3 (Attachment A) to specify that student-athlete participation in fundraising activities, community service, or community engagement events involving physical activities be considered countable athletically related activities.

3. The Legislation Committee does not recommend that noncontroversial legislation be sponsored.

Associated References:

Division II Bylaws

Bylaw 12.5.1.1 – Institutional, Charitable, Educational or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational, nonprofit or government agency (e.g., the armed services) may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met: (Revised: 1/11/89, 1/10/91, 1/10/92, 10/19/15)

(a) The student-athlete receives written approval to participate from the institution's chancellor or president (or his or her designee), subject to the limitations on participants in such activities as set forth in Bylaw 17; (Revised: 1/11/89, 1/9/06)
(b) The specific activity or project in which the student-athlete participates does not involve cosponsorship, advertisement or promotion by a commercial agency except as follows: (Revised: 1/11/89, 1/10/91, 1/9/06)

1. Identification (e.g., graphics, voice over, on-screen test) of the commercial entity must explain the commercial entity's affiliation with the permissible entity (e.g., entity is the official sponsor of the institution/event); (Adopted: 1/9/06)

2. The appearance or description of the commercial product(s)/service(s) and/or the commercial entity's logo(s) may be included, but may not exceed 25 percent of the total promotional activity. Further, language or action included in the promotion may not directly encourage the use or purchase of the commercial product or service (e.g., "drink this product") with which the commercial entity is associated; (Adopted: 1/9/06)

(c) The student-athlete does not miss class; (Revised: 1/11/89)

(d) All money derived from the activity or project go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency; (Revised: 1/11/89, 1/10/92, 10/19/15)

(e) The student-athlete may accept actual and necessary expenses from the member institution, member conference or the charitable, educational, nonprofit or government agency related to participation in such activity; (Revised: 1/11/89, 1/10/92, 1/12/04 effective 8/1/04, 10/19/15)

(f) The student-athlete's name, picture or appearance is not used to promote the commercial ventures of any nonprofit agency; (Adopted: 1/10/92)

(g) Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.6 and 12.5.1.7) may be sold only by the member institution, member conference or NCAA, through outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); and (Adopted: 1/16/93, Revised: 1/9/96, 1/12/04 effective 8/1/04)

(h) The student-athlete and an authorized representative of the charitable, educational, nonprofit or government agency sign a release statement ensuring that the student-athlete's name, image or appearance is used in a manner consistent with the requirements of this section. (Revised: 1/11/89, 1/10/92, 10/19/15)
13.02.1 – Community Engagement Activity. A community engagement activity is an activity in which a member institution participates for the primary purpose of enhancing the community, rather than benefiting the institution. The institution must be able to demonstrate how the engagement of the institution's resources (e.g., its student-athletes, its facilities) is meeting a specific identified community need or show how the use of its aforementioned resources links the institution to an overall school-wide community support strategy. The defining element of a community engagement activity is the clear intent of the member institution to provide value to the community. [D] (Adopted: 1/8/07 effective 8/1/07, Revised: 6/22/11)

17.02.1- Countable Athletically Related Activities. Countable athletically related activities include any required activity with an athletics purpose, involving student-athletes and at the direction of, or supervised by, any member or members of an institution's coaching staff (including strength and conditioning coaches) and must be counted within the weekly and daily limitations under Bylaws 17.1.6.1 and 17.1.6.2. Administrative activities (e.g., academic meetings, compliance meetings) shall not be considered as countable athletically related activities. [See Bylaw 17.1.6.2.6.1 for further information regarding the exception for summer workouts in fall championship sports (including golf and tennis, for those institutions that conduct the championship segment during the fall).]

Division II Figure 14-2 (Attachment B)

Division II Interpretations

Nonqualifiers and Partial Qualifiers Participating in Institutional Promotional Activities (II)

Date Issued: March 7, 2012
Date Published: May 24, 2012
Item Ref: 2

Interpretation:

The NCAA Division II Legislation Committee confirmed that a student-athlete who is certified as a nonqualifier or partial qualifier is not permitted to participate as a member of the team in any promotional activities during the summer prior to enrollment and during the first academic year of residence at the certifying institution.

[References: NCAA Division II Bylaws 12.5.1 (promotional activities), 14.3.2.1.1 (partial qualifier -- eligibility for aid, practice and competition) and 14.3.2.2.1 (nonqualifier -- eligibility
or aid, practice and competition), Figure 14-3 (initial eligibility); and a staff interpretations (1/3/89, Item No. g) and (11/3/89, Item No. g), which have been archived]

**Student-Athlete's Participation in Community Engagement Activities and Countable Athletically Related Activities (II)**

Date Issued: May 7, 2007  
Date Published: May 7, 2007  
Item Ref: 3

**Interpretation:**

The Division II Interpretations Subcommittee confirmed that a student-athlete's participation in a community engagement activity does not constitute countable athletically related activities per NCAA Division II Bylaw 17.02.1.1 (countable athletically related activities). Therefore, student-athlete’s participation in events that qualify as community engagement activities per NCAA Division II Bylaw 13.02.1 (community engagement activity) should not be counted when determining the number of countable hours in a day or week for a particular team.

[References: NCAA Bylaws 13.02.1 (community engagement activity), 17.02.1.1 (countable athletically related activities), 17.1.5.1 (daily and weekly hour limitations-playing season) and 17.1.5.2 (weekly hour limitations-outside of playing season).]
**Figure 17-3**  
2015-16 Academic Year*  

Countable and Noncountable Athletically Related Activities  

*This chart is not an exhaustive list of activities that are countable or noncountable athletically related activities. Institutions should refer to the definition of countable athletically related activities in Bylaw 17.02.1.*

<table>
<thead>
<tr>
<th>Type of Activity</th>
<th>Bylaw(s)</th>
<th>Countable</th>
<th>Noncountable</th>
</tr>
</thead>
<tbody>
<tr>
<td>Competition</td>
<td>17.02.2</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Individual workouts (as required or supervised by a member of the coaching staff)</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Observation of student-athletes in nonorganized sport-specific activities (e.g., pick-up games)</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Participation in camps or clinics</td>
<td>13.12.2.2.2, 17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Participation of student-athletes in permissible tryouts involving prospective student-athletes or full-time students</td>
<td>13.11.2.1, 17.02.1, 17.02.14</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>
| Practice, including but not limited to:  
  • Activities using equipment related to the sport  
  • Activities conducted as part of a physical education class  
  • Chalk talk  
  • Discussions or review of game films, online video, CD, DVD, etc. related to the sport  
  • Field, floor or on-court activity  
  • Lecture on or discussion of strategy related to the sport  
  • Setting up offensive or defensive alignment | 17.02.1 | X | |
<p>| Required weight-training and conditioning activities held at the direction of or supervised by an institutional staff member | 17.02.1 | X | |
| Skill instruction | 17.1.6.2, 17.1.6.2.2 | X | |
| Use of institutional athletics facilities when such activities are supervised by or held at the direction of any member of the institution's coaching staff | 17.02.1 | X | |
| Visiting the competition site (in cross country, golf and skiing) | 17.02.1 | X | |
| Voluntary skill instruction at the request of the student-athlete (in all sports other than football) | 17.02.1, 17.1.6.2, 17.1.6.2.2 | X | |
| Any athletically related activity organized or monitored by other student-athletes, provided the activities are not done at the direction of a coach or are considered as a requisite for participation in that sport | 17.02.1 | | X |
| Athletics department academic study hall or tutoring sessions | 17.02.1 | | X |</p>
<table>
<thead>
<tr>
<th>Type of Activity</th>
<th>Bylaw(s)</th>
<th>Countable</th>
<th>Noncountable</th>
</tr>
</thead>
<tbody>
<tr>
<td>Attendance at an awards or celebratory banquet</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Involvement of an institution's strength and conditioning staff with student-athletes in voluntary strength and conditioning programs for safety purposes</td>
<td>17.02.13</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Medical examinations or treatments (e.g., physical rehabilitation, treatment by athletic training personnel)</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Meetings with coaches or athletics department staff members on nonathletics matters (e.g., compliance, drug education, academic support services, housing and meals information)</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Observation of an officiating clinic related to playing rules that is conducted by video conference and does not require student-athlete to miss any class time to observe the clinic</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Observation of student-athletes in organized competition (e.g., summer basketball league)</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Participation in fundraising activities, community service or community engagement</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Participation in a physical education class (including during a summer session) conducted by a member of the athletics department staff</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Providing safety instruction and skill instruction during voluntary individual workouts (equestrian, fencing, rifle, rowing, skiing, swimming and diving, track and field (field events only), water polo and wrestling)</td>
<td>17.7.7 17.8.7 17.15.7 17.16.9 17.18.7 17.21.8 17.23.8 17.26.8 17.27.8</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Required preparation of playing field</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Student-athlete requested individual summer workout sessions with a member of the coaching staff (in golf, rowing, swimming and diving, tennis and track and field) (outside of playing season)</td>
<td>17.11.8.1.1 17.16.8.1.1 17.21.7.1.1 17.22.8.1.1 17.23.7.1.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Team entertainment activities (e.g., leadership training and/or team building activities) that include physical components incidental to the activity.</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Training-table or competition-related meals</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>Travel to and from practice and competition</td>
<td>17.02.1</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

1 A coach may create a general individual workout program for a student-athlete (as opposed to a specific workout for specific days) but cannot conduct the individual's workout. However, in football, beginning June 1 through the conclusion of the institution's summer vacation period, a student-athlete may participate in workouts designed and conducted by the institution's strength and conditioning personnel provided certain requirements are satisfied (see Bylaw 17.1.6.2.6.1).

2 This is applicable during an institution's declared playing season, provided the coach does not direct or supervise the organized activity. Outside of an institution's declared playing season, an institution's coaching staff member in a team...
sport, other than football, may observe enrolled student-athletes in nonorganized sport-specific activities, provided the observation occurs during the permissible time period and permissible hour limitations for team activities.

3 Required participation as a demonstrator in an institutional or privately owned camp or clinic is a countable athletically related activity. Participation as a counselor in an institutional or a privately owned camp or clinic would not be considered a countable athletically related activity, provided the participation in the camp or clinic is voluntary.

4 If participation occurs outside the institution’s declared playing season, it shall be counted as part of countable required conditioning activities.

5 Practice is defined as any meeting, activity or instruction involving sports-related information and having an athletics purpose, held for one or more student-athletes at the direction of, or supervised by, any member of an institution’s coaching staff. Practice is considered to have occurred, if one or more coaches or one or more student-athletes engage in any of the aforementioned activities. Any activity in which the student-athlete’s attendance is recorded or absence is punished shall be considered countable.

6 For example, any class composed of or including primarily members of an intercollegiate team on a required attendance basis or where the class uses equipment for the sport.

7 Strength and conditioning personnel may monitor voluntary individual workouts (e.g., summer workouts) for safety purposes without considering such supervision as a countable athletically related activity. If the strength and conditioning coach is also a coaching staff member for one of the institution’s intercollegiate teams, such assistance may be provided only if that staff member performs such duties for all intercollegiate teams.

8 For the circumstances that would cause these activities to become countable athletically related activities, see April 20, 2011, official interpretation.

9 A coach’s observation of a student-athlete in organized competition (e.g., summer basketball league) is not considered a countable athletically related activity, provided the coach does not direct or supervise the organized activity.

10 For example, a student-athlete’s participation in a regular physical education class, with or without credit, that is listed in the institution’s catalog and is open to all students.

11 Such physical activities are not countable athletically related activities as long as they are separate and distinguishable from normal practice or strength and conditioning activities, occur only on an infrequent basis and neither tactical nor technical instruction related to the student-athlete’s sport is provided.
FIGURE 14-2
Initial Eligibility

How 2015-16 legislation (NCAA Bylaw 14.3) affects student-athletes during their initial year of collegiate attendance (applicable regulations regarding financial aid and awards and benefits are set forth in Bylaws 15 and 16).

<table>
<thead>
<tr>
<th>Are they eligible for...</th>
<th>Qualifier</th>
<th>Partial Qualifier</th>
<th>Nonqualifier</th>
</tr>
</thead>
<tbody>
<tr>
<td>Academic/tutoring services</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Administrative meetings on nonathletics matters (e.g., drug education, meetings about housing and meals)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Community engagement activities</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Competition</td>
<td>Yes</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Complimentary admissions</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>One for self; all regular-season home athletics contests</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Four complimentary admissions; home or away contests in the student-athlete’s sport</td>
<td>Yes</td>
<td>Yes (only at home contests)</td>
<td>No</td>
</tr>
<tr>
<td>Conditioning program (including workout apparel)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes (supervised only by institution’s strength coach or athletic trainer)</td>
</tr>
<tr>
<td>Drug-rehabilitation expenses</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Financial aid</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regular term</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes (if aid is unrelated to athletics ability)</td>
</tr>
<tr>
<td>Summer-orientation program (subject to the conditions of Bylaw 15.2.1.1)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Summer school prior to initial year (subject to the conditions of Bylaw 15.2.1.1)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Training table</td>
<td>Yes</td>
<td>Yes</td>
<td>No (unless student-athlete pays full cost)</td>
</tr>
<tr>
<td>Institutional awards Banquets—expenses/meals</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Meals incidental to participation [per Bylaw 16.5.1-(c)]</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Medical expenses</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Occasional meals [per Bylaw 16.5.1-(f)]</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Outside competition (basketball)</td>
<td>No (except intramurals)</td>
<td>No (except intramurals)</td>
<td>No (except intramurals)</td>
</tr>
</tbody>
</table>

During the season | No (except intramurals) | No (except intramurals) | No (except intramurals) |
<table>
<thead>
<tr>
<th>Are they eligible for...</th>
<th>Qualifier</th>
<th>Partial Qualifier</th>
<th>Nonqualifier</th>
</tr>
</thead>
<tbody>
<tr>
<td>During remainder of the academic year (other than during the season)</td>
<td>No (except intramurals)</td>
<td>No (except intramurals)</td>
<td>No (except intramurals)</td>
</tr>
<tr>
<td>Summer after initial academic year</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Outside competition (sports other than basketball)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>During the season</td>
<td>No (except intramurals and individual competition)</td>
<td>No (except intramurals and individual competition)</td>
<td>No (except intramurals and individual competition)</td>
</tr>
<tr>
<td>During remainder of the academic year (other than during the season)</td>
<td>Yes</td>
<td>No</td>
<td></td>
</tr>
<tr>
<td>Summer after initial academic year</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Tryouts for NCAA-approved outside teams</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Practice</td>
<td>Yes</td>
<td>Yes (on campus only)</td>
<td>No</td>
</tr>
<tr>
<td>Promotional activities (institutional, charitable, educational or nonprofit promotions)</td>
<td>Yes</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Promotional materials, inclusion of photos in media guide, game programs, brochures, etc.</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Seating with team at institutional contest (e.g., on the bench, in the dugout, on the sidelines)</td>
<td>Yes</td>
<td>Yes (home contests only); may not dress in uniform</td>
<td>No</td>
</tr>
<tr>
<td>Student host</td>
<td>Yes</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>Team manager</td>
<td>Yes</td>
<td>No (except on campus or at institution’s regular practice facility)</td>
<td>No</td>
</tr>
<tr>
<td>Team travel</td>
<td>Yes</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Training-room facilities (in conjunction with weight-training program)</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes</td>
</tr>
<tr>
<td>Weight training</td>
<td>Yes</td>
<td>Yes</td>
<td>Yes (supervised only by institution’s strength coach or trainer)</td>
</tr>
<tr>
<td>Certification Cycle</td>
<td>Total Division II Delayed Enrollment Conditions</td>
<td>Prospective Student-Athletes Granted Relief Through Streamlined Review Process</td>
<td>Certification Cycle</td>
</tr>
<tr>
<td>---------------------</td>
<td>-----------------------------------------------</td>
<td>-----------------------------------------------</td>
<td>---------------------</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2014-15</td>
<td>391</td>
<td>51</td>
<td></td>
</tr>
<tr>
<td>One Season of Competition</td>
<td>296</td>
<td>10-20%</td>
<td>52</td>
</tr>
<tr>
<td>Two Seasons of Competition</td>
<td>75</td>
<td>20-50%</td>
<td>143</td>
</tr>
<tr>
<td>Three Seasons of Competition</td>
<td>14</td>
<td>&gt;50%</td>
<td>317</td>
</tr>
<tr>
<td>Four Seasons of Competition</td>
<td>6</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>512</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Seasons of Competition Used - All Delayed Enrollment Conditions</td>
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2015-16 Certification Cycle - Participation as Percentage of Bylaw 17 Maximum Competition Limits During Third Season Used

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<th>Percentage of Maximum Limits</th>
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June 14, 2016

To: Amanda Conklin, Associate Director of Academic & Membership Affairs, NCAA
Karen Wolf, Assistant Director
NCAA Division II Legislation Committee

From: Julie Ruppert, Commissioner, Northeast-10 Conference

CC: NE10 Ice Hockey ADs and Head Coaches

RE: Non-Controversial Legislation Update to Bylaw 14.2.4.2.4 Men’s Ice Hockey Exception.

I write to you today on behalf of the six Division II Men’s Ice Hockey playing institutions, all of whom are members of the Northeast-10 Conference. We seek relief in the form of non-controversial legislation aimed at evening the recruiting disparities for the programs relative to Division III and Division I.

Division II men’s ice hockey within the NCAA is in an incredibly unique situation.

The NCAA conducted a Division II national championship from 1978 to 1984 and again from 1993 to 1999. The Division II Championship was suspended following 1999, due to a lack of sponsoring schools as sports sponsorship dropped from 12 to 7. This was a result of an ongoing trend for institutions to multi-divisionally classify their program into DI. Of the 59 institutions that currently sponsor men’s ice hockey on the DI level, 21 are multi-divisionally classified, sponsoring only hockey at the DI level with the remainder of their programs in DII or DIII. The Northeast Ten Conference is the last remaining Division II conference that sponsors ice hockey.

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<th>Men's</th>
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<th>Women's</th>
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<th>Mixed</th>
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<tr>
<td></td>
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<td>DII</td>
<td>DIII</td>
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<td>139</td>
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Despite the discontinuation of the championship in 1999, the sport of ice hockey remains within the DII manual and these six programs continue to support it as an intercollegiate sport.
The environment to build a schedule is incredibly challenging due to the lack of sponsoring teams at the DII level. As a result, two of our institutions play 80% of their schedule against DIII teams in the Northeast and the other four teams have 60% of their contests vs DIII (the remaining 20% and 40% are Conference contests amongst each other).

As you will see in the attached Supplement, in order to secure these contests vs DIII opponents and preserve the sport as varsity intercollegiate programs, our men’s ice hockey teams have determined that they will be held primarily to Division III rules with regard to financial aid and playing & practice seasons, despite those rules being more restrictive than what is found in the DII manual. These programs do follow DII eligibility rules, including amateurism, even though the NCAA Eligibility Center has refused, thus far, to provide amateurism certifications for men’s ice hockey student-athletes. It’s worth noting that we have asked the NCAA staff to look into future certification efforts on our behalf. In essence, we are asking for relief in a bylaw that already has our institutions taking on full responsibility for certification.

When the delayed enrollment legislation changed in 2010 in Division II, this had a significant negative impact on the ability for these institutions to recruit men’s ice hockey prospective student-athletes that they had previously been able to recruit. Prior to the legislative change, the DII delayed enrollment legislation was not triggered due to hockey PSAs not triggering the use of season per the old NCAA bylaws. The legislation enacted division-wide in DII in 2010 removed the use of season exemption criteria.

Within the sport of ice hockey, it is the accepted norm for ice hockey players to play in the USA Junior Hockey program and its affiliated leagues (and pay thousands of dollars to do so) for three years after high school and/or until they turn 21. Data taken from D3hockey.com shows that 91.4% of all 2015-16 freshman at the NCAA DII and DIII levels advanced directly from junior hockey.

**USA Junior Hockey age eligibility rule:** *USA Hockey’s Junior Program is available to athletes who are at least 16 years of age and no older than 20 as of the 31st day of December of the current season of competition.*

Once these PSAs finish in USA Junior Hockey, they usually make their college choices. For those PSAs that age out of the junior hockey leagues, they are prohibited from going to DII institutions without having to sit out a year and losing a season of competition under current rules. But they can choose DI or DIII programs and have their full four year playing career available to them immediately upon enrollment.

At the 2011 Convention, the Conference was successful in obtaining an exception (Bylaw 14.2.4.2.2.4) to allow for men’s ice hockey PSA’s to play two years of juniors without triggering any delayed enrollment penalties (the DII grace year, plus an additional year). While this is more beneficial than just allowing for the one standard grace year, it continues to put our programs at a stark disadvantage against the schools that they recruit and play against,
Division III. If they stay for the three years of juniors, PSAs must sit a year in residence at the Northeast-10 institution and lose a year of eligibility. This is not the case in DIII. When our six head coaches recruit at the USA junior hockey showcases, they automatically know that they cannot look at any final year junior player because they will have to sit and lose a year. Given that there are 51 DIII ice-hockey playing institutions in the East, those PSAs will find their way to DIII campuses and not have to suffer the loss of a playing season that they would if they chose our DII institutions.

Please find attached as an additional supplement, the current delayed enrollment rules for DI and DIII; however, I wanted to provide a brief summary of each here:

**Current DIII delayed enrollment rule summarized:**
Prospective student-athletes may play in the USA Junior Hockey program for the full three seasons and not use a season of competition because they do not trigger any of the activities in NCAA DIII 14.2.4.4.2. They can then enroll in DIII institutions and play for four full years with no year in residence requirement.

**Current DI delayed enrollment rule summarized:**
Prospective student-athletes may play in the USA Junior Hockey program for the full three seasons and not use a season of competition as long as they enroll full time in a collegiate institution prior to their 21st birthday.

**REQUEST**
We request that the Legislation Committee sponsor Non-Controversial Legislation to assist these six men’s ice hockey playing programs by allowing for a third grace year (DII grace year, plus two additional years) of the delayed enrollment legislation. We suggest that the legislation is non-controversial in that it affects only 6 of 300 active institutions and is narrowly written to apply only to men’s ice hockey. In addition, skiing currently has a similar exception, so this does not set negative precedence. We suggest that since the 2011 exception that granted a 2nd year for men’s ice hockey was enacted, there have been no other sports that have come forward seeking additional grace years and that ice hockey remains a unique situation that will not cause problems for other DII championship sports.

**14.2.4.2.3 Skiing Exception.** For a maximum of two years, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted in skiing when such participation is part of competition sanctioned by the U.S. Skiing Association and its international counterparts. *(Adopted: 1/8/01 effective 8/1/01, for those individuals first entering a collegiate institution on or after 8/1/01)*
PROPOSED LEGISLATIVE CHANGE

14.2.4.2.4 Men's Ice Hockey Exception. In men's ice hockey, for a maximum of one two years, participation in organized competition per Bylaw 14.2.4.2.1.2 shall be excepted, provided such participation is part of competition sanctioned by the United States Hockey Association or the international equivalent. (Adopted: 1/15/11 effective 8/1/11)

In today’s climate in higher education, enrollment matters. Our Division II ice hockey programs deserve the same equal opportunity to be able to recruit student athletes and fill their class as their DI and DIII peers do. To continue to place them at this disadvantage is growing increasingly difficult in an environment where their peers are already using negative recruiting tactics such as lack of championship opportunities and the loss of a year should they complete the junior program. We would suggest that many of these young men would be great fits at our DII member institutions and should be given the same fair opportunity to compete for four years.

Thank you in advance for your serious consideration of this request.

Respectfully,

Julie Ruppert
Northeast-10 Conference Men’s Ice Hockey Policies

Preseason Weight Training, Conditioning. Student-athletes shall not engage in weight training and/or conditioning before September 7 or the institution’s fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. Full Team Activities and/or Skill Instruction shall not be allowed prior to the first permissible on-ice practice date.

Preseason Practice. A Northeast-10 institution shall not commence practice sessions in ice hockey before the third Monday in October.

First Contest. A member institution shall not play its first contest (game, exhibition or scrimmage) against outside competition in ice hockey before the second Friday following the first permissible practice date, except as provided below in the annual exceptions noted below:

Preseason Scrimmage or Exhibition. A member institution may annually conduct one scrimmage, exhibition game or joint practice before the first permissible contest date.

Contest vs NCAA Division I Varsity Opponent. An institution may annually participate in a one or two-game series, played on consecutive days against the same NCAA Division I varsity intercollegiate Men’s Ice Hockey opponent, prior to the first permissible Northeast-10 contest date. To adequately prepare for this situation, the Northeast-10 institution is allowed five on-ice practice opportunities prior to the start of the series. After the conclusion of the contest(s) vs the DI opponent, the Northeast-10 team is then prohibited from additional on-ice practice opportunities until the Conference’s first permissible practice date noted above.

First Permissible Practice & Contest Dates for 2016-2021

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<tr>
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<th>2016-17</th>
<th>2017-18</th>
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<th>2019-20</th>
<th>2020-21</th>
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Tryouts with Prospective Student Athletes. A Northeast-10 men’s ice hockey team and/or coaching staff, on its campus or elsewhere, shall not conduct (or have conducted on its behalf) any physical activity (e.g., practice session or test/tryout) at which one or more prospective student-athletes reveal, demonstrate or display their athletics abilities in the sport of ice hockey.

Tryouts—Enrolled Student. A Northeast-10 member institution may conduct a tryout of a full-time student currently enrolled at the institution only on its campus or at a site at which the institution normally conducts practice or competition during the regular academic year. The on-ice tryout must not occur before the first permissible on-ice practice date. All other conditions in NCAA Division II Bylaw 17.02.14 shall apply to a tryout of an enrolled student in the sport of men’s ice hockey.
Athletically-Related Aid. Men’s ice hockey student-athletes may not receive athletically-related financial aid in the sport of ice hockey or any other sport in which the student-athlete participates. If a student-athlete receives athletics aid for participation in a sport other than ice hockey, this student-athlete is prohibited from participating on the men’s ice hockey team.
Current DIII delayed enrollment rule from DIII manual:

14.2.4.4 Participation in Organized Competition Before Initial Collegiate Enrollment. An individual who does not enroll in a collegiate institution as a full-time student in the regular academic year term that begins immediately after one-year period (the next opportunity to enroll after the one calendar year period has elapsed) following his her high school graduation date (or the international equivalent as specified in the NCAA Guide to International Academic Standards for Athletics Eligibility) shall use a season of intercollegiate participation for each consecutive 12-month period after the one-year time period and before the initial collegiate enrollment in which the individual participates in activities that meet the criteria set forth in Bylaw 14.2.4.4.2. (Adopted: 1/14/02 effective 8/1/02, Revised: 1/12/04 effective 8/1/04, for any athletics participation occurring on or after 8/1/04, 1/15/14)

14.2.4.4.1 Academic Year of Residence. An individual who uses a season(s) of participation in a particular sport, per Bylaw 14.2.4.4.2, shall fulfill an academic year of residence (see Bylaw 14.02.10) before being eligible to represent the institution in intercollegiate competition in that sport. (Adopted: 1/14/02 effective 8/1/02, Revised: 1/12/04)

14.2.4.4.2 Activities Constituting Use of Season. An individual shall use a season of participation per Bylaw 14.2.4.4 if the individual engages in activities that meet any of the following criteria: (Adopted: 1/14/02 effective 8/1/02, Revised: 1/12/04 effective 8/1/04, for any athletics participation occurring on or after 8/1/04)

(a) Any team competition or training in which pay in any form is provided to any of the participants above actual and necessary expenses;
(b) Any individual competition or training in which the individual accepts pay in any form based on his or her place finish or any competition or training in which the individual accepts pay in any form above actual and necessary expenses;
(c) Any competition pursuant to the signing of a contract for athletics participation or entering a professional draft;
(d) Any competition funded by a representative of an institution’s athletics interests that is not open to all participants. (Adopted: 1/14/02 effective 8/1/02)

Division I

12.8.3.5 Participation After 21st Birthday—Men’s Ice Hockey and Skiing. In men’s ice hockey and skiing, any participation as an individual or a team representative in organized sports competition by a student during each 12-month period after the student’s 21st birthday and prior to initial full-time enrollment in a collegiate institution shall count as one year of varsity competition in that sport. Participation in organized competition during time spent in the U.S. armed services shall be excepted. (Revised: 1/10/90, 1/16/93, 1/10/95 effective 8/1/95, 1/9/96 effective 8/1/96, 6/10/04, 1/17/09 effective 8/1/10, 4/13/10 effective 8/1/11; applicable to student-athletes who initially enroll full time in a collegiate institution on or after 8/1/11, 7/31/14)
BYLAW, ARTICLE 16

Awards, Benefits and Expenses for Enrolled Student-Athletes

16.01 General Principles

16.01.1 Eligibility Effect of Violation. A student-athlete shall not receive any extra benefit as defined in Bylaw 16.02.3. Receipt by a student-athlete of an award, benefit or expense allowance not authorized by NCAA legislation renders the student-athlete ineligible for athletics competition in the sport for which the improper award, benefit or expense was received. If the student-athlete receives an extra benefit not authorized by NCAA legislation, the individual is ineligible in all sports. (Revised: 5/16/11)

16.01.1.1 Restitution for Receipt of Impermissible Benefits. Unless otherwise noted, for violations of Bylaw 16 in which the value of the benefit is $100 or less, the eligibility of the student-athlete shall not be affected conditioned upon the student-athlete's repayment of the benefit to a charity of his or her choice. The student-athlete, however, shall remain ineligible from the time the institution has knowledge of receipt of the impermissible benefit until the student-athlete repays the benefit. Violations of the bylaw remain institutional violations per Constitution 2.8.1, and documentation of the student-athlete's repayment shall be forwarded to the enforcement staff. For violations of Bylaw 16 in which there is no monetary value to the benefit, violations shall be considered institutional violations per Constitution 2.8.1; however, such violations shall not affect the student-athlete's eligibility. (Adopted: 10/23/01, Revised: 1/10/05, 1/9/06, 5/16/11)

16.02 Definitions and Applications

16.02.1 Award. An award is an item given in recognition of athletics participation or performance. Such awards are subject to the limitations set forth in Bylaw 16.1.

16.02.2 Excessive Expense. An excessive expense is one not specifically authorized under regulations of the Association concerning awards, benefits and expenses.

16.02.3 Extra Benefit. An extra benefit is any special arrangement by an institutional employee or a representative of the institution's athletics interests to provide a student-athlete or the student-athlete's relative or friend a benefit not expressly authorized by NCAA legislation. Receipt of a benefit by student-athletes or their relatives or friends is not a violation of NCAA legislation, if it is demonstrated that the same benefit is generally available to the institution's students or their relatives or friends or to a particular segment of the student body (e.g., international students, minority students) determined on a basis unrelated to athletics ability. (Revised: 1/10/91, 2/24/11)

16.02.4 Pay. Pay is the receipt of funds, awards or benefits not permitted by governing legislation of the Association for participation in athletics. (See Bylaw 12.1.4.)

16.1 Awards

16.1.1 Application of Awards Legislation

16.1.1.1 Before Enrollment. Individuals may receive any award(s) prior to initial full-time collegiate enrollment. (See Bylaw 14.2.4.2 regarding effects on eligibility.) (Revised: 1/12/04)

16.1.1.2 Awards Received by a Student-Athlete While Enrolled as a Full-Time Student. The awards limitations of Bylaw 16.1 apply to awards received by a student-athlete while enrolled during the academic year (i.e., from the beginning of the fall term through completion of the spring term, including any intervening vacation period) as a regular student in a minimum full-time academic load, or awards received by a student-athlete while representing the student-athlete's institution at any other time. Such awards may not include cash, gift
certificates, a cash-equivalent award (i.e., an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation, or a country club or sports club membership. [R] (Revised: 6/22/11)

16.1.1.3 Student-Athlete Not Regularly Enrolled. Awards received by a student-athlete participating in an event while not enrolled as a regular student during the academic year, or received during the summer while not representing his or her institution, shall conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates, but not cash. [R] (Revised: 6/22/11)

16.1.1.4 After Completion of Athletics Eligibility. Awards limitations apply to enrolled student-athletes who have exhausted their intercollegiate athletics eligibility. An institution shall be held responsible through the Association’s enforcement procedures for the provision of improper awards to graduating seniors by the institution or its booster organizations. Awards to graduating seniors may not include cash, gift certificates, a cash-equivalent award (i.e., an item that is negotiable for cash or trade or other services, benefits or merchandise) for athletics participation, or a country club or sports club membership.

16.1.1.5 Olympic Games. It is permissible for a student-athlete to receive a nonmonetary award associated with participation in the Olympic Games at any time regardless of when the Games are held or whether the student-athlete is enrolled as a regular student during the academic year. (Adopted: 1/8/01)

16.1.2 Uniformity of Awards. Awards presented by a member institution, conference or other approved agency must be uniform for all team members receiving the award. [R] (Revised: 6/22/11)

16.1.3 Types of Awards, Awarding Agencies, Maximum Value and Numbers of Awards. Athletics awards given to individual student-athletes shall be limited to those approved or administered by the member institution, its conference or an approved agency as specified in the following subsections and shall be limited in value and number as specified in this section. Each of the following subsections is independent of the others so that it is permissible for an individual student-athlete to receive the awards described in all subsections. [R] (Revised: 6/22/11)

16.1.3.1 Participation Awards. Awards for participation in intercollegiate athletics may be presented each year, limited in value and number as specified in Figure 16-1. Awards for participation in special events may be provided only to student-athletes eligible to participate in the competition. [R] (Revised: 1/12/04 effective 8/1/04, 6/22/11)

16.1.3.1.1 Senior Scholar-Athlete Award. An institution may provide a maximum of two senior scholar-athlete awards each year to graduating seniors. The award may consist of a tangible item valued at not more than $150 and a postgraduate scholarship not to exceed $10,000. The postgraduate scholarship shall be used for graduate studies at the recipient’s choice of institution and shall be disbursed directly to that institution. Such a scholarship only may be awarded to a student-athlete who will complete the requirements for a baccalaureate degree within one term of the award and no funds will be distributed prior to the completion of the baccalaureate degree. A student-athlete who has received an institutional postgraduate scholarship as part of a senior scholar-athlete award shall no longer be eligible to participate in intercollegiate athletics, except that the student-athlete may complete the remainder of any season currently in progress at the time of the award (e.g., postseason competition in the spring sport which occurs after graduation). [R] (Adopted: 1/10/05, Revised: 7/22/08, 6/22/11)

16.1.3.2 Awards for Winning Conference and National Championships. Awards for winning an individual or team conference or national championship may be presented each year, limited in value and number as specified in Figure 16-2. Awards for winning a conference or national championship in a team sport may be provided only to student-athletes who were eligible to participate in the championship event. The total value of any single award received for a conference championship may not exceed $325, and the total value of any single award received for a national championship may not exceed $415. Each permissible awarding agency is subject to a separate $325 or $415 limit per award, respectively. Each permissible awarding agency may provide only a single award for each championship to each student-athlete. Separate awards may be presented to both the regular-season conference champion and the postseason conference champion (with a separate $325 limitation), but if the same institution wins both the regular-season and postseason conference championship, the combined value of both awards shall not exceed $325. [R] (Revised: 1/12/04 effective 8/1/04, 6/22/11)

16.1.3.3 Special Achievement Awards. Awards may be provided each year to individual student-athletes and teams to recognize special achievements, honors and distinctions, limited in value and number as specified in Figure 16-3. [R] (Revised: 1/9/96 effective 8/1/96, 1/12/04 effective 8/1/04, 6/22/11)

16.1.3.4 Local Civic Organization. A local civic organization (e.g., Rotary Club, Touchdown Club) may provide awards to a member institution’s team(s). The following regulations shall apply to such an event: [R] (Adopted: 1/10/92, Revised: 6/22/11)

(a) All awards must be approved by the institution and must be counted in the institution’s limit for institutional awards; and

(b) The organization may not recognize or provide awards to prospective student-athletes at the banquet.

16.1.3.5 Recognition by Professional Sports Organization. A student-athlete may accept a complimentary admission to a professional sports contest during which the student-athlete and/or collegiate team is
being recognized by the professional sports organization for extraordinary achievements. Further, it shall be permissible for the professional sports organization to promote this event to the general public. (Adopted: 1/9/06)

16.1.4 Purchase Restrictions.

16.1.4.1 Assignment of Normal Retail Value. Normal retail value shall be assigned as the value of an award when determining whether an award meets specified value limits, even when a member institution receives institutional awards from an athletics representative or organization free of charge or at a special reduced rate. Normal retail value is the cost to the institution that is based solely on volume and is available to all purchasers of a similar volume and that does not involve an obligation to make additional purchases to enable the supplier to recover the costs for the original purchase. (Adopted: 1/16/93)

16.1.4.2 Supplementary Purchase Arrangement. An institution may not enter into a supplementary purchase arrangement with an awards supplier whereby the supplier agrees to sell an award (e.g., a watch or ring) at a price below the maximum amount specified by NCAA legislation with the understanding that the institution will make additional purchases of other unrelated items to enable the supplier to recover the costs for the original purchase. Such an arrangement would exceed the specific value limitations placed on permissible awards. [R] (Revised: 6/22/11)

16.1.4.3 Combining Values. An institution may not combine the value limits of awards given in a sport during the same season, or given to athletes who participate in more than one sport, to provide an award more expensive than permissible under separate application to some or all of its participating student-athletes. [R] (Revised: 6/22/11)

16.1.4.4 Student Contribution to Purchase. The value of an award may not exceed specified value limits, and a student-athlete may not contribute to its purchase in order to meet those limits. [R] (Revised: 6/22/11)

16.1.5 Awards Banquets.

(a) Institutional. An institution may conduct awards banquets to commemorate the athletics and/or academic accomplishments of its student-athletes. (Revised: 1/9/96 effective 8/1/96, 1/12/04)

(b) Booster Club Recognition Banquet. One time per year, an institution’s athletics booster club may finance an intercollegiate team’s transportation expenses to a recognition banquet, provided all expenses are paid through the institution’s athletics department, the location of the event is not more than 100 miles from the campus, and no tangible award is provided to members of the team. [R] (Revised: 1/12/04, 6/22/11)

16.1.6 Expenses to Receive Noninstitutional Awards. A conference, an institution, the U.S. Olympic Committee (or the international equivalent), a national governing body or the awarding agency may provide actual and necessary expenses for a student-athlete to receive a noninstitutional award or recognition for athletics or academic accomplishments. The conference, institution and other permissible entities may also provide actual and necessary expenses for up to two of the student-athlete’s relatives or legal guardians to attend the recognition event or awards presentation. [R] (Revised: 1/18/14 effective 8/1/14)

16.2 Complimentary Admissions and Ticket Benefits.

16.2.1 Permissible Procedures.

16.2.1.1 Institutional Contests in the Student-Athlete’s Sport. An institution may provide four complimentary admissions per home or away contest to a student-athlete in the sport in which the individual participates (either practices or competes), regardless of whether the student-athlete competes in the contest.

16.2.1.1.1 Partial Qualifier. An institution may provide a partial qualifier with four complimentary admissions per home contest in the sport in which the individual participates. (Adopted: 3/19/97)

16.2.1.1.2 Exception—NCAA Championships and Bowl Games. An institution may provide each student-athlete who participates in or is a member of a team participating in an NCAA championship or bowl game with six complimentary admissions to all contests at the site at which the student (or team) participates. (Adopted: 1/9/96 effective 8/1/96)

16.2.1.1.3 Tournaments. Complimentary admissions may be provided to members of the institution’s team for all contests in a tournament in which the team is participating, rather than only for the games in which the institution’s team participates. However, the contests must be at the site at which the institution’s team participates.

16.2.1.2 General Regulations. Complimentary admissions shall be distributed only to persons designated by the student-athlete who have identified themselves and signed a receipt therefore. A violation of this administrative procedure shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete’s eligibility. The student-athlete’s eligibility shall be affected by involvement in action contrary to the provisions of Bylaws 16.2.1.1 and 16.2.2 (e.g., receipt of more than the permissible four complimentary admissions or the sale or exchange of a complimentary admission for any item of value). (Revised: 10/23/07)
16.2.1.2.1 **PartialQualifier or Nonqualifier.** A partial qualifier or nonqualifier (per Bylaws 14.02.10.2 and 14.02.10.3) may receive a complimentary admission to all of the institution’s regular-season home intercollegiate athletics contests during the first academic year of residence.

16.2.1.3 **Institution’s Home Contests in Other Sports.** An institution may provide admission for each student-athlete to all of the institution’s regular-season home intercollegiate athletics contests in sports other than that in which the student-athlete is a participant, via a printed student-athlete pass or gate list. Proof of identity shall be required upon admission. [R] (Revised: 6/22/11)

16.2.1.3.1 **Exception—Recognition of Student-Athlete.** An institution may provide complimentary admissions (as determined by the institution) to individuals designated by a student-athlete who is being recognized during an institution’s regular-season intercollegiate athletics contest in a sport other than that in which the student-athlete participates. [R] (Adopted: 1/9/06, Revised: 6/22/11, 10/19/15)

16.2.2 **Nonpermissible Procedures.**

16.2.2.1 **Sale of Complimentary Admissions.** A student-athlete may not receive payment from any source for his or her complimentary admissions and may not exchange or assign them for any item of value.

16.2.2.2 **Payment to Third Party.** Individuals designated by the student-athlete to receive complimentary admissions are not permitted to receive any type of payment for these admissions or to exchange or assign them for any item of value. Receipt of payment for complimentary admissions by such designated individuals is prohibited and considered an extra benefit. [R] (Revised: 6/22/11)

16.2.2.3 **Student-Athlete Ticket Purchases.** An institution may not provide a special arrangement to sell a student-athlete ticket(s) to an athletics event. Tickets shall be available for purchase by student-athletes according to the same purchasing procedures used for other students. [R] (Revised: 6/22/11)

16.2.2.4 **Sale Above Face Value.** A student-athlete may not purchase tickets for an athletics contest from the institution and then sell the tickets at a price greater than their face value. [R] (Revised: 6/22/11)

16.3 **Academic and Other Support Services.**

16.3.1 **Permissible.** A member institution may finance academic and other support services that the institution, at its discretion, determines to be appropriate and necessary for the academic success of its student-athletes, including, but not limited to, the following: (Revised: 1/12/04 effective 8/1/04, 1/10/05)

(a) Tutoring expenses;

(b) On-campus student development and career counseling (including the provision of related materials of little or no commercial value to student-athletes) using outside resources; (Revised: 1/10/95)

(c) Future professional sports career counseling from a panel appointed by the institution’s president or chancellor (or his or her designated representative from outside the athletics department). (See Bylaws 11.1.4.1 and 12.3.4); (Revised: 1/12/04, 10/3/05)

(d) Actual and necessary expenses to attend proceedings conducted by the institution, its athletics conference or the NCAA that relate to the student-athlete’s eligibility to participate in intercollegiate athletics or legal proceedings that result from the student-athlete’s involvement in athletics practice or competitive events. The cost of legal representation in such proceedings also may be provided by the institution (or a representative of its athletics interests);

(e) Cost of a field trip, provided the field trip is required of all students in the course; (Revised: 1/12/04)

(f) Organized day planners that are nonelectronic; and (Revised: 1/14/02, 1/10/05)

(g) Required course-related supplies, as specified in Bylaw 15.3.2.3.

16.3.1.1 **Exception—Use of Computers.** [R] A student-athlete shall use institutionally owned computers only on a check-out and retrieval basis. (Adopted: 5/6/04 effective 8/1/04, Revised: 1/10/05, 7/23/13)

16.4 **Medical Expenses.**

An institution, conference or the NCAA may provide medical and related expenses and services to a student-athlete. (Revised: 1/17/13)

16.5 **Housing and Meals.**

16.5.1 **Permissible.** Identified housing and meal benefits incidental to a student’s participation in intercollegiate athletics that may be financed by the institution are: [R] (Revised: 6/22/11)

(a) **Summer-Dormitory Rentals.** An institution may rent, at the regular institutional rate, dormitory space to a prospective or enrolled student-athlete during the summer months if it is the institution’s policy to make dormitory space available on the same basis to all prospective or enrolled students (see Bylaw 15.3.2.2.4 for permissible housing benefits for student-athletes eligible to receive financial aid while attending summer school).
### FIGURE 16-1
Participation Awards [R]

<table>
<thead>
<tr>
<th>Type of Award</th>
<th>Maximum Value of Award</th>
<th>Number of Times Award May Be Received</th>
<th>Permissible Awarding Agencies</th>
<th>Maximum Number of Permissible Awarding Agencies</th>
</tr>
</thead>
<tbody>
<tr>
<td>Annual Participation — Underclassmen</td>
<td>$175</td>
<td>Once per year per sport</td>
<td>Institution</td>
<td>1</td>
</tr>
<tr>
<td>Annual Participation — Senior</td>
<td>$325</td>
<td>Once per year per sport</td>
<td>Institution</td>
<td>1</td>
</tr>
<tr>
<td>Senior Scholar-Athlete Award</td>
<td>$150 (tangible item)</td>
<td>Once per year to two graduating seniors</td>
<td>Institution</td>
<td>1</td>
</tr>
<tr>
<td>Special Event Participation</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>• Participation in postseason</td>
<td>$325</td>
<td>Once event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>conference championship contest or</td>
<td></td>
<td></td>
<td>Management of event (may</td>
<td></td>
</tr>
<tr>
<td>tournament</td>
<td></td>
<td></td>
<td>include conference office)</td>
<td></td>
</tr>
<tr>
<td>• Participation in postseason NCAA</td>
<td>Institution — $325</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>championship contest or tournament</td>
<td>NCAA — No limit</td>
<td></td>
<td>NCAA</td>
<td></td>
</tr>
<tr>
<td>• Participation in all-star game or</td>
<td>$350**</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>postseason bowl</td>
<td></td>
<td></td>
<td>Management of event</td>
<td></td>
</tr>
<tr>
<td>• Participation in other established</td>
<td>$350**</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>meets, tournaments and featured</td>
<td></td>
<td></td>
<td>Management of event</td>
<td></td>
</tr>
<tr>
<td>individual competition</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* The combined value of all awards received for participation in this type of event from the institution and the management of the event may not exceed $325.  
** Each permissible awarding agency is subject to a separate $350 limit per award.

### FIGURE 16-2
Championship Awards [R]

<table>
<thead>
<tr>
<th>Type of Award</th>
<th>Maximum Value of Award</th>
<th>Number of Times Award May Be Received</th>
<th>Permissible Awarding Agencies</th>
<th>Maximum Number of Permissible Awarding Agencies</th>
</tr>
</thead>
<tbody>
<tr>
<td>National Championship conducted by NCAA</td>
<td>$415*</td>
<td>Once per championship</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>National Championship not conducted by</td>
<td>$415*</td>
<td>Once per championship</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>NCAA***</td>
<td></td>
<td></td>
<td>Conference</td>
<td></td>
</tr>
<tr>
<td>Conference Championship — regular season</td>
<td>$325#</td>
<td>Once per championship</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>Conference Championship — postseason</td>
<td>$325#</td>
<td>Once per championship</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>contest or tournament</td>
<td></td>
<td></td>
<td>Conference</td>
<td></td>
</tr>
</tbody>
</table>

* Each permissible awarding agency is subject to a separate $415 limit per award.  
** Award may be provided by another organization recognized by the institution or conference to act in its place.  
*** Applies only to sports or classification divisions in which the NCAA does not conduct championships. Teams must be designated as a “national champion” by a national wire-service poll or the national coaches association in that sport.  
# The combined value of both awards shall not exceed $325 if same institution wins conference regular-season and postseason championships.
FIGURE 16-3
Special Achievement Awards [R]

<table>
<thead>
<tr>
<th>Type of Award</th>
<th>Maximum Value of Award</th>
<th>Number of Times Award May Be Received</th>
<th>Permissible Awarding Agencies</th>
<th>Maximum Number of Permissible Awarding Agencies</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special attainments or contribution to team’s season (e.g., scholar-athlete, most improved player, most minutes played, most valuable player)</td>
<td>$175</td>
<td>Once per category of award per year</td>
<td>Institution • Conference</td>
<td>2</td>
</tr>
<tr>
<td>Most valuable player — special event*</td>
<td>$325**</td>
<td>Once per event</td>
<td>Institution • Conference • Organization approved by institution or conference</td>
<td>Unlimited</td>
</tr>
<tr>
<td>Most valuable player — bowl game or all-star contest</td>
<td>$350</td>
<td>Once per event</td>
<td>Sponsoring entity of all-star contest or postseason bowl</td>
<td>1</td>
</tr>
<tr>
<td>Established regional/national recognition awards (e.g., Wade Trophy, Heisman Trophy, Conference academic award)</td>
<td>$325</td>
<td>Once per year per award</td>
<td>Management of award program</td>
<td>1</td>
</tr>
<tr>
<td>Trophy recognizing established national award</td>
<td>Unlimited</td>
<td>Once per year</td>
<td>Management of award program</td>
<td>1</td>
</tr>
<tr>
<td>Specialized performance in single contest or during limited time period (e.g., player of the game, player of the week)</td>
<td>$80 (certificate, medal or plaque only)</td>
<td>Unlimited</td>
<td>Conference • Outside organization (e.g., local business)</td>
<td>Unlimited</td>
</tr>
<tr>
<td>Hometown award</td>
<td>$80</td>
<td>Unlimited</td>
<td>Group (other than institution’s booster club) located in the student-athlete’s home town</td>
<td>Unlimited, other than institution’s booster club</td>
</tr>
<tr>
<td>Recognition of a student-athlete for community engagement achievements</td>
<td>$80</td>
<td>Unlimited</td>
<td>Institution • Organization/Entity in the institution’s community</td>
<td>Unlimited</td>
</tr>
<tr>
<td>Conference student-athlete of the year award</td>
<td>$350</td>
<td>Once per year for one male student-athlete and one female student-athlete</td>
<td>Conference</td>
<td>1</td>
</tr>
<tr>
<td>Conference scholar-athlete of the year award</td>
<td>$350</td>
<td>Once per year for one male student-athlete and one female student-athlete</td>
<td>Conference</td>
<td>1</td>
</tr>
</tbody>
</table>

* The award recipient must be selected by a recognized organization approved by a member institution or conference.

** Each permissible awarding agency is subject to a separate $325 limit per award. Each awarding agency may provide only a single award for each event to each student-athlete.
Issue:

Whether the NCAA Division II Legislation Committee should issue an interpretation clarifying whether participation in an alumni contest triggers the definition of intercollegiate competition and whether it is permissible for ineligible student-athletes to participate. In addition, whether the committee should issue an interpretation clarifying that participation in midnight madness scrimmages between two teams from the same institution constitutes outside competition.

Background and Analysis:

NCAA staff has received many questions about whether it is permissible for an ineligible student-athlete to participate in an alumni contest and inconsistent guidance has been provided over time. Staff has consistently indicated that it is not permissible for a nonqualifier to participate in alumni contests due to the initial-eligibility legislation and restrictions on the activities of nonqualifiers during the first year of enrollment. In recent years, staff has been more flexible in providing guidance that it is permissible for other ineligible student-athletes to participate in alumni contests (e.g., student-athletes serving a transfer year in residence, student-athletes not meeting progress-toward-degree requirements and partial qualifiers).

The rationale that has been provided with the flexible response is that participation in an alumni game does not trigger NCAA Bylaw 14.02.7 (intercollegiate competition). In addition, Bylaw 14.2.4.1.3 (alumni game, fundraising activity or celebrity sports activity) permits a student-athlete to participate in one alumni game, fundraising activity or celebrity sports activity each year without that participation constituting the use of a season of competition. It has also been noted that the purpose of alumni contests is to engage alumni and the community, not to gain a competitive advantage.

Despite the guidance that has been provided, Bylaw 17.02.10 (outside competition) clearly indicates that competition against an alumni team would constitute outside competition. Bylaw 14.02.7 notes that intercollegiate competition occurs any time a student-athlete represents the institution in any contest against outside competition. Staff is requesting that the committee consider the issue and consider issuing an interpretation to clearly outline whether it is permissible for ineligible student-athletes to participate in alumni contests.

In addition to receiving questions about alumni contests, staff has received questions about whether it is permissible for an ineligible student-athlete to participate in a midnight madness scrimmage between a men’s and women’s basketball team from the same institution. Staff provided a restrictive response indicating that scrimmage between two teams from the same institution would constitute outside competition and that the participation of ineligible student-athletes would not be permissible. Staff is requesting that the committee consider the guidance it provided to determine whether it is appropriate. Specifically, the staff is interested in receiving
feedback as to whether such scrimmages are a common occurrence. If so, are institutions appropriately counting such contests as exempted scrimmages?

Conclusions:

1. The Legislation Committee **recommends** issuing an interpretation clarifying whether participation in an alumni contest triggers the definition of intercollegiate competition and whether it is permissible for ineligible student-athletes to participate. In addition, the committee **recommends** issuing an interpretation clarifying that participation in midnight madness scrimmages between two teams from the same institution constitutes outside competition.

2. The Legislation Committee **recommends** issuing an interpretation clarifying whether participation in an alumni contest triggers the definition of intercollegiate competition and whether it is permissible for ineligible student-athletes to participate, but **does not recommend** issuing an interpretation about midnight madness scrimmages.

3. The Legislation Committee **does not recommend** issuing an interpretation regarding alumni contests, but **recommends** issuing an interpretation clarifying that participation in midnight madness scrimmages between two teams from the same institution constitutes outside competition.

4. The Legislation Committee **does not recommend** issuing any interpretations regarding alumni games or midnight madness scrimmages.

Associated References:

**Division II Legislation**

**14.02.7 Intercollegiate Competition.** Intercollegiate competition occurs when a student-athlete in either a two-year or a four-year collegiate institution:

(a) Represents the institution in any contest against outside competition, regardless of how the competition is classified (e.g., scrimmage, exhibition or joint practice session with another institution's team) or whether the student is enrolled in a minimum full-time program of studies;

(b) Competes in the uniform of the institution or, during the academic year, uses any apparel (excluding apparel no longer used by the institution) received from the institution that includes institutional identification (see Bylaw 16.11.1.5 for regulations governing the use of equipment during the summer);
(c) Competes and receives expenses (e.g., transportation, meals, room or entry fees) from the institution for the competition; or

(d) Competes in outside competition as a member of a club team at a two-year or four-year collegiate institution, provided the institution sponsors the sport on the varsity level.

14.2.4.1.3 Alumni Game, Fundraising Activity or Celebrity Sports Activity. A student-athlete may engage in outside competition in either one alumni game, one fundraising activity or one celebrity sports activity during a season without counting such competition as a season of competition, provided the event is exempted from the institution's maximum number of contests or dates of competition as permitted in the particular sport per Bylaw 17.

17.02.10 Outside Competition. Outside competition is athletics competition against any other outside athletics team (including an alumni team) that does not represent the intercollegiate athletics program of the same institution.

Division II Interpretations

Calculating an Alumni Match for Hardship Purposes (I/II)

Division: II
Date Issued: December 04, 2002
Date Published: December 04, 2002
Item Ref: a

Interpretation: The membership services staff confirmed that a bona fide match between enrolled student-athletes and alumni in a competitive structure would constitute outside competition and, therefore, would be included in both the numerator and denominator for purposes of the hardship waiver. [References: NCAA Division I Bylaw 14.2.4 (hardship waiver) and Division II Bylaw 14.2.5 (hardship waiver); 04/14/89 staff interpretation, item c; and 09/27/91 staff confirmation, item c, which has been archived.]

Alumna or Alumnus Participating in Occasional Practice Session with Former Institution's Team (II)

Division: II
Date Issued: February 07, 2011
Date Published: March 16, 2011
Item Ref: 3

Interpretation:
The Interpretations Subcommittee of the NCAA Division II 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. Such participation does not equate to outside competition or the creation of an outside team. In addition, the alumna or alumnus does not have to be enrolled full time at the institution. [References: NCAA Bylaws 14.1.8.1 (requirement for practice), 17.02.10 (outside competition) and 17.02.11 (outside team) and an official interpretation (12/3/92, Item No. 3), which has been archived]

**Division II Educational Columns**

**Outside competition**

Division: II  
Date Issued: September 10, 1984  
Date Published: September 10, 1984  
Item Ref: Column 19 #1  
Archive Info: Archived Before Sept 2000

Educational Column:

Outside competition

In those sports having a limitation on the number of contests (games or scrimmages) with outside competition under the provisions of Bylaw 3-3-(a), "outside competition" would include competition against any team composed of one or more individuals who are not members of the institution's intercollegiate team in that sport. Accordingly, any game or scrimmage against such an outside team would be a countable contest unless specifically exempted under the provisions of Bylaw 3. For example, in the sport of basketball, a practice or scrimmage against student-athletes who are enrolled at the member institution but who are not members of the intercollegiate squad must be counted against the permissible number of contests in basketball.
Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 16.8.1 to specify that it is permissible for eligible student-athletes in individual sports to travel to NCAA Division II championship events to serve as practice partners for qualifying participants.

Background and Analysis:

In June 2014, the Legislation Committee issued an official interpretation to clarify that student-athletes not eligible for competition may not receive expenses for or participate in practice sessions associated with away-from-home competition even if the student-athlete pays his or her own expenses to travel to the site of the away-from-home competition.

NCAA staff has received several questions regarding whether eligible but nonqualifying student-athletes in the sport of wrestling can travel and serve as practice partners for student-athletes participating at Division II championship events. Student-athletes participating in wrestling championships require practice partners during warm-up activities. Due to the wide-ranging weight classes of qualifying student-athletes, appropriate practice partners permitted to attend the championship from the same institution are often unsuitable or unavailable. In individual sports, institutions may not provide travel expenses for a student-athlete to attend the championship if they have not satisfied applicable qualifying standards to be eligible for competition.

The committee is asked to consider whether the current legislation should be amended.

Questions to Consider:

1. In individual sports, should eligible student-athletes who did not qualify for a championship event be permitted to travel and receive expenses to the site of competition to serve as a practice partner for qualifying student-athletes?

2. Would such a legislative change create an additional administrative burden?

3. Are there any unintended consequences of such a legislative change?

Conclusions:

1. The Legislation Committee recommends that the NCAA Division II Management Council sponsor noncontroversial legislation to amend Bylaw 16.8.1 to permit eligible student-athletes in individual sports, to receive expenses to travel and serve as practice partners for qualifying student-athletes participating in NCAA championship events.
2. The Legislation Committee **does not recommend** that a noncontroversial legislation be sponsored.

Associated References:

**Division II Bylaws**

**Bylaw 16.8.1 – Permissible.** An institution, conference or the NCAA may provide actual and necessary expenses to a student-athlete to represent the institution in practice and competition (including expenses for activities/travel that are incidental to practice or competition). In order to receive competition-related expenses, the student-athlete must be eligible for competition. [D] (Revised: 1/17/15 effective 8/1/15)

**Bylaw 17.1.7 – General Regulations for Computing Playing Seasons Applicable to All Sports.**

(a) **NCAA, NCCAA or NAIA Championships Participation in Team Sports.** Neither practice for nor participation in any NCAA, NCCAA or NAIA championship event (including play-in contests conducted before NCAA championships) is considered part of the institution's declared playing season. A member institution that has reason to believe it is under consideration for selection to participate in an NCAA, NCCAA or NAIA championship event may continue to practice (but may not compete against outside competition) beyond its last regular-season contest, including the conference championship (if any), without counting such practice against the institution's declared playing-season limitation, until it is determined by the appropriate committee whether the institution will be selected to participate in the championship competition. A member institution may engage in regular-season competition between its conference championship and NCAA championship selection, provided the institution has time remaining in its declared playing season and the institution has not participated in the maximum number of contests or dates of competition. An institution that is not selected to participate in the championship or an institution that is eliminated from the championship may not continue to practice or compete; (Revised: 4/27/06, 7/20/10, 10/16/12)

(b) **NCAA Championships Participation in Individual Sports.** Only appropriate squad members considered necessary for effective practice by the individual(s) preparing for the NCAA championships may continue to practice without counting such practice against the institution's declared playing-season limitation. An individual or a member institution's team in an individual sport may engage in regular-season competition between its conference championship and NCAA championship selection, provided the institution has time remaining in its declared playing season and the institution has not participated in the maximum number of contests or dates of competition. An individual who is not selected to participate in the championship or an individual who is eliminated from the championship, and the squad
member(s) considered necessary for effective practice by the individual(s) preparing for the
NCAA championships, may not continue to practice or compete (see Bylaw 17.1.6.2.7 for
application to alternate playing seasons in golf and tennis); (Revised: 1/17/09, 7/20/10,
10/16/12)

(1) Exception – PGA Minority Collegiate Golf Championship. An individual golf
student-athlete or a member institution's golf team may participate in the PGA Minority
Collegiate Golf Championship after NCAA championship selection has occurred provided
the student-athlete and/or the institution has not yet participated in the maximum number of
contests or dates of competition permissible per Bylaw 17. (Adopted: 1/15/14)

(c) Post-NCAA Championships Participation. Following the conclusion of an NCAA (or
NAIA) championship in a sport, an institution may resume practice and/or competition in the
sport, provided it is continuing its permissible playing season in the sport and provided the
activity occurs during the academic year. An institution in the joint-declaration program may
participate in the championship for which the institution declared, even when the championship
occurs outside the permissible NCAA playing season. Institutions in the joint-declaration
program must abide by all other NCAA regulations for all sports, including the length of the
playing season (see Bylaw 31.2.1.4); (Revised: 10/18/11)

(d) Conference Championships. Conference championships must be included within the
institution's playing season;

(e) Non-NCAA Postseason Championships Participation. Practice and/or competition in non-
NCAA (or non-NAIA) postseason championships (e.g., an invitational tournament scheduled
after a conference championship) must be counted against the institution's declared playing-
season limitation; except that practice and competition for one postseason championship in each
non-NCAA championship sport used for sports sponsorship purposes pursuant to
Bylaw 20.10.3.1.1, practice and competition for one recognized national intercollegiate
championship event in an emerging sport for women pursuant to Bylaw 20.03 and practice for
and competition in the USA Gymnastics Collegiate National Championship are exempt from the
institution's declared playing-season limitation; and (Revised: 1/16/93, 1/11/94, 1/12/99, 1/10/05,
4/12/11)

(f) Foreign Tours. Participation by a member institution on a certified foreign tour (see
Bylaw 17.29) need not be included within the institution's declared playing-season limitation in
the sport.
**Division II Interpretations**

**Participation of Ineligible Student-Athletes in Activities Related to Away-From-Home Contests (II)**

**Date Issued:** June 19, 2014  
**Date Published:** July 7, 2014  
**Item Ref:** 17

**Interpretation:**

The Division II Legislation Committee determined that a student-athlete who is not eligible for competition (e.g., transfer serving an academic year in residence, student-athlete not meeting progress-toward-degree requirements, partial qualifier) may not receive expenses for or participate in practice sessions associated with an away-from-home competition even if the student-athlete pays his or her own expenses to travel to the site of the away-from-home competition. [References: NCAA Division II Bylaws 14.3.2.1.1 (eligibility for aid, practice and competition), 14.5.4.2.3 (qualifiers and partial qualifiers), 14.5.5.1.1 (attendance for one academic year), 14.5.5.1.2 (attendance for less than one academic year), 16.8.1.1 (practice), 16.7.1.2 (competition while representing institution)]

**Expenses for Student-Athletes to Attend Championships (I/II/III)**

**Date Issued:** November 17, 2004  
**Date Published:** November 17, 2004  
**Item Ref:** 1a

**Interpretation:**

The membership services staff determined that it is permissible for an institution that is participating in an NCAA championship to provide expenses to attend the championship to any student-athlete who is eligible to represent the institution in intercollegiate competition, even if the student-athlete may not actually represent the institution in the championship due to a restriction on the number of student-athletes who may participate in the competition. Further, the staff confirmed that in individual sports, an institution may not provide travel expenses for a student-athlete to attend the championship if the student-athlete has not satisfied applicable qualifying standards necessary to be eligible for that competition. [References: NCAA Divisions I, II, and III Bylaw 16.8.1.2 (competition while representing institution); a 11/18/92 staff interpretation, item b, and a 11/11/94 staff interpretation, item a, which have been archived]
Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of legislation to permit a student-athlete to tryout with a professional team at any time following enrollment, provided the individual does not miss class.

Background and Analysis:

At the 2007 NCAA Convention, the membership adopted NCAA Proposal No. 2007-16 (amateurism - involvement with professional teams - tryout after enrollment) which permits a student-athlete to try out with a professional team at anytime outside the student-athlete's playing and practice season and to receive actual and necessary expenses from a professional sports organization, provided the tryout does not exceed 48 hours. Prior to the 2007 legislative change student-athletes were only permitted to participate in tryouts with a professional team over the summer. The rationale for the legislative change was the expansion of professional tryout opportunities for student-athletes.

In June of 2007 Division I adopted Proposal No. 2006-22 (amateurism -- involvement with professional teams -- tryout after enrollment -- receipt of expenses -- any time) which permits a student-athlete to participate in a tryout with a professional athletics team (or participate in a combine including that team) at any time, provided the individual does not miss class. The proposal also specified that an individual may receive actual and necessary expenses in conjunction with one 48-hour tryout per professional team (or a combine including that team) and that a self-financed tryout may be for any length of time.

The committee is being asked to review this issue to determine whether it is appropriate to recommend a legislative change to provide more flexibility regarding the timing of professional tryouts in Division II. Under current legislation a Division II student-athlete may only participate in a tryout with a professional athletics team outside the playing season, while a Division I student-athlete may participate in such a tryout at any time provided the individual does not miss class.

Conclusions:

1. The Legislation Committee recommends sponsorship of legislation to permit a student-athlete to tryout with a professional team at any time following enrollment, provided the individual does not miss class.

2. The Legislation Committee does not recommend sponsorship of legislation at amend Bylaw 12.2.1 (tryouts).
12.2.1 Tryouts

12.2.1.1 Tryout After Enrollment. A student-athlete may try out with a professional athletics team in a sport or permit a professional athletics team to conduct medical examinations at any time outside the student-athlete's playing and practice season. A student-athlete may receive actual and necessary expenses related to the tryout from a professional sports organization, provided the tryout does not exceed 48 hours. The 48-hour tryout period begins at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation.

12.2.1.2 Outside Competition Prohibited. During a tryout, an individual may not take part in any outside competition (games or scrimmages) as a representative of a professional team.

12.2.1.3 Professional Team Representative at College Practice. A tryout with a professional team is not considered to have occurred when a representative of a professional team visits a member institution during the academic year and evaluates a student-athlete while the institution is conducting a regular practice session, physical education class or off-season conditioning program session that includes physical activities (e.g., speed trials, agility tests, strength tests), provided these activities are normally a part of and take place during regular practice, class or conditioning sessions.

12.2.2 Practice Without Competition. Following initial full-time collegiate enrollment, an individual may participate in practice sessions conducted by a professional team, provided such participation meets the requirements of NCAA legislation governing tryouts with professional athletics teams (see Bylaw 12.2.1) and the individual does not:

(a) Receive any compensation for participation in the practice sessions;

(b) Enter into any contract or agreement with a professional team or sports organization; or

(c) Take part in any outside competition (games or scrimmages) as a representative of a professional team.
Division II Proposal

Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUT AFTER ENROLLMENT

Convention Year: 2007

Effective Date: August 1, 2007

SPOPL Number: 5

Official Notice Number: 2007-16

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

Category: Presidents Council

Topical Area: Amateurism

Status: Adopted

Intent: To permit a student-athlete to try out with a professional team at anytime outside the student-athlete's playing and practice season and to receive actual and necessary expenses from a professional sports organization, provided the tryout does not exceed 48 hours.

Bylaws: Amend 12.2.1, page 62, as follows:

"12.2.1 Tryouts

"12.2.1.1 Tryout after Enrollment. A student-athlete shall not may try out with a professional athletics team in a sport or permit a professional athletics team to conduct medical examinations during any part of the academic year (i.e., from the beginning of the fall term through the completion of the spring term, including any intervening vacation period) while enrolled in a collegiate institution as a regular student in at least a minimum full-time academic load, unless the student-athlete has exhausted eligibility in that sport. The student-athlete may try out with a professional organization in a sport during the summer or during the academic year while not a full-time student provided the student-athlete does not receive any form of expenses or other compensation from the professional organization. At anytime outside the student-athlete's playing and practice season. A student-athlete may receive actual and necessary expenses related to the tryout from a professional sports organization, provided the tryout does not exceed 48 hours.

"12.2.1.1.1 Medical-Examination Exception. A single scouting bureau recognized by a professional league is permitted to conduct one medical examination per student-athlete during the academic year, without jeopardizing the student-athlete's eligibility in that sport, provided the examination does not occur off campus."

[Roll Call]
Rationale: This proposal expands the professional tryout opportunities available to student-athletes. This proposal will permit a student-athlete to have the benefit of a tryout during a larger portion of the academic year and will allow a student-athlete to receive actual and necessary expenses related to the tryout from a professional sports organization. This proposal will bring greater consistency to permissible tryout expenses regardless of whether the tryout occurs before or after the individual's initial full-time collegiate enrollment.

Review History:

March 28, 2006: Recommends Approval - Legislation Committee
April 11, 2006: Approved in Concept - Management Council 1st Review
April 27, 2006: Approved in Concept - Presidents Council 1st Review
July 18, 2006: Approved in Legislative Format - Management Council 2nd Review
August 3, 2006: Approved in Legislative Format - Presidents Council 2nd Review
August 30, 2006: Approved in Legislative Format - Administrative Subcommittee Review

Division I Proposal

Proposal Number: 2006-22

Title: AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUT AFTER ENROLLMENT -- RECEIPT OF EXPENSES -- ANY TIME

Intent: To specify that, after initial full-time collegiate enrollment, an individual who has eligibility remaining may try out with a professional athletics team (or participate in a combine including that team) at any time, provided the individual does not miss class; further, to specify that an individual may receive actual and necessary expenses in conjunction with one 48-hour tryout per professional team (or a combine including that team) and that a self-financed tryout may be for any length of time.

Bylaws: Amend 12.2.1.2, as follows:

"12.2.1.2 Tryout After Enrollment. A student athlete shall not try out with a professional athletics team in a sport or permit a professional athletics team to conduct medical examinations during any part of the academic year (i.e., from the beginning of the fall term through completion of the spring term, including any intervening vacation period) while enrolled in a collegiate institution as a regular student in at least a minimum full-time academic load, unless the student athlete has exhausted eligibility in that sport. The student athlete may try out with a professional organization in a sport during the summer or during the academic year while not a full-time student, provided the student athlete does not receive any form of expenses or other compensation from the professional organization. After initial full-time collegiate enrollment, an individual who has
eligibility remaining may try out with a professional athletics team (or participate in a combine including that team) at any time, provided the individual does not miss class. The individual may receive actual and necessary expenses in conjunction with one 48-hour tryout per professional team (or a combine including that team). The 48-hour tryout period shall begin at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation. A self-financed tryout may be for any length of time, provided the individual does not miss class.

"12.2.1.2.1 Medical Examination Exception. A single scouting bureau recognized by a professional league is permitted to conduct one medical examination per student-athlete during the academic year without jeopardizing the student-athlete's eligibility in that sport, provided the examination does not occur off campus.

"12.2.1.2.2 Exception for Predraft Basketball Camp. In basketball, during the summer or during the academic year while not a full-time student, a student-athlete may accept actual and necessary travel, and room and board expenses from a professional sports organization to attend that organization's predraft basketball camp regardless of the duration of the camp. [See Bylaws 14.7.3.2-(e) and 16.10.1.9 for more information on predraft basketball camps.]

[12.2.1.3 through 12.2.1.4 renumbered as 12.2.1.2 through 12.2.1.3, unchanged.]

Source: NCAA Division I Academic/Eligibility/Compliance Cabinet (Subcommittee on Agents and Amateurism)

Effective Date: August 1, 2007

Category: Amendment

Topical Area: Amateurism

Rationale: Permitting a professional team to pay for a student-athlete's actual and necessary expenses associated with a tryout will provide more opportunities for student-athletes who may not be able to afford to pay their own expenses. In addition, this proposal will reduce the pressure on student-athletes to seek funding for these opportunities from impermissible outside sources that jeopardize their eligibility if they wish to return to participation in intercollegiate athletics. Student-athletes should be afforded the same opportunities to try out with professional athletics teams as prospective student-athletes enjoy prior to collegiate enrollment. By stipulating that no classes may be missed due to tryout activities, concerns regarding the effect of tryouts on a team's Academic Progress Rate will be addressed. Without the missed class time provision, student-athletes could engage in numerous tryouts that would result in substantial time away from campus. This proposal permits an individual to try out with a professional team (or participate in a combine including that team) and
receive not more than actual and necessary expenses on one occasion prior to collegiate enrollment and on one occasion after initial collegiate enrollment.

**Budget Impact:** None.

**Impact on Student-Athlete's Time (Academic and/or Athletics):** None.

**Position Statement(s)**
- **Football Issues Committee:** The committee opposes the proposal. The committee noted that reliable information regarding draft status/likelihood is already available from the NFL and that additional tryout opportunities are not necessary in the sport of football.

- **Student-Athlete Reinstatement Committee:** The committee supports the proposal with the modification to specify that the tryouts and expenses are permissible, provided the individual does not miss class. (See History Section).

**History**
- **Jun 15, 2006:** Submit; Submitted for consideration.

- **Jun 16, 2006:** Academic/Eligibility/Compliance Cabinet, Sponsored

- **Aug 31, 2006:** Student-Athlete Reinstatement Committee, Recommends Defeat; The committee recommends that the sponsor modify the proposal to include no missed class time or a maximum number of tryouts that may occur. The committee generally supports the concept of the proposal and the desire to expand the legislation to allow for a professional athletics team to provide not more than one expense-paid visit from each professional team, provided the visit does not exceed 48 hours. The reinstatement staff and committee have processed cases over the past several years involving situations where the professional team paid for the tryout. In examining those cases, the committee agrees that expanding the legislation to allow for such an expense to be provided is in the best interest of the student-athletes. However, the committee believes some parameters should be set on the provision of the expenses to provide some protection from possible abuses.

- **Sep 05, 2006:** Football Issues Committee, Recommends Defeat; See position statement.

- **Sep 08, 2006:** Academic/Eligibility/Compliance Cabinet; Modified the proposal to specify that subsequent to initial full-time collegiate enrollment, an individual may try out with a professional athletics team in a sport and receive not more than one expense paid tryout from each professional team (or for participation in a combine including that team), provided: (1) The individual does not miss class; (2) Any payment or compensation in connection with the tryout may not exceed actual and necessary expenses; and (3) Expenses may only be provided for a period of 48 hours.

- **Jan 07, 2007:** Mgmt Council 1st Review, Forwarded for Membership Comment

- **Jan 09, 2007:** Comment Period; Start of Comment Period
Mar 09, 2007: Comment Period; End of Comment Period; (Official Comment Totals: Support = 22, Oppose = 2, Abstain = 1)

Apr 16, 2007: Mgmt Council 2nd Review, Approved - (Yea=32, Nay=16, Abstain=0, Not Present=0)

Apr 26, 2007: Adopted, Pending Possible Board Review, Adopted

Apr 27, 2007: Adopted, Override Period; Start of Override Period

Jun 25, 2007: Adopted, Override Period; End of Override Period

Jun 25, 2007: Adopted; Adopted - Final
NCAA Bylaws 12.2.1 and 14.7 – Amateurism – Outside Competition – Participation in Professional Scout Days Organized by a Member Institution or Conference

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of Convention legislation to permit a student-athlete to participate in professional scout days during the playing season that are organized by a member institution or conference and include current student-athletes from multiple institutions.

Background and Analysis:

Staff has recently received a number of interpretive requests from member conferences inquiring about the permissibility of conducting "scout days" for current student-athletes from multiple institutions during the playing season. Current legislation does not permit an institution to conduct a "scout day" for student-athletes from multiple institutions during the playing season as that would trigger intercollegiate competition and/or concerns with joint practices. In addition, during the playing season an institution cannot arrange for a scout day that is conducted by scouts and not by institutional personnel in order to get around the outside competition issue because that event would then become a professional tryout and professional tryouts are not permitted during the playing season.

The committee is being asked to review this issue because it has been raised by multiple conferences. The involved conferences believe that permitting scout days to occur will enhance the likelihood that Division II student-athletes will have the opportunity to compete professionally. Specifically, they believe that scout days including student-athletes from multiple institutions are more attractive to scouts because of the opportunity to see more talent in one location instead of traveling to individual team practices to observe.

Conclusions:

1. The Legislation Committee recommends sponsorship of Convention legislation to permit a student-athlete to participate in professional scout days during the playing season that are organized by a member institution or conference and include current student-athletes from multiple institutions.

2. The Legislation Committee does not recommend sponsorship of convention legislation.
12.2.1 Tryouts

12.2.1.1 Tryout After Enrollment. A student-athlete may try out with a professional athletics team in a sport or permit a professional athletics team to conduct medical examinations at any time outside the student-athlete's playing and practice season. A student-athlete may receive actual and necessary expenses related to the tryout from a professional sports organization, provided the tryout does not exceed 48 hours. The 48-hour tryout period begins at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation.

12.2.1.2 Outside Competition Prohibited. During a tryout, an individual may not take part in any outside competition (games or scrimmages) as a representative of a professional team.

12.2.1.3 Professional Team Representative at College Practice. A tryout with a professional team is not considered to have occurred when a representative of a professional team visits a member institution during the academic year and evaluates a student-athlete while the institution is conducting a regular practice session, physical education class or off-season conditioning program session that includes physical activities (e.g., speed trials, agility tests, strength tests), provided these activities are normally a part of and take place during regular practice, class or conditioning sessions.

14.7.1 Outside Competition, Sports Other Than Basketball. A student-athlete becomes ineligible for intercollegiate competition in his or her sport (other than basketball) if, after enrollment in college and during any year in which the student-athlete is a member of an intercollegiate squad or team, he or she competes or has competed as a member of any outside team in any noncollegiate, amateur competition (e.g., tournament play, exhibition games or other activity) during the institution's intercollegiate season in the sport (see Bylaw 14.7.5 for exceptions) until eligibility is restored by the Committee on Student-Athlete Reinstatement.
NCAA Bylaw 13.6.2.1 -- Recruiting -- Official (Paid Visit) -- Requirements for Official Visit -- High School or Preparatory School Prospective Student-Athlete -- Exception for High School Prospective Student-Athlete With a Final Academic Certification

Issue:

Whether Division II institutions should be permitted to provide a high school prospective student-athlete who has received a final academic certification from the NCAA Eligibility Center with an official visit without obtaining a current high school transcript.

Background and Analysis:

Current legislation permits institutions to provide a high school prospective student-athlete with a National Letter of Intent (NLI) or written offer of athletically related financial aid without having received a current high school transcript provided the prospective student-athlete has received a final academic certification from the Eligibility Center. The intent of requiring a current high school transcript is for the institution to be able to properly assess the academic standing of the prospective student-athlete before offering a NLI or athletics aid. NCAA Division II Proposal No. NC-2010-5 (recruiting -- Letter of Intent programs, financial aid agreements -- transcript prior to National Letter of Intent or written offer of athletically related financial aid -- exception -- high school prospective student-athlete with a final academic certification) sought to reduce bureaucracy for institutions in those instances where the academic standing of the prospective student-athlete had already been determined. Since the intent of the requirements for official visit legislation is also to assist in evaluating the prospective student-athlete's academic record, staff is bringing this issue to the NCAA Division II Legislation Committee for consideration of a possible similar exception for official visits.

Conclusions:

1. The Legislation Committee recommends that the NCAA Division II Management Council sponsor noncontroversial legislation to amend NCAA Bylaw 13.6.2.1 to permit institutions to provide an official visit to a high school prospective student-athlete without having received a current high school transcript provided the prospective student-athlete's final academic certification has been issued by the Eligibility Center.

2. The Legislation Committee does not recommend that the Management Council sponsor noncontroversial legislation to amend Bylaw 13.6.2.1 to permit institutions to provide an official visit to a high school prospective student-athlete without having received a current high school transcript provided the prospective student-athlete's final academic certification has been issued by the Eligibility Center.
Associated References:

**Division II Bylaws**

13.6.2 Requirements for Official Visit.

13.6.2.1 High School or Preparatory School Prospective Student-Athlete. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until he or she:

- (a) Presents the institution with a current high school or college-preparatory school transcript (official or unofficial);
- (b) Registers with the NCAA Eligibility Center; and
- (c) Is placed on the institution's institutional request list (IRL) with the NCAA Eligibility Center.

13.6.2.3 NCAA Eligibility Center. A prospective student-athlete's fulfillment of the academic requirements for an official visit may be certified through use of information on file at the NCAA Eligibility Center, as approved by the Board of Governors.

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

13.9.2.1 Exception - High School Prospective Student-Athlete With a Final Academic Certification. An institution may provide a high school prospective student-athlete with a National Letter of Intent or written offer of athletically related financial aid without having received a current high school transcript, provided the prospective student-athlete's final academic certification has been issued by the NCAA Eligibility Center.
Division II Proposal

RECRUITING -- LETTER OF INTENT PROGRAMS, FINANCIAL AID AGREEMENTS -- TRANSCRIPT PRIOR TO NATIONAL LETTER OF INTENT OR WRITTEN OFFER OF ATHLETICALLY RELATED FINANCIAL AID -- EXCEPTION -- HIGH SCHOOL PROSPECTIVE STUDENT-ATHLETE WITH A FINAL ACADEMIC CERTIFICATION

Convention Year: 2010
Date Submitted: March 3, 2009
Status: Adopted
Effective Date: August 1, 2009
Official Notice Number: NC-2010-5
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Proposal Category: Noncontroversial
Topical Area: Recruiting

Intent: To specify that an institution may provide a high school prospective student-athlete with a National Letter of Intent or a written offer of athletically related financial aid without having received a current high school transcript, provided the prospective student-athlete's final academic certification has been issued by the NCAA Eligibility Center.

Bylaws: Amend 13.9.2, as follows:

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

13.9.2.1 Exception -- High School Prospective Student-Athlete with a Final Academic Certification. An institution may provide a high school prospective student-athlete with a National Letter of Intent or written offer of athletically related financial aid without having received a current high school transcript, provided the prospective student-athlete's final academic certification has been issued by the NCAA Eligibility Center.

Review History:
November 7, 2008: Recommends Approval - Legislation Committee
January 14, 2009:  Approved in Concept - Management Council
January 15, 2009:  Approved in Concept - Presidents Council
April 21, 2009:  Approved in Legislative Format - Management Council

Additional Information: The intent of NCAA Proposal No. 2009-7 was to assist prospective student-athletes with early notification of academic status for purposes of NCAA eligibility. If a high school prospective student-athlete has received a final academic certification by the Eligibility Center prior to signing a National Letter of Intent (NLI) or written offer of athletically related aid, the original intent of the proposal has been accomplished. It would be bureaucratic to require such a prospective student-athlete to present another transcript to the institution before signing a NLI or written offer of athletically related aid.

Convention Vote:
Date of Vote: January 16, 2010
Vote Type:  Paddle Vote
NCAA Bylaw 16.9 -- Awards and Benefits -- Permissible Travel Expenses -- Expenses Provided For Participation in Noncompetitive Events

**Issue:**

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 16.9 (permissible travel expenses) to specify that it is permissible for student-athletes to receive actual and necessary expenses from an outside entity to represent the institution in noncompetitive events.

**Background and Analysis:**

In 2015, the NCAA Division II membership adopted NCAA Division II Proposal No. 2015-15 (awards, benefits and expenses -- expenses provided by the institution for practice, competition and noncompetitive events) to establish that an institution, conference or the NCAA may provide actual and necessary expenses to student-athletes to represent the institution in noncompetitive events. Currently, institutions have the opportunity to use discretion to provide expenses for student-athletes participating in noncompetitive events in accordance with institutional policy.

Staff has received questions regarding whether outside entities other than the conference office or the NCAA may provide actual and necessary expenses for student-athletes to represent their institution in noncompetitive events. With the deregulation of Bylaw 16.9 (permissible travel expenses), student-athletes who may be honored by outside entities are not permitted to receive actual and necessary expenses from the outside entity to attend noncompetitive events. As a result, current legislation may prevent student-athletes from attending noncompetitive events when they are unable to finance the essential costs to attend these events.

The committee is asked to consider whether the current legislation should be amended.

**Questions to Consider:**

1. Would such a legislative change create an additional administrative burden?
2. Are there any unintended consequences of such a legislative change?

**Conclusions:**

1. The Legislation Committee **recommends** that the NCAA Division II Management Council sponsor noncontroversial legislation to amend Bylaw 16.9 to permit an institution, conference, the NCAA, or an outside entity to provide actual and necessary expenses to a student-athlete to represent the institution in noncompetitive events.

2. The Legislation Committee **does not recommend** that a noncontroversial legislation be sponsored.
NCAA Bylaw 16.9 -- Awards and Benefits – Permissible Travel Expenses – Expenses Provided For Participation in Noncompetitive Events

Associated References:

Division II Bylaw

Bylaw 16.9 – Permissible Travel Expenses. An institution, conference or the NCAA may provide actual and necessary expenses to a student-athlete to represent the institution in noncompetitive events [e.g., goodwill tours, media appearances (see Bylaw 12.5.3), student-athlete advisory committee meetings]. [R] (Revised: 1/17/15 effective 8/1/15, 4/19/16)

Division II Educational Column

Proposal No. 2015-15 (No. 2-13) Awards, Benefits and Expenses -- Expenses Provided by the Institution for Practice, Competition and Noncompetitive Events (II)

Date Issued: January 14, 2015
Date Published: January 14, 2015
Item Ref: 15

Educational Column:

Question No. 1: Who will be responsible for determining actual and necessary expenses for a student-athlete to represent the institution at a competitive or noncompetitive event?

Answer: Each institution, at its discretion, will be responsible for determining what actual and necessary expenses will be provided for a student-athlete's participation at a competitive or noncompetitive event.

Question No. 2: Who will be responsible for determining when a team may depart and return from a contest or date of competition?

Answer: Each institution, at its discretion and in accordance with institutional policies regarding missed class time, will be responsible for determining when it is reasonable to depart and return from a contest or date of competition.

Question No. 3: May a student-athlete who is ineligible for competition receive expenses to travel with his or her team on a trip that will include both practice and intercollegiate competition?

Answer: No. If a trip includes intercollegiate competition, a student-athlete must be eligible for competition in order to accompany the team and receive expenses.
Question No. 4: May an institution provide practice-related expenses outside the playing season related to required conditioning and skill instruction?

Answer: No. It is not permissible to provide expenses to student-athletes in conjunction with conditioning or skill instruction activities that may occur outside of the playing season during the academic year. However, an institution may pay a fee related to the conduct of permissible conditioning activities (e.g., fee for use of and instruction related to a ropes course, fee related to a conditioning program).

Question No. 5: Would an institution be permitted to provide expenses for practice sessions occurring outside of the institution's home state, even if the practice is held more than 100 miles from the institution's campus?

Answer: Yes.

Question No. 6: May an institution provide expenses for a training trip that does not involve competition?

Answer: Yes.

Question No. 7: May a student-athlete miss class for practice?

Answer: No, unless the student-athlete has reported on call for a competition or the student-athlete's institution is the host institution for a conference or NCAA championship and practice is in conjunction with the contest.

Question No. 8: May an institution provide a student-athlete with transportation to practice from a central on-campus site (e.g., locker room) to an on- or off-campus practice site?

Answer: Yes.

Question No. 9: May an institution provide a student-athlete with transportation to practice from his or her residence (e.g., dorms, off-campus apartment) to an on- or off-campus practice site?

Answer: Yes.

Question No. 10: Would it be permissible for an institution to reimburse a student-athlete if the student-athlete provides his or her own transportation to practice or competition?

Answer: Yes, provided institutional policy permits such a reimbursement.
Question No. 11: May an institution provide parking passes to student-athletes?

Answer: An institution may provide student-athletes with a parking pass for access to practice and competition facilities.

Question No. 12: May an institution provide cash to student-athletes to cover incidental expenses in conjunction with travel for practice or competition?

Answer: An institution may only provide incidental expenses to student-athletes if institutional policy allows employees or other student groups that represent the institution to receive cash for such expenses.

Question No. 13: May an institution provide expenses to student-athletes during the seven-consecutive calendar-day winter break?

Answer: No. However, an institution may provide travel expenses on the first day of the winter break after an away-from-home competition, provided that is the earliest practical opportunity to return to campus [Bylaw 16.8.2.4.1 (exception -- travel on the first day of the winter break)].

Question No. 14: Does it remain permissible for an institution to provide actual and necessary expenses for travel to a nonintercollegiate open, amateur competition or other institutional competition permissible under NCAA legislation?

Answer: Yes, provided the student-athlete is eligible to represent the institution in intercollegiate competition.

Question No. 15: Does it remain permissible to provide a student-athlete membership in a sports organization (e.g., U.S. Volleyball Association, U.S. Gymnastics Federation) if the membership is the component of an entry fee required for competition in which the student-athlete is representing the institution?

Answer: Yes.

Question No. 16: Does it remain permissible to provide passports and visas to student-athletes who are required to travel in connection with intercollegiate competition?

Answer: Yes.

Question No. 17: Does it remain permissible to provide expenses associated with participation in a foreign tour?
Answer: Yes.

**Question No. 18:** Does it remain permissible to provide reasonable local transportation on an occasional basis?

Answer: Yes.

**Question No. 19:** May an institution provide student-athletes with travel apparel for practice and competition?

Answer: Yes.

**Question No. 20:** Is it permissible for an institution to issue equipment and apparel to student-athletes over the summer for the upcoming academic year?

Answer: Yes.

**Question No. 21:** Is it permissible for an institution to issue equipment and apparel to prospective student-athletes over the summer for the upcoming academic year?

Answer: No. Equipment and apparel can only be provided to student-athletes.

**Question No. 22:** May an institution pay expenses for a student-athlete to travel to and from the student-athlete's permanent residence (e.g., flight, mileage) throughout the academic year?

Answer: No. It is only permissible to provide such expenses if the student-athlete has previously purchased a trip home and must alter travel plans due to participation in practice or competition.

**Question No. 23:** If a student-athlete has paid for a trip home during a vacation period that occurs during the playing season, may the institution provide the student-athlete with a second trip home during the vacation period?

Answer: Yes.

**Question No. 24:** If a student-athlete travels to a location outside of the locale of the institution for personal reasons (e.g., to attend a funeral), may the institution provide expenses to transport the student-athlete from the location to an away-from-home competition in another location?

Answer: Yes.
Question No. 25: Under what parameters may student-athletes receive meal allowances during travel for away-from-home competition and during vacation periods when student-athletes are required to remain on the institution's campus for organized practice sessions or competition?

Answer: An institution is required to apply the same policy for student-athletes as it does for staff who travel for the institution on away-from-campus trips.
SUPPLEMENT NO. 15

NCAA Bylaw 16.2 -- Awards and Benefits -- Complimentary Admissions and Ticket Benefits -- Permissible Procedures

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 16.2 (complimentary admissions and ticket benefits) and the current limits on complimentary admissions and ticket benefits available to student-athletes.

Background and Analysis:

In 2016, the NCAA Division II membership adopted NCAA Division II Proposal No. NC-2016-35 (recruiting -- official and unofficial visits -- increased limit for complimentary admissions) to specify that institutions were permitted to provide up to five complimentary admissions to a campus athletics event to a prospective student-athlete and the individuals accompanying the prospective student-athlete on an official or unofficial visit. The increased limit of five complimentary admissions provides flexibility to institutions in accommodating the friends and relatives of visiting prospective student-athletes. As the structure of families is ever-evolving, increasing the limit from three allows the institution to provide a better experience for those accompanying a prospective student-athlete on a campus visit without providing a significant recruiting advantage or increased expenses.

Current legislation regarding complimentary admissions and ticket benefits available to student-athletes permits an institution to provide four complimentary admissions per home or away contest to a student-athlete in the sport in which the individual participates, regardless of whether the student-athlete competes in the contest.

Since student-athletes may not receive more than four complimentary admissions, it is currently a violation of Bylaw 16.2.1.1 (institutional contests in the student-athlete's sport) if student-athletes try to borrow or share complimentary admissions among teammates.

The committee is asked to consider whether the current legislation regarding complimentary admissions and ticket benefits should be amended.

Questions to Consider:

1. Is the limitation of four complimentary tickets the most appropriate allowance for Division II student-athletes?

2. Are limitations on the number of complimentary tickets necessary in the current landscape of Division II collegiate athletics?

3. Would a legislative change create an additional administrative burden?
4. Are there any unintended consequences of such a legislative change?

Conclusions:

1. The Legislation Committee recommends that the NCAA Division II Management Council sponsor noncontroversial legislation to amend Bylaw 16.2 to increase complimentary ticket admissions per home and away contests to student-athletes in the sport in which he or she practices or competes.

2. The Legislation Committee recommends that the Management Council sponsor noncontroversial legislation to amend Bylaw 16.2 to remove complimentary ticket admissions limits per home and away contests to student-athletes in the sport in which he or she practices or competes.

3. The Legislation Committee does not recommend that a noncontroversial legislation be sponsored.

Associated References:

Division II Bylaws

Bylaw 16.2 – Complimentary Admissions and Ticket Benefits.

Bylaw 16.2.1 – Permissible Procedures.

Bylaw 16.2.1.1 – Institutional Contests in the Student-Athlete's Sport. An institution may provide four complimentary admissions per home or away contest to a student-athlete in the sport in which the individual participates (either practices or competes), regardless of whether the student-athlete competes in the contest.

Bylaw 16.2.1.1.1 – Partial Qualifier. An institution may provide a partial qualifier with four complimentary admissions per home contest in the sport in which the individual participates. (Adopted: 3/19/97)

Bylaw 16.2.1.1.2 – Exception – NCAA Championships and Bowl Games. An institution may provide each student-athlete who participates in or is a member of a team participating in an NCAA championship or bowl game with six complimentary admissions to all contests at the site at which the student (or team) participates. (Adopted: 1/9/96 effective 8/1/96)

Bylaw 16.2.1.1.3 – Tournaments. Complimentary admissions may be provided to members of the institution's team for all contests in a tournament in which the team is
participating, rather than only for the games in which the institution's team participates. However, the contests must be at the site at which the institution's team participates.

Bylaw 16.2.1.2 – General Regulations. Complimentary admissions shall be distributed only to persons designated by the student-athlete who have identified themselves and signed a receipt therefore. A violation of this administrative procedure shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility. The student-athlete's eligibility shall be affected by involvement in action contrary to the provisions of Bylaws 16.2.1.1 and 16.2.2 (e.g., receipt of more than the permissible four complimentary admissions or the sale or exchange of a complimentary admission for any item of value). (Revised: 10/23/07)

Bylaw 16.2.1.2.1 – Partial Qualifier or Nonqualifier. A partial qualifier or nonqualifier (per Bylaws 14.02.10.2 and 14.02.10.3) may receive a complimentary admission to all of the institution's regular-season home intercollegiate athletics contests during the first academic year of residence.

Bylaw 16.2.1.3 – Institution’s Home Contests in Other Sports. An institution may provide admission for each student-athlete to all of the institution's regular-season home intercollegiate athletics contests in sports other than that in which the student-athlete is a participant, via a printed student-athlete pass or gate list. Proof of identity shall be required upon admission. [R] (Revised: 6/22/11)

Bylaw 16.2.1.3.1 – Exception – Recognition of Student-Athletes. An institution may provide complimentary admissions (as determined by the institution) to individuals designated by a student-athlete who is being recognized during an institution's regular-season intercollegiate athletics contest in a sport other than that in which the student-athlete participates. [R] (Adopted: 1/9/06, Revised: 6/22/11, 10/19/15)

Bylaw 16.2.2 – Nonpermissible Procedures.

Bylaw 16.2.2.1 – Sale of Complimentary Admissions. A student-athlete may not receive payment from any source for his or her complimentary admissions and may not exchange or assign them for any item of value.

Bylaw 16.2.2.2 – Payment to Third Party. Individuals designated by the student-athlete to receive complimentary admissions are not permitted to receive any type of payment for these admissions or to exchange or assign them for any item of value. Receipt of
payment for complimentary admissions by such designated individuals is prohibited and considered an extra benefit. [R] (Revised: 6/22/11)

Bylaw 16.2.2.3 – Student-Athlete Ticket Purchases. An institution may not provide a special arrangement to sell a student-athlete ticket(s) to an athletics event. Tickets shall be available for purchase by student-athletes according to the same purchasing procedures used for other students. [R] (Revised: 6/22/11)

Bylaw 16.2.2.4 – Sale Above Face Value. A student-athlete may not purchase tickets for an athletics contest from the institution and then sell the tickets at a price greater than their face value. [R] (Revised: 6/22/11)
SUPPLEMENT NO. 16

NCAA Bylaw 17.1.6.2 – Playing and Practice Seasons – Weekly Hour Limitations – Outside the Playing Season – Team Activities – Sports Other than Football – Participation in Tryouts with Prospective Student-Athletes and/or Enrolled Students Outside the Playing Season during the Regular Academic Year – Men’s Basketball

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of 2017 NCAA Convention legislation to amend NCAA Bylaw 17.1.6.2.1 (sports other than football) to specify that during the period outside the men’s basketball playing season between the end of the 14 consecutive calendar-day period following an institution’s final contest in the championship segment and one week prior to the beginning of an institution’s final examination period, a currently enrolled men’s basketball student-athlete’s participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of six hours per week, of which not more than two hours per week may be spent on skill instruction and not more than two hours per week may be spent on competition (e.g., scrimmage) against prospective student-athletes and/or enrolled students.

Background and Analysis:

Current legislation permits a student-athlete in sports other than football to participate in a maximum of two hours of team activities per week as part of the permissible eight hours of countable athletically related activities that may occur outside the playing season during the academic year. Team activities may include practice sessions for the entire team, as well as instruction provided by a coach to a select group of student-athletes.

During the 2015 National Association of Basketball Coaches Convention, a Division II coach inquired as to whether tryouts must be included in a student-athlete’s weekly hour limitations for out-of-season team activities. Based on an official interpretation [Reference: 1/10/13, Item No. 8], currently enrolled student-athletes may participate in no more than two hours per week of competition (e.g., scrimmage) against prospective student-athletes and/or current full-time students involved in tryouts outside the declared playing and practice season, provided such activities are counted within the weekly hour limitations for out-of-season skill instruction or team activities. The committee reviewed this issue during its June 2015 in-person meeting and agreed that the current interpretation was appropriate and took no further action.

During the 2016 NABC Convention, the Division II congress suggested a compromise to the current legislation and official interpretation to specify that during the period outside the men’s basketball playing season between the end of the 14 consecutive calendar-day period following an institution’s final contest in the championship segment and one week prior to the beginning of an institution’s final examination period, a currently enrolled men’s basketball student-athlete’s participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of six hours per week, of which not more than two hours per week may be spent on skill instruction and not more than two hours per week may be spent on competition (e.g., scrimmage) against prospective student-athletes and/or enrolled students. Per this
recommendation student-athletes would be permitted to participate in tryouts of prospective student-athletes for two hours each week and retain an opportunity for team activities for two hours each week during a narrow period of time outside the playing season. Coaches note that this is an important change because a student-athlete’s participation in a tryout is not the equivalent of team activities or practice. Finally, this recommendation eliminates two hours of countable athletically related activities each week during the stated period thereby giving time back to student-athletes after a lengthy championship segment.

The committee is asked to consider whether the current legislation and official interpretation should be amended per the NABC Division II congress’ recommendation.

Conclusions:

1. The Legislation Committee **recommends** that the NCAA Division II Presidents Council sponsor legislation for the 2017 NCAA Convention to amend Bylaw 17.1.6.2.1 to specify that during the period outside the men’s basketball playing season between the end of the 14 consecutive calendar-day period following an institution’s final contest in the championship segment and one week prior to the beginning of an institution’s final examination period, a currently enrolled men’s basketball student-athlete’s participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of six hours per week, of which not more than two hours per week may be spent on skill instruction and not more than two hours per week may be spent on competition (e.g., scrimmage) against prospective student-athletes and/or enrolled students.

2. The Legislation Committee **does not recommend** amending Bylaw 17.1.6.2.1.

Associated References:

**Division II Bylaws**

13.11.2.1 **Tryouts.** A member institution may conduct a tryout of a prospective student-athlete only on its campus or at a site at which it normally conducts practice or competition beginning June 15 immediately preceding the prospective student-athlete's junior year in high school and only under the following conditions (see Bylaw 17.02.14 for tryouts of currently enrolled students):

(a) Not more than one tryout per prospective student-athlete per institution per sport shall be permitted. This limitation applies separately to the period in which the prospective student-
athlete is in high school and to the period beginning September 1 after the prospective student-
athlete's completion of high school;

(b) The tryout may be conducted only for a high school or preparatory school prospective
student-athlete outside his or her high school's or preparatory school's traditional season in the
sport (which shall begin with the first official team practice and conclude with the team's final
competition); for a two-year college student, after the conclusion of the sport season or anytime,
provided the student has exhausted his or her two-year college eligibility in the sport; and for a
four-year college student, after the conclusion of the sport season, provided written permission to
contact the prospective student-athlete (per Bylaw 13.1.1.2) has been obtained;

(c) Prior to participation in a tryout, a prospective student-athlete is required to undergo a
medical examination or evaluation administered or supervised by a physician (e.g., family
physician, team physician). The examination or evaluation shall include a sickle cell solubility
test (SST), unless documented results of a prior test are provided to the institution or the
prospective student-athlete declines the test and signs a written release. The examination or
evaluation must be administered within six months prior to participation in the tryout. The
medical examination or evaluation may be conducted by an institution's regular team physician
or other designated physician as a part of the tryout;

(1) Exception. A medical examination conducted or supervised by a physician within six
months of the prospective student-athlete’s participation in practice, competition or out-
of-season conditioning activities at his or her high school, prep school or collegiate
institution may be used to satisfy the medical examination requirement provided it was
accepted by the prospective student-athlete's high school, prep school or collegiate
institution for his or her participation in athletics during the academic year in which the
tryout is conducted.

(d) The tryout may include tests to evaluate the prospective student-athlete's strength, speed,
agility and sport skills. Except in the sports of football, ice hockey, men's lacrosse and wrestling,
the tryout may include competition. In the sport of football, the prospective student-athletes shall
not wear helmets or pads;

(e) Competition against the member institution's team is permissible, provided such competition
is considered a countable athletically related activity per Bylaw 17.02.1;

(f) The time of the tryout activities (other than the physical examination) shall be limited to the
length of the institution's normal practice period in the sport but in no event shall it be longer
than two hours; and

(g) The institution may provide equipment and clothing on an issuance-and-retrieval basis to a
prospective student-athlete during the period of the tryout.
17.02.14 Tryouts -- Enrolled Student. A member institution may conduct a tryout of a full-time student currently enrolled at the institution only on its campus or at a site at which the institution normally conducts practice or competition during the regular academic year. (See Bylaw 13.11.2.1 for tryout regulations of a prospective student-athlete.) The following conditions shall apply to a tryout of an enrolled student:

(a) **One-Tryout Limitation.** Not more than one tryout per student per sport shall be permitted during any academic year;

(b) **Health and Safety Requirements -- Medical Examination and Sickle Cell Solubility Test (SST).** Prior to participation in a tryout, a student is required to undergo a medical examination or evaluation administered or supervised by a physician (e.g., family physician, team physician). The examination or evaluation shall include a sickle cell solubility test (SST), unless documented results of a prior test are provided to the institution or the student declines the test and signs a written release. The examination or evaluation must be administered within six months prior to participation in the tryout. The medical examination or evaluation may be conducted by an institution's regular team physician or other designated physician as a part of the tryout;

(c) **Length of Tryout.** The time of the tryout activities (other than the physical examination) shall be limited to 14 consecutive calendar days from the first date the student engages in countable athletically related activities;

(d) **Time Limits for Tryout.** During the 14-consecutive-calendar-day period of a tryout, an enrolled student shall not exceed the daily and weekly hour limitations as set forth in Bylaws 17.1.6.1 and 17.1.6.2;

(e) **Competition During Tryout.** Competition against the member institution's team (e.g., scrimmage) is permissible, provided such competition occurs during the academic year and is considered a countable athletically related activity per Bylaw 17.02.1; and

(f) **Issuance of Equipment and Clothing.** The institution may provide equipment and clothing on an issuance-and-retrieval basis to a student during the period of the tryout.

17.1.6.2.1 Sports Other Than Football. In sports other than football, outside of the playing season during the academic year, only a student-athlete's participation in weight training, conditioning, team activities and/or skill instruction shall be permitted, as follows:

(a) In winter championship sports, a student-athlete's participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction, as follows:

   (1) In basketball, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before October 15.
NCAA Bylaw 17.1.6.2 – Playing and Practice Seasons –
   Weekly Hour Limitations – Outside the Playing Season –
   Team Activities – Sports Other than Football – Participation in
   Tryouts with Prospective Student-Athletes and/or Enrolled Students
   Outside the Playing Season during the Regular Academic Year – Men’s Basketball
Page No. 5

(2) In swimming and diving and track and field, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the institution's declared start date of practice.

(3) In wrestling, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before October 10.

(b) In spring championship sports, from September 7 or the institution's fourth day of classes for the fall term, whichever is earlier, through the day before the institution's declared start date of the nonchampionship segment, a student-athlete's participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction;

(c) In fall championship sports, from the beginning of the institution's second term of the academic year (e.g., winter quarter, spring semester) through the day before the institution's declared start date of the nonchampionship segment, a student-athlete's participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction;

(d) In National Collegiate Championships sports, from the beginning of the institution's academic year through the day before the institution's declared start date of practice, a student-athlete's participation in weight training, conditioning, team activities and skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours may be spent on team activities and/or skill instruction; and

(e) Following the institution's final contest or date of competition in the segment that concludes with the NCAA championship, a student-athlete is prohibited from engaging in countable athletically related activities for a 14-consecutive-calendar-day period. Between the end of the 14-consecutive-calendar-day break period or the end of the nonchampionship segment, and one week prior to the beginning of the institution's final examination period, a student-athlete's participation in weight training, conditioning, team activities and/or skill instruction shall be limited to a maximum of eight hours per week, of which not more than two hours per week may be spent on team activities and/or skill instruction set forth in Bylaw 17.1.6.2.2.

For the first permissible date of activities outside of the playing season, refer to the sport-specific legislation.

17.1.6.2.2 Skill Instruction. Participation by student-athletes in individual skill-related instruction is permitted outside the institution's declared playing season. For skill instruction occurring during the nonchampionship segment, more than one group of student-athletes from the same team may participate in skill instruction with their same coach(es) in the same facility
or in different facilities at the same time, provided there is no co-mingling between the groups. Each group of student-athletes must have a separate coach.

**Division II Official Interpretation**

**Tryouts Involving Prospective Student-Athletes and Enrolled Student-Athletes Outside the Playing Season (II)**

*Issued:* November 14, 2012  
*Published:* January 10, 2013  
*Item Ref:* 8

The Legislation Committee determined that currently enrolled student-athletes may participate in no more than two hours per week of competition (e.g., scrimmage) against prospective student-athletes and/or current full-time students involved in tryouts outside the declared playing and practice season, provided such activities are counted within the weekly hour limitations for out-of-season skill instruction or team activities. Under such circumstances, an unlimited number of currently enrolled student-athletes may participate in the tryouts. It is not permissible for current student-athletes to participate in tryouts of prospective student-athletes during a time period when out-of-season activities are not permissible. [References: Bylaws 13.11.2.1 (tryouts), 17.02.1 (countable athletically related activities), 17.02.14 (tryouts -- enrolled student) and 17.1.6.2 (weekly hour limitations -- outside of playing season) and a staff interpretation (01/21/04, Item No. 1-a, which has now been archived)]

**Excerpt from the Report of the Division II Legislation Committee June 23-25, 2015, In-Person Meeting**

15. **Discussion Regarding Current Student-Athlete Participation in Prospective Student-Athlete Tryouts.** At the request of the National Association of Basketball Coaches (NABC), the committee revisited a January 10, 2013, official interpretation regarding the participation of current student-athletes in tryouts involving prospective and currently enrolled students outside the playing season. The interpretation indicates that currently enrolled student-athletes may participate in no more than two hours per week of competition (e.g., scrimmage) against prospective student-athletes and/or current full-time students involved in tryouts outside the declared playing and practice season, provided such activities are counted within the weekly hour limitations for out-of-season skill instruction or team activities. The committee considered whether current student-athletes should be permitted to participate in more than two hours per week of tryouts. The committee determined that the current interpretation remains appropriate and took no further action.
NCAA Bylaw 17.1.6.2 – Playing and Practice Seasons –
Weekly Hour Limitations – Outside the Playing Season –
Team Activities – Sports Other than Football – Participation in
Tryouts with Prospective Student-Athletes and/or Enrolled Students
Outside the Playing Season during the Regular Academic Year – Men’s Basketball
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Example No. 1:

Last Contest Date: March 2, 2016

14 Day Break Period: March 3-19, 2016

Final Exams Begin: April 18, 2016

Permissible period of six hours of weight training, skill instruction and/or team activities per
week: March 17 through April 10, 2016.

Example No. 2:

Last Contest Date: March 12, 2016

14 Day Break Period: March 13-26, 2016

Final Exams Begin: April 29, 2016

Permissible period of six hours of weight training, skill instruction and/or team activities per
week: March 27 through April 21, 2016.

Example No. 3 (Quarter Institution):

Last Contest Date: March 11, 2016

14 Day Break Period: March 12-26, 2016

Final Exams Begin: March 14, 2016 (winter quarter)

Permissible period of six hours of weight training, skill instruction and/or team activities per
week: not applicable.
The Foundation for the Future Task Force met March 31 and recommended to the Planning and Finance Committee and Presidents Council that the following initiatives be funded, over the next five years, with the Foundation for the Future funds. The following proposals were approved by the Presidents Council during its April 28 meeting:

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A brief overview of each proposal follows:

1. **Helper Helper.** The initiative will assist Division II schools in connecting students to volunteer experiences and tracking their community engagement efforts and will create a library of engagement activities and best practices for institutions to share. The proposal supports the division’s unique commitment to community engagement and facilitates increased student-athlete involvement.

2. **Division II Community Engagement Transportation at Championships.** This initiative will provide bus transportation to championships for community members who participate in community engagement activities. As the division has focused its efforts on conducting community engagement activities at every Division II championship, this
Foundation for the Future Task Force Update
Page No. 2

proposal supports that initiative by providing a means for the general public (e.g., elementary students, senior citizens) to participate with minimal effort on their part.

3. **Division II Academic Metrics.** This initiative will review the current status and future vision of metrics used to measure student-athlete success for the division. This initiative supports the division’s commitment to student-athlete academic success and will make data collection more accurate, strengthen the foundation upon which the division bases future decisions on academic policy, and better position institutions to promote their student-athletes’ academic success.

4. **NAAC Education Programming.** This initiative will provide Division II institutions and conference offices with an interactive educational training program to assist professionals in developing ethical, integrity-based compliance programs through an online learning management system.

5. **Annual Division II Student-Athlete Advisory Committee (SAAC) ‘Super Region’ Convention.** This initiative will provide for SAAC “Super Region” Conventions each year and will ensure student-athlete participation in the governance structure at the local, conference and national levels, while expanding the knowledge base of Division II student-athletes, administrators, and conference offices regarding issues that impact Division II student-athletes.

6. **Division II Coaches Connection Expansion.** This initiative, which has proven to be successful in the sports of football, soccer, women’s volleyball and tennis, will expand the program to the additional 19 Division II sports and assist in increasing communication by gathering information from inside the membership and directly to and from Division II coaches.

7. **Division II Degree-Completion Awards.** This initiative will increase the Division II Degree-Completion Awards Program by $88,000 each year for the next five years. Additionally, the Planning and Finance Committee is conducting a comprehensive review of the degree-completion program, including a review of whether the existing parameters around which student-athletes are allowed to receive funds are unnecessarily restrictive.

8. **Division II ADA Professional Development Opportunities.** This initiative will provide enhanced professional development activities and opportunities for future Division II directors of athletics, first-year Division II directors of athletics, and experienced Division II directors of athletics. This initiative provides both an educational component and a commitment to diversity and inclusion in Division II.

9. **Online Coaches Education Program.** This initiative would provide a comprehensive online coaches’ education program that would deliver legislative and health and safety-
related content to Division II coaches, as well as have extensive reach and accountability throughout the division.

10. **Division II Distribution to Member Conferences.** This initiative provides an additional one-time grant to each active Division II conference that could be used, without restrictions, in any one of four specified areas—Academic Support; Broadcast Support; Officiating Improvement; and Branding Efforts. Even though restrictions similar to those in the existing conference grant program will not be applicable to this allocation, conferences will be required to report annually on how the dollars are being used.
Excerpt from the Summary of Spring 2016 Quarterly Meetings of the NCAA Division II Management Council and Division II Presidents Council, Item No. 4-d.

d. The ‘Window of Reconsideration’ at the Annual Division II Business Session.

Management Council. The Management Council discussed feedback from the Academic Requirements Committee, Legislation Committee and Membership Committee in regard to whether the Presidents Council should sponsor legislation for the 2017 NCAA Convention to eliminate legislation that permits a delegate who voted on the prevailing side in the original consideration of a division dominant or federated proposal(s) to make a motion to reconsider a vote of the proposal(s) during the business session of any Division II Convention. The Council was not supportive of a legislative change at this time; however, it agreed to refer the issue to the Legislation Committee for further discussion. The Council directed the committee to seek membership feedback on the issue and to develop options for a possible change to the legislation or the process for the reconsideration of proposals (e.g., lengthen the window of reconsideration; require delegates interested in reconsidering a proposal to report their intent to make a motion to reconsider a proposal prior to the window of reconsideration).

Presidents Council. The Presidents Council referred the issue back to the Legislation Committee for further discussion and membership feedback prior to taking any action.

Excerpt from the February 8-9 Report of the NCAA Division II Membership Committee In-Person Meeting, Informational Item No. 27.

27. Discussion Regarding Removal of the Period of Reconsideration at Convention. The committee discussed a referral from the Division II Presidents Council with regard to the reconsideration of proposals during the business session at NCAA Conventions. The committee focused on whether current legislation should be eliminated that permits the reconsideration of a vote on a proposal(s) before adjournment of the business session. The committee was not supportive of a legislative change at this time; however, it noted that there was general support to modify the window of reconsideration (e.g., permit reconsideration of a proposal at any time during the business session rather than only during a window of reconsideration).

Excerpt from the February 18 Report of the NCAA Division II Academic Requirements Committee In-Person Meeting, Informational Item No. 3.

3. Discussion of Eliminating the Window of Reconsideration During the Division II Business Session at Convention. The committee discussed whether the Presidents Council should sponsor legislation for the 2017 NCAA Convention to eliminate the
window of reconsideration during the divisional business session at the NCAA Convention. The committee agreed that it would support eliminating the window of reconsideration, noting that reconsideration reduces the importance of the original vote and that holding only a single vote would promote more thorough consideration of each proposal prior to Convention.

Excerpt from the March 7-8 Report of the NCAA Division II Legislation Committee In-Person Meeting, Informational Item No. 14.

14. Discussion Regarding Removal of the Window of Reconsideration at 2017 Convention. At the request of the Presidents Council, the committee considered whether the Council should sponsor legislation for the 2017 NCAA Convention to remove the window of reconsideration during the Convention business session. The committee did not support elimination of the window of reconsideration, but was supportive of potential modifications to the current process.
Issue:

Whether the NCAA Division II Presidents Council should sponsor legislation for the 2017 NCAA Convention to eliminate NCAA Constitution 5.3.13.2 (vote on division dominant provisions) and 5.3.13.3 (vote on federated provisions), which permit any delegate that voted on the prevailing side in the original consideration of either a division dominant or federated proposal, to make a motion to reconsider an affirmative or negative vote of such an amendment before adjournment of any Convention; further, to establish a special rule of order for the Division II business session specifying as an exception to Robert's Rules of Order, Newly Revised, that reconsideration of a vote on a division dominant or federated proposal will not occur during a divisional business session.

Background:

Each year before the adjournment of the Division II business session at the NCAA Convention, a period of time is set aside to allow delegates an opportunity to reconsider the outcome of a particular vote on a proposal. This period of time is referred to as the "window of reconsideration." The chair of the business session facilitates this process and requests that all motions to reconsider a proposal should only be made during this period.

Over the past couple of years, a few Presidents Council members and individuals in the Division II membership have inquired as to the legislative history regarding the reconsideration of votes on proposals during the Division II business session. Concerns have been raised that the reconsideration process is used by some in the membership to circumvent the true vote on a particular proposal. As such, the Council directed staff to research the legislative history of Constitution 5.3.13.2 (vote on division dominant provisions) and 5.3.13.3 (vote on federated provisions).

Analysis:

Reconsideration of proposals has been a part of the NCAA legislative process for many years. Prior to federation of the Association, the NCAA Manual outlined the process for reconsideration in Constitution 5.3.11 (reconsideration). The legislation specified that:

Prior to the adjournment of any Convention, an affirmative or negative vote on an amendment to a provision of the constitution or bylaws may be subjected to one motion for reconsideration of that action by any member that voted on the prevailing side in the original consideration. Reconsideration of a vote taken in a division or subdivision business session must occur in that division's or subdivision's business session, except that such reconsideration also may occur during a designated period at the beginning of the general business session.
In January 1996, the membership adopted legislation that provided the basic framework for a restructured Association (NCAA Proposal No. 1996-7). Thereafter, several editorial revisions were made to Article 5 of the Constitution to reflect the adoption of the legislation. Constitution 5.3.13.2 (vote on division dominant provisions) and 5.3.13.3 (vote on federated provisions) were included in the Division II Manual as part of those revisions. [Note: A division dominant provision applies to all members of a division and is of sufficient importance to the division that it requires a two-thirds majority vote of all delegates present and voting at a division's annual or special Convention. Division dominant provisions are identified by the diamond symbol ( ). (See Constitution 5.02.1.1.1.) Whereas, a federated provision applies only to the division(s) or subdivision(s) that adopts it and is a regulation adopted by a majority vote of the delegates present and voting of one or more of the divisions or subdivisions of the Association, acting separately. (See Constitution 5.02.1.3.)] The legislation regarding reconsideration has not been amended since the 1996 Convention.

Over the past 15 years, there have been approximately five Division II proposals reconsidered during a business session. [Attachment] The outcome of all five proposals was changed from the original vote after reconsideration in that they were adopted in the original vote and defeated during reconsideration.

- The Presidents Council sponsored three of the five proposals.
  - Proposal No. 2015-7 (NCAA membership – conditions and obligations of membership and institutional governance – athletics department personnel – full-time director of athletics with no coaching duties). Original vote: Adopted (164-144-3); Reconsideration vote: Defeated (137-157-1).

- The membership sponsored two of the five proposals.
  - Proposal No. 2003-36 (playing and practice seasons – first date of practice – fall sports). Original vote: Adopted (149-82-2); Reconsideration vote: Defeated (86-144-3).
Questions to Consider:

1. What are the benefits of reconsidering a vote on a division dominant or federated proposal before adjournment of the Division II business session?

2. Are there any disadvantages to reconsidering a vote on a division dominant or federated proposal before adjournment of the Division II business session?

3. Should the process of reconsidering of a vote on a division dominant or federated proposal be retained in the Division II Manual?

4. What impact would the removal of reconsideration have on institutions and conferences?

5. Are there any unintended consequences that will result if reconsideration is removed from the Manual?

6. Should a special rule of order for the Division II business session be created as an exception to Robert's Rules of Order, Newly Revised, specifying that reconsideration of a vote on a division dominant or federated proposal will not occur during a divisional business session?

7. Should staff reach out to the Division II governance structure and/or membership for feedback on a potential change to the rules?

Conclusions:

1. The Presidents Council recommends staff seek feedback from the NCAA Division II Management Council, NCAA Division II Academic Requirements Committee, NCAA Division II Championships Committee and the NCAA Division II Legislation Committee regarding a potential change to Constitution 5.3.13.2 and 5.3.13.3, and provide feedback at its April 2016 in-person meetings.

2. The Presidents Council agrees to sponsor legislation at the 2017 Convention to eliminate Constitution 5.3.13.2 and 5.3.13.3; further, to establish a special rule of order for the Division II business session specifying as an exception to Robert's Rules of Order, Newly Revised, that reconsideration of a vote on a division dominant or federated proposal will not occur during a divisional business session, effective August 1, 2017. If adopted, there would not be a "window of reconsideration" during the Division II business session at the 2018 Convention.

3. The Presidents Council does not support the sponsorship of legislation to eliminate Constitution 5.13.3.2 and/or 5.3.13.3.
Applicable Constitution/Bylaw(s):

**5.02.1.1 Division Dominant.** A division dominant provision is a regulation that applies to all members of a division and is of sufficient importance to the division that it requires a two-thirds majority vote of all delegates present and voting at a division's annual or special Convention. Division dominant provisions are identified by the diamond symbol (◇).

**5.02.1.3 Federated.** A federated provision is a regulation adopted by a majority vote of the delegates present and voting of one or more of the divisions or subdivisions of the Association, acting separately pursuant to the divisional legislative process described in Constitution 5.3. Such a provision applies only to the division(s) or subdivision(s) that adopts it.

**5.1.4.2 Parliamentary Rules.** The rules contained in the current edition of Robert’s Rules of Order, Newly Revised, shall be the parliamentary authority for the conduct of all meetings of the Association. Additionally, they shall be the deciding reference used in case of parliamentary challenge in all instances to which they apply and in which they are not superseded by this constitution, the bylaws or any special rules of order adopted by the Association in accordance with Constitution 5.4.3.

**5.1.4.4 Voting Methods.** The methods of voting at an NCAA Convention shall be by voice, paddle, roll call and/or secret ballot, in accordance with the following procedures:

(a) **Voice Vote.** The presiding officer shall determine whether to use voice voting. In the taking of a voice vote, if the presiding officer is in doubt, or on request for a division of the assembly by any member eligible to vote on the particular issue, the presiding officer shall retake the vote by a show of paddles.

(b) **Paddle Vote.** The presiding officer shall determine whether to use paddle voting, which may be accomplished through electronic collection. In the taking of a vote by show of paddles, if the presiding officer is in doubt, or on the request of any member eligible to vote on the particular issue, the presiding officer shall order the vote to be counted. *(Revised: 1/3/07)*

(c) **Secret Ballot.** Voting by secret ballot shall be conducted only when so ordered by a majority of the eligible delegates present and voting, after the making of an undebatable motion to vote in that manner.

(d) **Roll Call.** Voting by roll call, on issues other than those so designated by the Divisions II and III presidential administrative groups in accordance with Constitution 4.3.2-(g) and 4.4.2-(f) or Division I override votes in accordance with Division I Constitution 5.3.9.3, shall be conducted only when so ordered by a majority of the eligible delegates present and voting, after the making of an undebatable motion to vote in that manner. If both a roll-call vote and a secret ballot are moved on a particular issue, the vote shall be taken first on whether to vote by roll call. Any
interim or following vote to amend, postpone, reconsider, refer or table a proposal that has been designated by the presidential administrative groups for a roll-call vote during the Convention also must be conducted by roll-call vote.

5.3.13.1 Vote on Dominant Provisions. Before the adjournment of any Convention, an affirmative or negative vote on an amendment to a provision of Constitution 1 and 2 and elsewhere may be subjected to one motion for reconsideration of that action by any member that voted on the prevailing side in the original consideration.

5.3.13.2 Vote on Division Dominant Provisions. Before adjournment of any Convention, an affirmative or negative vote on an amendment to a division dominant provision may be subjected to one motion for reconsideration of that action by any member that voted on the prevailing side in the original consideration. Reconsideration of the vote must occur in the appropriate division business session.

5.3.13.3 Vote on Federated Provisions. Before adjournment of any Convention, an affirmative or negative vote on an amendment to a federated provision may be subjected to one motion for reconsideration of that action by any member that voted on the prevailing side in the original consideration. Reconsideration of the vote must occur in the appropriate division business session.

Excerpts from A SUMMARY OF SOME PARLIAMENTARY PROCEDURES UNIQUE TO THE NCAA (as Prepared by Alan J. Chapman)

The following is a brief summary of some parliamentary procedures that are unique to the conduct of business at an NCAA Convention. In some instances, the difference between NCAA practice and that specified in Robert's is significant; while in others, such differences are relatively minor. This is offered as a quick reference guide, but it is certainly not an exhaustive list. All unique procedures are carefully spelled out in the NCAA Constitution (as Special Rules of Order, as permitted by Robert's, and require amendment by the usual procedure for amending the Constitution in order to be altered). The details are contained in Articles 4 and 5 of the NCAA Constitution. All numerical references in the following are to these articles, and any reference to "Robert's" means Robert's Rules of Order, Newly Revised, 1990 Edition. A summary of some general, rather than NCAA-unique, parliamentary procedures appears in a separate document.

RECONSIDERATION: The handling on motions to reconsider is described in the document concerning General Parliamentary Procedures, and that document should be consulted in this regard. The matter is further treated in 5.3.13 for the NCAA, but the results are the same as Robert's:
- A vote on a dominant provision may be reconsidered once and must occur before the end of the final General Session (none in 1998).

- A vote on a division dominant provision may be reconsidered once before the end of the final divisional business sessions. In 1998, there are none of these.

- A vote on a federated provision in Divisions II and III may be reconsidered once before the end of the final divisional business sessions. In these divisions, a vote to reconsider a provision designated by the Presidents Councils for a roll call vote must also be conducted by roll call [5.1.4.4-(d)].

[NOTE: In recent Conventions, it has been the practice to use a "Presidential Agenda Day" to ensure that matters of primary concern to chief executives be finally disposed of before the end of the first full day following the Opening Session – requiring some limits on motions to reconsider. Because of the modest number of proposals in 1998 for Divisions II and III, this does not appear to be a problem. However, in Division II there is a grouping of proposals listed as "Presidents Council Grouping" and every effort should be made to take care of reconsideration motions of provisions in this group before chief executives depart.]

RECONSIDER (pp. 309-329): This motion allows an assembly to re-examine an issue already decided (either adopted or defeated). The motion to reconsider must be made on the same or next day that the original action was taken. However, there are some additional time limits unique to the NCAA – see the document on unique NCAA procedures. The maker of a motion to reconsider must have been on the prevailing side of the original question, but the seconder need not (Note – the "prevailing side" may actually not be the majority if a motion requiring a 2/3 vote failed). Debate on the motion to reconsider may go into the merits of the question proposed for reconsideration. The adoption of a motion to reconsider requires only a majority – even if the motion to be reconsidered requires 2/3. The motion to reconsider cannot be reconsidered itself. If the motion to reconsider is lost, it may not be made again. By the same principle, no motion that has been reconsidered may be reconsidered a second time. [In some instances, the fact that a motion may be reconsidered only once is used to "ensure" the permanency of an action. Proponents of an adopted proposal may move for its reconsideration and then defeat the motion to reconsider, thereby insuring that the matter will not be reconsidered at a later time when voting strengths have changed.] If it is desired to reconsider an amendment to a proposition that has been acted on, then the motion to reconsider should be to reconsider the main motion and the amendment, with reconsideration to take place on the amendment first. In this instance, the mover must have been on the prevailing side of the amendment only. Reconsideration of a motion designated by the Presidents Commission for a roll call vote must also be taken by roll call.

Excerpt from 2016 NCAA Convention Procedural Issues and Clarifications Regarding NCAA Division II Proposals
13. **Reconsideration of Proposal(s).** A "window of reconsideration" is available to delegates at the end of the business session to reconsider the outcome of a particular vote on a proposal(s). A motion to "reconsider" a proposal(s) should only be made during this period.

   a. A voting delegate on the prevailing side of the vote on a proposal may make a motion to reconsider a proposal(s).

   b. The chair of the business session will facilitate the reconsideration of a proposal(s).

   c. Delegates with speaking rights may only speak to the merits of a particular proposal twice. For example, if a delegate spoke once on the merits during the original consideration of the proposal, the delegate may only speak once on the merits of the proposal during reconsideration of the proposal.

   d. If a voting delegate leaves, without an intent to return, prior to adjournment of the business session, he or she shall give the institution's electronic voting unit and smart card to NCAA staff standing near the exits and not provide it to a delegate from another institution or conference.

   e. If a voting delegate has any questions regarding the reconsideration of a proposal(s) or needs assistance with returning the institution's electronic voting unit and smart card, representatives from the NCAA Division II Membership Committee will be available during the "window of reconsideration."

**Excerpt from 2016 NCAA Convention Procedural Issues Reminders**

4. **Motion to reconsider proposal** ("motioner" must be on prevailing side to make this motion; "seconder" is not required to be on the prevailing side).

   - We have set aside a "window of reconsideration" at the end of the business session, and such motions should be delayed until that point.

   - The first vote will be on the motion to reconsider.

   - A motion to reconsider is a debatable motion.

   - Requires a simple majority.

   - If the motion is successful, a vote must first be taken on the immediate/alternate effective date (if the effective date is different than August 1 of the current year), followed by a vote on the merits of the proposal.
If the proposal was originally voted on by roll-call vote, all subsequent votes must be done by roll call (e.g., motion to reconsider, second vote on the merits), except the vote on the immediate or alternate effective date, which can be done by paddle vote.

The delegates can only reconsider a proposal one time during the window of reconsideration.

Delegates with speaking rights may only speak to the merits of a particular proposal twice. For example, if a delegate spoke once on the merits during the original consideration of the proposal, the delegate may only speak once on the merits of the proposal during reconsideration of the proposal. The opportunity to speak twice on the merits of a proposal is separate and distinct from a delegate's opportunity to speak to whether a proposal should be reconsidered. A delegate may speak twice to the merits of a particular proposal and twice as to whether a proposal should be reconsidered.

The process used for reconsideration of an amendment-to-amendment. *Not applicable in the business session at the 2016 Convention.*

If the proposal and the amendment-to-amendment both pass, reconsideration is on both with the amendment-to-amendment considered first.

If the amendment-to-amendment passed, anyone wishing to reconsider the amendment must move reconsideration of the main proposal as amended (see above).

If the amendment-to-amendment failed and the main proposal passed, the amendment-to-amendment can be reconsidered during the window of reconsideration.

If the amendment-to-amendment then passes, the main proposal, as now amended, should be brought back before the delegates for action.

If the main proposal failed (whether amended or not) it can be reconsidered. If the motion to reconsider the main proposal passes and it is back before the delegates, it would be in order for a member to move reconsideration of the amendment-to-amendment. The amendment-to-amendment is considered first and then the main proposal is finally dealt with.
Title: PLAYING AND PRACTICE SEASONS -- MISSED CLASS TIME
Convention Year: 2002
Effective Date: August 1, 2002
SPOPL Number: 26
Official Notice Number: 2002-24
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Category: Deregulation
Topical Area: Playing and Practice Seasons
Status: Adopted
Intent: To prohibit student-athletes from missing class time for competition conducted in the
nonchampionship segment in team sports.
Bylaws: Amend 17.1.5.5 by adding new 17.1.5.5.2, as follows:

[Division II, Roll Call]
"17.1.5.5.2 No Class Time Missed for Competition in Nonchampionship Segment -
Team Sports. In team sports (per 17.02.13.1) no class time shall be missed for
competition conducted during the nonchampionship segment."

Rationale: The Legislation Committee believes that the philosophy of avoiding missed class
time should be adopted for contests in team sports (e.g., baseball, volleyball, softball, etc.)
conducted in the nonchampionship segment. If adopted, the proposed amendment addresses
increasing concerns about extensive out-of-season practice and competition by limiting such
participation to time when student-athletes are not in class. This concept would not be
practical in individual sports (e.g., golf, tennis, etc.) due to availability of facilities during
times in which classes are not in session (e.g., golf courses or tennis clubs on weekends).
Significant consideration should be given by the membership to the amount of class time
student-athletes miss during the championship segment (e.g., baseball) and prohibit similar
situations from occurring in the nonchampionship segment.

Convention Vote:

Date of Vote: January 14, 2002
Vote Type: Electronic Machine
For: 162  Against: 83  Abstain: 2
Title: PLAYING AND PRACTICE SEASONS -- FIRST DATE OF PRACTICE -- FALL SPORTS

Convention Year: 2003

Effective Date: August 1, 2003

IPOPL Number: 7

SPOPL Number: 32

Official Notice Number: 2003-36

Source: Great Lakes Intercollegiate Athletic Conference and North Central Intercollegiate Athletic Conference.

Category: Membership Proposal

Topical Area: Playing and Practice Seasons

Status: Defeated

Intent: In the sports of cross country, field hockey, football, soccer and women's volleyball, to specify that an institution shall not begin practice until 21 days prior to the institution's first date of competition.

A. **Bylaws:** Amend 17.10.2, as follows:

   [Division II]
   "17.10.2 First Date of Practice -- Championship Segment. A member institution shall not commence practice sessions in field hockey in the championship segment before August 10 or the first day of class, whichever occurs earlier 21 days prior to the institution's first date of competition."

B. **Bylaws:** Amend 17.11.2.1, as follows:

   [Division II, football only]
   "17.11.2.1 First Practice Date - Championship Segment. A member institution shall not commence official preseason football practice sessions in the championship segment, for the varsity, junior varsity or freshman team before August 10 or the first day of class, whichever occurs earlier 21 days prior to the institution's first date of competition."

C. **Bylaws:** Amend 17.19.2, as follows:

   [Division II]
   "17.19.2 First Date of Practice -- Championship Segment. A member institution shall not commence practice sessions in soccer in the championship segment before August 10 or the first day of class, whichever occurs earlier 21 days prior to the institution's first date of competition."

D. **Bylaws:** Amend 17.27.2.2, as follows:

   [Division II]
"17.27.2.2 First Date of Practice -- Championship Segment -- Women. A member institution shall not commence practice sessions in women's volleyball in the championship before August 10 or the first day of class, whichever occurs earlier 21 days prior to the institution's first date of competition."

E. Bylaws: Amend 17.7.2, as follows:

[Division II]
"17.7.2 First Date of Practice -- Championship Segment. A member institution shall not commence practice sessions in cross country in the championship segment before August 10 or the first day of class, whichever occurs earlier 21 days prior to the institution's first date of competition."

Rationale: If the proposed changes to competition start dates are adopted, then these changes to preseason practice start dates also should be adopted to ensure a consistent length of preseason practice. Designating a day of the week as the first date of preseason practice rather than a specific date allows for a constant length of 21 days for preseason practice each year. This proposal also enhances the Division II effort to simplify Bylaw 17.

Position Statement(s)

Presidents Council, Management Council and Legislation Committee: The Councils and committee opposed this proposal. This proposal is in direct conflict with previous deregulation efforts. In addition, the Councils and Legislation Committee are in opposition to the sport-specific alterations.

Convention Vote:

Date of Vote: January 13, 2003
Vote Type: Electronic Machine
For: 86 Against: 144 Abstain: 3
Title: PLAYING AND PRACTICE SEASONS -- BASKETBALL -- FIRST CONTEST

Convention Year: 2010

Effective Date: August 1, 2010

IPOPL Number: 3

SPOPL Number: 14

Official Notice Number: 2010-14

Source: Peach Belt Conference, Mid-America Intercollegiate Athletics Association and West Virginia Intercollegiate Athletic Conference.

Category: Membership Proposal

Topical Area: Playing and Practice Seasons

Status: Adopted

Intent: In basketball, to specify that a member institution shall not play its first contest (game or scrimmage) with outside competition prior to the second Friday of November.

Bylaws: Amend 17.3.3, as follows:

[Roll Call]

17.3.3 First Contest. A member institution shall not play its first contest (game or scrimmage) with outside competition in basketball before prior to the second Friday of November 15, except as provided under Bylaw 17.3.3.1.

Rationale: Currently, an institution shall not play its first contest against outside competition prior to November 15, aside from exceptions outlined in Bylaw 17.3.3.1. This proposal does not change that date substantially, it simply allows institutions to schedule that first contest on a weekend night. This proposal will not allow an institution to compete earlier than what is allowed under current legislation as most Division II basketball teams compete in exempted contests on or soon after November 1. The proposal will only change the date for the first permissible "countable" contest. This change will also provide a benefit to student-athletes as no season-opening games or events will take place during the week and teams can also schedule "countable" games earlier in the season to provide flexibility for conference playing dates that occur during final examination periods. Further, this change is easy to administer as all schools can easily determine when the second Friday is and coaches can better schedule knowing the season starts on a weekend every year. Adoption of this proposal will likely result in all Division II basketball teams officially starting their season on the same day.

Position Statement(s)

Presidents Council, Management Council and Legislation Committee: The Councils and the committee agreed to oppose this proposal. The Councils and the committee noted that the proposed amendment increases the length of the regular playing season, while shortening the length of the preseason practice period. The Councils and the committee also
noted that the proposal could lead to season/sport overlap during the championship segments. The Councils and the committee further noted that some institutions prefer to have more campus engagements on weekdays rather than weekends because there are more campus personnel and students available to attend contests during the week. Finally, the Councils and the committee noted that the proposed amendment is contrary to the Life in the Balance initiative.

**Convention Vote:**

*Date of Vote:* January 16, 2010  
*Vote Type:* Electronic Machine  
*For:* 136  *Against:* 131  *Abstain:* 0

**Additional Information:** Original Vote: Defeated 136-141-2
Title: RECRUITING -- CAMPUS VISITS -- OFFICIAL AND UNOFFICIAL VISITS

Convention Year: 2013

Effective Date: June 15, 2013; for any prospective student-athlete entering his or her junior year in high school June 15, 2013, and thereafter.

SPOPL Number: 5

Official Notice Number: 2013-7

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

Category: Presidents Council

Topical Area: Recruiting

Status: Defeated

Intent: To modify the official and unofficial visit legislation, including transportation, as follows: (1) Reorganize the transportation, official visit and unofficial visit legislation; (2) Rename unofficial visits as campus visits; (3) Specify that complimentary admission to a prospective student-athlete for a conference tournament constitutes excessive entertainment and is prohibited during a campus visit; (4) Permit an institution to arrange special on-campus parking for a prospective student-athlete during a campus visit; (5) Permit an institution to provide the cost of actual meals on a campus visit; (6) Specify that a prospective student-athlete may not be provided an expense-paid visit earlier than June 15 immediately preceding the prospective student-athlete's junior year in high school; (7) Require a prospective student-athlete to present the institution with a current transcript (official or unofficial) prior to an official visit; (8) Amend the length of an official visit from a 48-hour period to the discretion of the institution; and (9) Specify that an institution may not pay any leg of a prospective student-athlete's actual round-trip transportation costs if he or she participates in an institutional camp or clinic immediately prior to or after an official visit.

A. Bylaws: Amend 13.5, as follows:

13.5 Transportation.

13.5.1 General Restrictions. An institution may provide transportation to a prospective student-athlete on an official paid visit as specified in Bylaw 13.5.2 or an unofficial visit as specified in Bylaw 13.5.3 a campus visit as specified in Bylaw 13.6.

13.5.1.1 Nonpermissible Transportation. If nonpermissible transportation is provided, the institution may not avoid a violation of this rule by receiving reimbursement for mileage from the prospect.

13.5.2 Transportation on Official (Paid) Visit.
13.5.2.1 General Restrictions. A member institution may pay the prospective student-athlete's actual round-trip transportation costs for his or her official visit to its campus, provided a direct route between the prospective student-athlete's home and the institution's campus is used. Use of a limousine or helicopter for such transportation is prohibited. [R]

13.5.2.2 Automobile Transportation. When a prospective student-athlete travels by automobile on an official paid visit, the institution may pay round trip expenses to the individual incurring the expense (except the prospective student-athlete's coach as provided in Bylaw 13.8.1.1) at the same mileage rate it allows its own personnel. Any automobile may be used by the prospective student-athlete, provided the automobile is not owned or operated or its use is arranged by the institution or any representative of its athletics interests. [R]

13.5.2.2.1 Prospective Student-Athlete's Friends and Relatives. A prospective student-athlete's friends, relatives or legal guardian(s) may receive cost-free transportation to visit a member institution's campus only by accompanying the prospective student-athlete at the time the prospective student-athlete travels in an automobile to visit the campus.

13.5.2.2.2 Use of Automobile. The institution or representatives of its athletics interests shall not provide an automobile for use during the official visit by the prospective student-athlete or by a student host. [R]

13.5.2.3 Air Transportation. The air fare for commercial transportation for the official visit may not exceed coach (or comparable) class. [R]

13.5.2.3.1 Institution's Airplane. An institution may use its own airplane to transport a prospective student-athlete to the campus for an official visit, provided relatives, other friends or legal guardian(s) do not accompany the prospective student-athlete.

13.5.2.3.2 Noncommercial Airplane. Whenever an aircraft (other than a commercial airplane) is used to transport a prospective student-athlete, payment for its use shall be at the established charter rates at the airport where the craft is based. The institution shall be prepared to demonstrate satisfactorily that such payment has been made. [R]

13.5.2.4 From Airport. During the official visit, any member of an institution's athletics department staff may provide ground transportation for a prospective student-athlete between the campus and any bus or train station or airport. The 48-hour period begins at the time the prospective student-athlete arrives on the institution's campus. The transportation must be without delay for personal reasons or entertainment purposes. [R]

13.5.2.5 To/From Site of Competition. A prospective student-athlete may be transported to campus for an official visit from the site of his or her athletics competition or the reverse arrangement, provided only actual transportation expenses are paid and the cost of the transportation does not exceed the cost of transportation between the prospective student-athlete's home or educational institution and the institution's campus. [R]
13.5.2.5.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's Relatives or Legal Guardian(s) To/From Site of Competition to Campus. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her relatives or legal guardians in any vehicle to and from the site of competition to campus on an official visit, provided the conditions regarding contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. The 48-hour time limitation of the official visit shall begin if entertainment (e.g., meal) is provided to the prospective student-athlete or the prospective student-athlete's relatives or legal guardians while providing such transportation. [R]

13.5.2.6 From Educational Institution. An institution may pay actual transportation costs for the prospective student-athlete to return to his or her home after an official visit that originated at the prospective student-athlete's educational institution, provided the cost of the transportation to the legal residence does not exceed the cost of transportation to the educational institution. [R]

13.5.2.6.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's Relatives or Legal Guardian(s) From Educational Institution to Campus. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her relatives or legal guardians in any vehicle to and from the prospective student-athlete's educational institution to campus on an official visit, provided the conditions regarding the contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. The 48-hour time limitation of the official visit shall begin if entertainment (e.g., meal) is provided to the prospective student-athlete or the prospective student-athlete's relatives or legal guardians while providing such transportation. [R]

13.5.2.7 Visiting Two or More Institutions. Two or more institutions to which a prospective student-athlete is making official visits on the same trip may provide travel expenses, provided there is no duplication of expenses, only actual and necessary expenses are provided, and the 48-hour visit limitation is observed at each institution. [R]

13.5.2.8 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardian(s). An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospective student-athlete to visit the campus or elsewhere, except as provided in Bylaw 13.5.2.8.1. [R]
13.5.2.8.1 Coach Transporting Prospective Student-Athlete and Prospective Student-Athlete's Relatives or Legal Guardian(s) To and From an Official Visit. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her relatives or legal guardians to and from the prospective student-athlete's home to campus on an official visit, in any vehicle, regardless of whether a visit occurs during or outside a permissible contact period. [R]

13.5.3 Transportation on Unofficial Visit. During any unofficial recruiting visit, the institution may provide the prospective student-athlete with transportation to view practice and competition sites in the prospective student-athlete's sport, other institutional facilities and to attend an institution's home athletics contest (on or off campus). An institutional staff member must accompany the prospective student-athlete during such a trip. Payment of any other transportation expenses is not permissible. However, the institution may provide transportation for a prospective student-athlete to attend home athletics contests if transportation is available to prospective students generally. [R]

[13.5.4 renumbered as 13.5.2, unchanged.]

B. Bylaws: Amend 13.6, as follows:

[Roll Call]

13.6 Official (Paid) Visit.

13.6.1 Limitations on Official Visit.

13.6.1.1 One-Visit Limitation. A member institution may finance only one visit to its campus for a prospective student-athlete.

13.6.1.2 First Opportunity to Visit. A prospective student-athlete may not be provided an expense-paid visit earlier than the opening day of classes of the prospective student-athlete's senior year in high school. [D]

13.6.1.3 Post-High School Visits. The one-visit limitation applies separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. [D]

13.6.1.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides the permission required (per Bylaw 13.1.1.2), it is permissible for a second institution to provide the student-athlete one official visit to that institution's campus. [D]

13.6.2 Requirements for Official Visit. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until he or she:

(a) Presents a score from a PSAT, an SAT, a PLAN or an ACT test taken on a national testing date under national testing conditions or an ACT test taken on a state testing date under state testing conditions. The score must be presented in writing through a testing-
agency document or on a high school (or college) academic transcript (official or unofficial) or through the use of the applicable testing agency's automated-voice system. An international or learning-disabled prospective student-athlete who requires a special administration of the PSAT, SAT, PLAN or ACT may present such a score on the approval of the appropriate academic requirements committee;

(b) Registers with the NCAA Eligibility Center; and

(c) Is placed on the institution's institutional request list (IRL) with the NCAA Eligibility Center.

13.6.2.1 NCAA Eligibility Center. A prospective student-athlete's fulfillment of these academic requirements for an official visit may be certified through use of information on file at the NCAA Eligibility Center, as approved by the Executive Committee.

13.6.2.2 Visit to Off-Campus Contest. The official visit shall be made to the campus and not, for example, to an off-campus site where the institution may be appearing in an athletics contest. However, if an institution is required to play all of its home games in a given sport at a site located in a community other than its own because of conditions beyond its own control (e.g., fire, windstorm, earthquake or other disaster), the institution may consider games played at the substitute site as on-campus competition, provided the institution documents the conditions causing it to visit an off-campus site on an official visit. [D]

13.6.3 Length of Official Visit. An official visit to an institution shall not exceed 48 hours. A prospective student-athlete may remain in the locale in which the institution is located after the permissible 48-hour period for reasons unrelated to the official visit, provided that at the completion of the 48 hour visit, the individual departs the institution’s campus, and the institution does not pay any expenses thereafter, including the cost of return transportation to the prospective student-athlete's home. Additionally, if the prospective student-athlete does not return home before attending the institution, the one-way transportation to the campus would be considered a violation of Bylaw 13.5.4, which prohibits transportation to enroll. [D]

13.6.3.1 48 Hour Period Defined. The 48-hour period of the official visit begins at the time the prospective student-athlete arrives on the institution's campus, rather than with the initiation of the prospective student athlete's transportation by a coach or the time of the prospective student-athlete's arrival at the airport or elsewhere in the community. The prospective student-athlete's transportation to and from the campus must be without delay for personal reasons or entertainment purposes. The institution may not pay any expenses for entertainment (other than the actual and reasonable cost of meals) in conjunction with the prospective student athlete’s transportation. At the completion of the 48-hour visit, the prospective student athlete must depart the institution's campus immediately; otherwise, the institution may not pay any expenses incurred by the prospective student-athlete upon departure from the institution's campus, including the cost of the prospective student-athlete's transportation home.
13.6.3.2 Exception to 48 Hour Period for Extenuating Circumstances. An official visit may extend beyond 48 hours for reasons beyond the control of the prospective student-athlete and the institution. In such instances, the institution shall submit a report to the conference office noting the details of the circumstances.

13.6.4 Transportation on Official Visit. For regulations relating to transportation on the official visit, see Bylaw 13.5.2.

13.6.5 Accommodations on Official Visit. A prospective student-athlete on an official visit shall be provided lodging and take meals as regular students normally do. Local commercial facilities may be used but at a scale comparable to that of normal student life and only within a 30-mile radius of the institution's campus.

13.6.6 Entertainment/Tickets on Official Visit.

13.6.6.1 General Restrictions. An institution may provide entertainment, which may not be excessive, on the official visit only for a prospective student-athlete and the prospective student-athlete's relatives [or legal guardian(s)]. Entertainment and contact by representatives of the institution's athletics interests during the official visit are confined to campus. It is not permissible to entertain other relatives or friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.6.1.1 Meals and Lodging While in Transit. It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit.

13.6.6.2 Complimentary Admissions. During the official visit, a maximum of three complimentary admissions to a campus athletics event in which the institution's intercollegiate team practices or competes may be provided to a prospective student-athlete. Such complimentary admissions are for the exclusive use of the prospective student-athlete and those persons accompanying the prospective student-athlete on the visit and must be issued on an individual-game basis. Providing special seating arrangements during the conduct of the event (including intermission) for the prospective student-athlete or those persons accompanying the prospective student-athlete in the facility's press box, special seating box(es) or bench area is specifically prohibited. [R]

13.6.6.2.1 Off Campus Home Competition. Complimentary admissions may be provided to a prospective student-athlete and those persons accompanying the prospective student-athlete on the visit to attend an institution's off campus home competition, provided the site of the competition is located within a 30-mile radius of the institution's campus.

13.6.6.2.2 Conference Tournaments. An institution may provide complimentary admissions to a prospective student-athlete for a postseason conference tournament only if the institution participates in the tournament and it is held on the institution's campus.
13.6.6.2.3 NCAA Championships or Other Postseason Contests. The provision of complimentary or reduced-cost admissions to prospective student-athletes for an NCAA championship (all rounds) or other postseason contests (e.g., bowl game, NAIA or NIT championship) constitutes excessive entertainment and is prohibited. The prospective student athlete may purchase these tickets only in the same manner as any other member of the general public.

13.6.6.2.4 Purchase of Game Tickets in Same Locale. An institution may reserve tickets, only for the use of immediate family members accompanying a prospective student-athlete during an official visit and for seat locations adjacent to the complimentary seats being provided to the prospective student-athlete. These tickets must be purchased at face value.

13.6.6.3 Parking. An institution may arrange special on-campus parking for prospective student-athletes during an official visit.

13.6.6.4 Cash to Prospective Student-Athlete. The institution or representatives of its athletics interests shall not provide cash to a prospective student-athlete for entertainment purposes.

13.6.6.5 Student Host. The institution may provide the following to a student host entertaining a prospective student-athlete: 

(a) A maximum of $30 for each day of the visit to cover all actual costs of entertaining the prospective student-athlete (and the prospective student-athlete's relatives or legal guardians), excluding the cost of meals and admission to campus athletics events. These funds may not be used for the purchase of souvenirs such as T-shirts or other institutional mementos. It is permissible to provide the student host with an additional $15 per day for each additional prospective student-athlete the host entertains;

(b) Complimentary meals, provided the student host is accompanying the prospective student-athlete during the prospective student-athlete's official visit; and

(c) Complimentary admissions to campus athletics events, provided the admissions are used to accompany a prospective student-athlete to the events during the prospective student-athlete's official visit.

13.6.6.5.1 Multiple Hosts. If several students host a prospective student-athlete, the $30-per-day entertainment money may be used to cover the actual and necessary expenses incurred by the prospective student-athlete and all hosts. Only one student host per prospective student-athlete may be provided a free meal if restaurant facilities are used.

13.6.6.5.2 Nonqualifier Prohibition. The student host must be enrolled in the member institution being visited by a prospective student-athlete. A nonqualifier (see Bylaw 14.02.10.3) may not serve as a student host during his or her first academic year in residence.
13.6.6.5.3 Use of Automobile. The institution or representatives of its athletics interests shall not provide an automobile for use by the prospective student-athlete or the student-host. [D]

13.6.6.6 Student Support Group Assisting in Recruiting. An institution may not provide a free meal or entertainment to a member of an institutional student support group that assists in the recruitment of a prospective student-athlete during an official visit, unless the student is designated as the one student-host for that prospective student-athlete. Any additional arrangement between the institution and members of such a support group (e.g., compensation, providing a uniform) is left to the discretion of the institution.

13.6.6.7 Meals on Official Visit.

13.6.6.7.1 Meals on Official Visit. The cost of actual meals, not to exceed three per day, on the official visit for a prospective student-athlete and the prospective student-athlete's relatives or legal guardian(s) need not be included in the $30 per-day entertainment expense. A dessert or after-meal snack also may be excluded. [R]

13.6.6.7.1.1 Entertainment at Staff Member's Home. A luncheon, dinner or brunch at the home of an institutional staff member (e.g., the athletics director, a coach, a faculty member or the institution's president) may be held for a prospective student-athlete on an official visit, provided the entertainment is on a scale comparable to that of normal student life, is not excessive in nature and occurs on only one occasion.

13.6.6.8 Normal Retail Cost. If a boat, snowmobile, recreational vehicle or similar recreational equipment (including those provided by an institutional staff member or a representative of the institution's athletics interests) is used to entertain a prospective student-athlete or the prospective student-athlete's relatives or legal guardian(s), the normal retail cost of the use of such equipment shall be assessed against the $30 per-day entertainment figure; further, if such normal retail cost exceeds the $30 per-day entertainment allowance, such entertainment may not be provided. [R]

13.6.7 Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete. A member institution shall limit entertainment, meals and lodging on the prospective student-athlete's official visit to a prospective student-athlete, and the prospective student-athlete's relatives or legal guardian(s). [R]

13.6.8 Lodging for Additional Persons. Additional persons (e.g., prospective student-athlete's brother, sister, friend) may stay in the same room as the prospective student-athlete or relatives or legal guardian(s) of the prospective student-athlete, but the institution shall not pay the costs resulting from the additional occupants. The additional occupants shall not be prospective student-athletes being recruited by the institution. [R]

13.6 Campus Visits.

13.6.1 Number Permitted. There is no limit to the number of times a prospective student-athlete may visit a member institution's campus at his or her own expense. A
prospective student-athlete may make a campus visit before his or her junior year in high school.

13.6.2 Entertainment on Campus Visit. An institution may provide entertainment to a prospective student-athlete, which may not be excessive, on a campus visit. Entertainment and contact by representatives of the institution's athletics interests (boosters) during a campus visit are confined to campus, unless otherwise specified. [R]

13.6.2.1 Complimentary Admissions. During a campus visit, an institution may provide a prospective student-athlete complimentary admissions to a campus athletics event in which the institution's intercollegiate team practices or competes. Such complimentary admissions are for the exclusive use of the prospective student-athlete and those persons accompanying the prospective student-athlete on the visit and must be issued on an individual-game basis. [R]

13.6.2.1.1 Home Games Outside the Community. If an institution schedules any regular-season home games at a site located in a community other than its own, the host institution may provide complimentary admissions to only one such game annually for the exclusive use of a prospective student-athlete and those persons accompanying the prospective student-athlete. Tournament and postseason contests and dates of competition are excluded. The institution shall not arrange or permit any other entertainment or payment of expenses, including transportation. [R]

13.6.2.1.2 Conference Tournaments, NCAA Championships and Other Postseason Contests. The provision of complimentary admissions to prospective student-athletes for a conference tournament, an NCAA championship (all rounds) or other postseason contests (e.g., bowl game, NAIA or NIT championship) constitutes excessive entertainment and is prohibited. The prospective student-athlete may purchase these tickets only in the same manner as any other member of the general public.

13.6.2.1.3 General Seating. A prospective student-athlete and those persons accompanying the prospective student-athlete on a campus visit are limited to general seating when given complimentary admissions to a campus athletics event. Providing special seating arrangements during the conduct of the event (including intermission) in the facility's press box, special seating box(es) or bench area is considered excessive, and is specifically prohibited. [R]

13.6.2.2 Parking. An institution may arrange special on-campus parking for a prospective student-athlete during a campus visit.

13.6.2.3 Cash to Prospective Student-Athlete. An institution or representatives of its athletics interest (e.g., boosters) shall not provide cash to a prospective student-athlete for entertainment purposes.
13.6.3 Meals on Campus Visit. An institution may provide the cost of actual meals on a campus visit for a prospective student-athlete and those persons accompanying the prospective student-athlete. Such cost need not be included in the $30-per-day entertainment expense. A dessert or after-meal snack also may be excluded. [R]

13.6.3.1 Meal/Entertainment at Staff Member's Home. A meal at the home of an institutional staff member (e.g., the athletics director, a coach, a faculty member or the institution's president) may be held for a prospective student-athlete on a campus visit, provided the entertainment is on a scale comparable to that of normal student life and is not excessive in nature. For regulations relating to occasional meals for student-athletes who participate in a campus visit, see Bylaw 16.11.1.4.

13.6.4 Transportation on Campus Visit. During a campus visit, the institution may provide a prospective student-athlete with transportation to view practice and competition sites in the prospective student-athlete's sport, other institutional facilities and to attend an institution's home athletics contest (on or off campus). An institutional staff member must accompany the prospective student-athlete during such a trip. Payment of any other transportation expenses is not permissible. However, the institution may provide transportation for a prospective student-athlete to attend home athletics contests if transportation is available to prospective students generally. [R]

13.6.5 Accommodations/Lodging on Campus Visit. A prospective student-athlete on a campus visit may stay in an enrolled student-athlete's dormitory room only if the prospective student-athlete pays the regular institutional rate for such lodging. [R]

13.6.6 Official Visit.

13.6.6.1 Limitations on Official Visit.

13.6.6.1.1 One-Visit Limitation. A member institution may finance only one visit to its campus for a prospective student-athlete.

13.6.6.1.2 First Opportunity to Visit. A prospective student-athlete may not be provided an expense-paid visit earlier than June 15 immediately preceding the prospective student-athlete's junior year in high school. [D]

13.6.6.1.3 Post-High School Visits. The one-visit limitation applies separately to the period in which the prospective student-athlete is in high school and to the period beginning September 1 after the prospective student-athlete's completion of high school. [D]

13.6.6.1.3.1 Transfer Student. If a student-athlete attending a four-year institution desires to transfer and that institution provides written permission to contact required per Bylaw 13.1.1.2, it is permissible for a second institution to provide the student-athlete one official visit to that institution's campus.

13.6.6.1.4 Visit to Off-Campus Site. An official visit shall be made to the campus and not, for example, to an off-campus site where the institution may be
appearing in an athletics contest. However, if an institution is required to play all of its home games in a given sport at a site located in a community other than its own because of conditions beyond its own control (e.g., fire, windstorm, earthquake or other disaster), the institution may consider games played at the substitute site as on-campus competition, provided the institution documents the conditions causing it to visit an off-campus site on an official visit. [D]

13.6.6.2 Academic Requirements for Official Visit. An institution shall not provide an official visit to a high school or preparatory school prospective student-athlete until he or she satisfies the following academic requirements: [D]

(a) Presents the institution with a current high school or college-preparatory school transcript (official or unofficial);

(b) Registers with the NCAA Eligibility Center; and

(c) Is placed on the institution's institutional request list (IRL) with the NCAA Eligibility Center.

13.6.6.2.1 NCAA Eligibility Center. A prospective student-athlete's fulfillment of these academic requirements for an official visit may be certified through use of information on file at the NCAA Eligibility Center, as approved by the Executive Committee.

13.6.6.3 Length of Official Visit. There is no limit on the length of an official visit. For additional regulations relating to transportation on an official visit, see Bylaw 13.6.6.4.

13.6.6.3.1 Failure to Return Home Following Official Visit. If a prospective student-athlete does not return home following an official visit before attending the institution, the one-way transportation to the campus would be considered a violation of Bylaw 13.5.2, which prohibits transportation to enroll. [D]

13.6.6.4 Transportation on Official Visit.

13.6.6.4.1 General Restrictions. A member institution may pay a prospective student-athlete's actual round-trip transportation costs for his or her official visit to its campus, provided a direct route between the prospective student-athlete's home, to/from the site of competition or from the prospective student-athlete's educational institution and the institution's campus is used. It is not permissible for an institution to pay the prospective student-athlete's actual round-trip transportation costs for his or her participation in an institutional camp or clinic immediately prior to or after an official visit. [R]

13.6.6.4.1.1 Transportation To/From Site of Competition or From Educational Institution. A prospective student-athlete may be transported to campus for an official visit from the site of athletics competition or from the prospective student-athlete's educational institution (or the reverse arrangement), provided only actual transportation expenses are paid and the cost of the transportation
does not exceed the cost of transportation between the prospective student-athlete's home or educational institution and the institution's campus. [R]

13.6.6.4.1.2 Transportation of Prospective Student-Athlete's Friends, Relatives or Legal Guardian(s). An institution shall not permit its athletics department staff members or representatives of its athletics interests (boosters) to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardian(s) of a prospective student-athlete to visit the campus or elsewhere, except as provided in Bylaw 13.6.6.4.2. [R]

13.6.6.4.1.3 Prohibited Modes of Transportation. An institution is prohibited from providing a prospective student-athlete with the following modes of transportation during an official visit:

(a) Use of an automobile:

(1) Owned or operated by an institution or any representative of its athletics interests; or

(2) Arranged by an institution or any representative of its athletics interests;

(b) Use of a limousine; or

(c) Use of a helicopter. [R]

13.6.6.4.2 Automobile Transportation. When a prospective student-athlete travels by automobile on an official visit, the institution may pay round-trip expenses to the individual incurring the expense (except the prospective student-athlete's coach as provided in Bylaw 13.8.1.1) at the same mileage rate it allows its own personnel. Any automobile may be used by the prospective student-athlete (see Bylaw 13.6.6.4.1.3 relating to prohibited modes of transportation). [R]

13.6.6.4.2.1 Individuals Accompanying Prospective Student-Athlete. A prospective student-athlete's friends, relatives or legal guardian(s) may receive cost-free transportation to visit a member institution's campus only by accompanying the prospective student-athlete at the time the prospective student-athlete travels in an automobile to visit the campus.

13.6.6.4.2.2 Coach Providing Automobile Transportation. A coach, who is certified through the annual certification requirement to recruit and evaluate prospective student-athletes off campus, may transport a prospective student-athlete and his or her relatives or legal guardians in any vehicle to and from an official visit, provided the conditions regarding contact restrictions at specified sites are satisfied (see Bylaw 13.1.7) and the transportation provided does not exceed the distance between the locale of the prospective student-athlete's home to the institution's campus. [R]

13.6.6.4.3 Air Transportation. The air fare for commercial transportation for the official visit may not exceed coach (or comparable) class. [R]
13.6.6.4.3.1 Institution's Airplane. An institution may use its own airplane to transport a prospective student-athlete to the campus for an official visit, provided relatives, other friends or legal guardian(s) do not accompany the prospective student-athlete.

13.6.6.4.3.2 Noncommercial Airplane. Whenever an aircraft (other than a commercial airplane) is used to transport a prospective student-athlete, payment for its use shall be at the established charter rates at the airport where the craft is based. The institution shall be prepared to demonstrate satisfactorily that such payment has been made. [R]

13.6.6.4.4 Visiting Two or More Institutions. Two or more institutions to which a prospective student-athlete is making official visits on the same trip may provide travel expenses, provided there is no duplication of expenses and only actual and necessary expenses are provided. [R]

13.6.6.5 Accommodations on Official Visit. An institution may provide expenses for lodging to a prospective student-athlete on an official visit. Local commercial facilities may be used but at a scale comparable to that of normal student life and only within a 30-mile radius of the institution's campus.

13.6.6.5.1 Lodging for Additional Persons. Additional persons (e.g., prospective student-athlete's friend) may stay in the same room as the prospective student-athlete or relatives or legal guardian(s) of the prospective student-athlete, but the institution shall not pay the costs resulting from the additional occupants. The additional occupants shall not be prospective student-athletes being recruited by the institution. [R]

13.6.6.6 Meals on Official Visit. For regulations relating to meals, see Bylaw 13.6.3.

13.6.6.7 Entertainment on Official Visit for Relatives or Legal Guardian(s) of Prospective Student-Athlete. A member institution shall limit entertainment, meals and lodging on the prospective student-athlete's official visit to a prospective student-athlete, and the prospective student-athlete's relatives [or legal guardian(s)]. [R]

13.6.6.8 Student Host(s) on Official Visit. A student host must be enrolled in the institution being visited by a prospective student-athlete. A nonqualifier (see Bylaw 14.02.10.3) may not serve as a student host during his or her first academic year in residence. [D]

13.6.6.8.1 General Restrictions. The institution may provide the following to a student host entertaining a prospective student-athlete on an official visit:

(a) A maximum of $30 for each day of the visit to cover all actual costs of entertaining the prospective student-athlete (and the prospective student-athlete's relatives or legal guardians), excluding the cost of admission to campus athletics...
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events. It is permissible to provide the student host with an additional $15 per day for each additional prospective student-athlete the host entertains; and

(b) Complimentary admissions to campus athletics events, provided the admissions are used to accompany a prospective student-athlete to the events during the prospective student-athlete's official visit.

13.6.6.8.2 Prohibited Use of Student Host Funds. The funds provided to a student host may not be used for or by the prospective student-athlete to purchase souvenirs (e.g., T-shirts, other institutional mementos).

13.6.6.8.3 Multiple Hosts. If several students host a prospective student-athlete, the $30-per-day entertainment money may be used to cover the actual and necessary expenses incurred by the prospective student-athlete and all hosts. [D]

13.6.6.8.4 Use of Automobile. The institution or representatives of its athletics interests shall not provide an automobile for use by the prospective student-athlete or the student host. [D]

13.6.6.9 Student Support Group Assisting in Recruiting. An institution may not provide a free meal or entertainment to a member of an institutional student support group that assists in the recruitment of a prospective student-athlete during an official visit, unless the student is designated as the one student host for that prospective student-athlete. Any additional arrangement between the institution and members of such a support group (e.g., compensation, providing a uniform) is left to the discretion of the institution.

13.6.6.10 Normal Retail Cost. If a boat, snowmobile, recreational vehicle or similar recreational equipment [including those provided by an institutional staff member or a representative of the institution's athletics interests (booster)] is used to entertain a prospective student-athlete or the prospective student-athlete's relatives or legal guardian(s), the normal retail cost of the use of such equipment shall be assessed against the $30-per-day entertainment allowance to a student host (see Bylaw 13.6.7.7); further, if such normal retail cost exceeds the $30-per-day entertainment allowance, such entertainment may not be provided. [R]

C. Bylaws: Amend 13.7, as follows:

13.7 Unofficial (Nonpaid) Visit.

13.7.1 Number Permitted. A prospective student-athlete may visit a member institution's campus at his or her own expense an unlimited number of times. A prospective student-athlete may make unofficial visits before his or her senior year in high school.

13.7.2 Entertainment/Tickets.

13.7.2.1 General Restrictions. During an unofficial visit, the institution may not pay any expenses or provide any entertainment except a maximum of three complimentary
admissions to a campus athletics event in which the institution's intercollegiate team practices or competes. Such complimentary admissions are for the exclusive use of the prospective student-athlete and those persons accompanying the prospective student-athlete on the visit and must be issued on an individual-game basis. Providing seating during the conduct of the event (including intermission) for the prospective student-athlete or those persons accompanying the prospective student-athlete in the facility's press box, special seating box(es) or bench area is specifically prohibited. [R]

13.7.2.1.1 Meals. An institution may provide a prospective student-athlete (and the prospective student-athlete's relatives or legal guardians) with one meal in the institution's on-campus dining facility during an unofficial visit. When all on-campus dining facilities are closed, an institution may provide a meal in an off-campus dining facility. [R]

13.7.2.1.2 Housing -- Lodging in Dormitories. A prospective student-athlete on an unofficial visit may stay in an enrolled student-athlete's dormitory room only if the prospective student-athlete pays the regular institutional rate for such lodging. [R]

13.7.2.1.3 Transportation during Unofficial Visit. For regulations relating to transportation on an unofficial visit, see Bylaw 13.5.3.

13.7.2.1.4 Reserving Game Tickets. An institution may not reserve tickets (in addition to the permissible complimentary admissions) to be purchased by a prospective student-athlete (or individuals accompanying the prospective student-athlete) on an unofficial visit. Tickets may be purchased only in the same manner as any other member of the general public. [R]

13.7.2.1.5 Parking. An institution may not arrange special parking for prospective student-athletes to use while attending a member institution's campus athletics event during an unofficial visit. [R]

13.7.2.1.6 Academic Interviews. An athletics department staff member may arrange academic interviews for a prospective student-athlete on an unofficial visit.

13.7.2.2 Home Games Outside the Community. If an institution schedules any regular-season home games at a site located in a community other than its own, the host institution may provide a maximum of three complimentary admissions to only one such game for the exclusive use of a prospective student-athlete and those persons accompanying the prospective student-athlete. Tournament and postseason games are excluded. The institution shall not arrange or permit any other entertainment or payment of expenses, including transportation. [R]

13.7.2.3 Conference Tournaments. An institution may provide complimentary admissions to a prospective student-athlete for a postseason conference tournament only if the institution participates in the tournament and it is held on the institution's campus.

13.7.2.4 NCAA Championships or Other Postseason Contests. The provision of complimentary or reduced-cost admissions to prospective student-athletes for an NCAA
championship (all rounds) or other postseason contests (e.g., bowl game, NAIA or NIT championship) constitutes excessive entertainment and is prohibited. The prospective student-athlete may purchase tickets to such events only in the same manner as any other member of the general public. [R]

13.7.2.5 Visit Unrelated to Recruitment. The limitations on providing entertainment to a prospective student-athlete shall not extend to a visit to the institution's campus for a purpose having nothing whatsoever to do with the prospective student-athlete's athletics recruitment by the institution (e.g., band trip, fraternity weekend, athletics team's attendance at a sporting event with the high school coach). The institution's athletics department or representatives of its athletics interests may not be involved in any way with the arrangements for the visit, other than providing (in accordance with established policy) free admissions to an athletics event on a group basis, rather than personally to the prospective student-athlete. [R]

13.7.2.6 Visit Related to National Student-Athlete Day or National Girls and Women in Sports Day. The limitations on providing entertainment to a prospective student-athlete shall not extend to a visit to the institution's campus for activities related to National Student-Athlete Day and/or National Girls and Women in Sports Day. [R]

Rationale: One of the themes that emerged from the Chancellors and Presidents Summit was the need to ease the compliance and financial burdens that current regulations place on Division II intercollegiate athletics. Amending the legislation to permit official visits beginning June 15 immediately preceding a prospective student-athlete's junior year aligns with the permissible date for other recruiting functions and is consistent with the general recruitment of students. In addition, combining the official and unofficial visit legislation will eliminate redundancy and assist with ease of references to many areas contained within the legislation (e.g., transportation, meals). This recommendation provides flexibility for an institution to determine how it prefers to conduct campus visits instead of relying on prescribed limitations. Further, consistent with other recent changes, this recommendation allows institutional budgets to dictate the length of visits and the benefits that institutions choose to provide to prospective student-athletes visiting the institution's campus.

Review History:

June 20, 2012: Recommends Approval - Legislation Committee
July 23, 2012: Approved in Concept - Management Council
August 9, 2012: Approved in Concept - Management Council
August 29, 2012: Approved in Legislative Format - Administrative Committee

Convention Vote:

Date of Vote: January 19, 2013
Vote Type: Electronic Machine
For: 102 Against: 160 Abstain: 2

Additional Information: Original Vote: Adopted 141-139-1
Title: NCAA MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP AND INSTITUTIONAL GOVERNANCE -- ATHLETICS DEPARTMENT PERSONNEL -- FULL-TIME DIRECTOR OF ATHLETICS WITH NO COACHING DUTIES

Convention Year: 2015
Effective Date: August 1, 2015
SPOPL Number: 1
Official Notice Number: 2015-7
Source: NCAA Division II Presidents Council [Management Council (Membership Committee)].
Category: Presidents Council
Topical Area: Membership
Status: Defeated

Intent: To specify that a member institution shall certify annually that it employs an individual who serves as a full-time director of athletics with no coaching responsibilities; further, to specify that an individual who is employed by a member institution as a full-time director of athletics and a coach may continue to serve the institution in those positions provided the individual held both positions at the institution on July 31, 2015.

A. Constitution: Amend 3.3.4, as follows:

[Roll Call]

3.3.4 Conditions and Obligations of Membership.

[3.3.4.1 through 3.3.4.18 unchanged.]

3.3.4.19 Responsibility of Director of Athletics. A member institution shall certify annually that it employs an individual who serves as a full-time director of athletics with no coaching responsibilities.

3.3.4.19.1 Exception. An individual who is employed by a member institution as a full-time director of athletics and a coach may continue to serve the institution in those positions provided the individual held both positions at the institution on July 31, 2015.

3.3.4.19.2 Failure to Meet Responsibility of Director of Athletics.

3.3.4.19.2.1 One-Year Probationary Period. An institution that fails to meet the requirement regarding the responsibility of the director of athletics shall be placed on probation for one year for its entire athletics program (both men's and women's sports) in the next academic year after noncompliance is discovered. An institution shall be afforded the one-year probationary period for failure to meet the requirement only once in a five-year period. The five-year period shall begin...
September 1 after completion of the academic year in which the membership criterion is not met (see Bylaw 20.02.4).

3.3.4.19.2.2 Application of Restricted Membership Status. If an institution fails to meet the requirement regarding the responsibility of the director of athletics at the end of the probationary year or is ineligible for the once-in-five-year probationary period, it shall be placed in restricted membership (see Bylaw 20.02.6). If the institution still cannot certify compliance with the division criteria at the end of that year, it shall forfeit immediately its membership in the Association.

3.3.4.19.3 Waiver. The Membership Committee, by a majority of its members present and voting, shall hear and act on an institution's waiver of division criteria. The Management Council, or a subcommittee designated by the Management Council, shall hear and act on an institution's appeal of a decision made by the Membership Committee in regard to an institution's waiver of the division's criteria.

B. Constitution: Amend 6.1, as follows:

[Roll Call]

6.1 Institutional Governance.

[6.1.1 through 6.1.2 unchanged.]

6.1.3 Director of Athletics. A member institution shall employ an individual who serves as a full-time director of athletics with no coaching responsibilities (see Constitution 3.3.4.19).

[6.1.3 through 6.1.4 renumbered as 6.1.4 through 6.1.5, unchanged.]

C. Bylaws: Amend 11, as follows:

[Roll Call]

11 Conduct and Employment of Athletics Personnel

[11.02 through 11.2 unchanged.]

11.3 Responsibility of Institutional Athletics Department Personnel.

11.3.1 Director of Athletics. A member institution shall employ an individual who serves as a full-time director of athletics with no coaching responsibilities (see Constitution 3.3.4.19).

[11.3 through 11.5 renumbered as 11.4 through 11.6, unchanged.]

Rationale: Institutions in the membership process are required to demonstrate that they employ an individual who serves as a full-time director of athletics with no coaching responsibilities. This requirement does not currently apply to active member institutions; however, data provided in the 2013 Division II Membership Census indicate that an overwhelming majority of active Division II institutions currently employ a full-time director of athletics with no
coaching responsibilities. This legislative change would codify current best practices. In addition, it is expected that this change will raise the overall level of Division II, reduce conflicts of interest, create consistency among the membership and enhance institutional control. Permitting individuals who serve an active member institution as a director of athletics and as a coach on July 31, 2015, to continue serving in both positions at their current institution, will provide flexibility for institutions that currently employ such individuals.

Review History:

November 6, 2013: Recommends Approval - Membership Committee

January 15, 2014: Approved in Concept - Management Council

January 16, 2014: Approved in Concept - Presidents Council

April 15, 2014: Approved in Legislative Format - Management Council

April 24, 2014: Approved in Legislative Format - Presidents Council

July 8, 2014: Recommends Approval - Membership Committee [The Membership Committee amended its original recommendation.]

July 22, 2014: Approved in Concept - Management Council

August 7, 2014: Approved in Concept - Presidents Council

August 27, 2014: Approved in Legislative Format - Administrative Committee

Convention Vote:

Date of Vote: January 17, 2015

Vote Type: Electronic Machine

For: 137  Against: 157  Abstain: 1

Additional Information: Original Vote: 164-144-3; Reconsideration: 137-157-1
Interpretation:

The academic and membership affairs staff determined that an institutional department other than athletics (e.g., admissions, alumni office, business school) may send electronic correspondence that is not private (e.g., post, tweet, repost, like/favorite) at any time, provided the institution’s athletics department is not involved in any way, the correspondence is not created for an athletics recruiting purpose and the department outside athletics is operating in a manner consistent with established policies and procedures regarding social media interaction with all prospective students.

[References: NCAA Division I Bylaws 13.1.2.2 (general exceptions); 13.4.1 (recruiting materials and electronic correspondence -- general rule); 13.4.1.4 (electronic correspondence -- general rule); 13.4.1.4.1 (exception -- cross country/track and field, football and swimming and diving); 13.4.1.4.1.1 (exception -- electronic transmissions after commitment -- cross country/track and field, football and swimming and diving); 13.4.1.5 (other recruiting materials); 13.10.2.1 (comments before commitment); 13.10.3 (publicity after commitment); and a staff interpretation (12/5/13, Item No. a)]

See Also Date Issued: 2/17/16 IC Approved: 6/1/16

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