ACTION ITEMS.

1. Legislative items.


      (1) **Recommendation.** Adopt noncontroversial legislation to amend Bylaw 12.5.1.1 to clarify that circumstances where a student-athlete participates in an impermissible institutional promotional activity and does not receive above actual and necessary expenses should be institutional violations and not affect the student-athlete’s eligibility.

      (2) **Rationale.** The committee noted the current legislation is confusing to the membership and should be amended to clarify that a student-athlete’s eligibility is not affected if he or she participates in an impermissible institutional promotional activity. The committee noted in these instances, an institution is the primary bearer of responsibility and culpability for the violation rather than the student-athlete.

      (3) **Estimated Budget Impact.** None.

      (4) **Student-Athlete Impact.** None.

2. Nonlegislative items.

   • None.

INFORMATIONAL ITEMS.

1. **Contemporaneous Medical Documentation Standards.** The committee reviewed feedback from the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport regarding medical documentation from licensed physician extenders and the use of noncontemporaneous medical documentation. The committee modified its current medical documentation standards guideline to allow consideration of noncontemporaneous medical documentation in conjunction with contemporaneous medical documentation from a
treating physician. Additionally, the committee directed staff to review waiver requests involving diagnosis or treatment by a licensed physician extender on a case-by-case basis.

2. Review of Application of Community Service Guideline. The committee modified its current guideline specific to the fulfillment of community service hours. It will state that community service hours must be independent of any team, department of athletics or required institutional community service activity. It also may not be fulfilled by participating in an activity that involves direct contact with prospective student-athletes at an organization with an athletics nexus. The committee further reviewed its guideline regarding use of community service as a condition of reinstatement in light of recent case precedent. The committee discussed whether the 50-hour community service maximum remains appropriate and requested the reinstatement staff continue to track case precedent involving repayment or community service and to provide an update at its December 2017 meeting.

3. Waiver Guidelines for Transgender Student-athletes. The committee modified its waiver guidelines to permit staff to approve season-of-participation waivers for transgender female student-athletes who have practiced with a women’s team during the first year of being treated with testosterone suppression medication or within the first year of surgical intervention, provided specific criteria are met. In addition, the committee directed staff to consider the student-athlete’s year of ineligibility as a denied participation opportunity for the purposes of an extension waiver request.

4. Amateurism Certification Process Update. The reinstatement staff provided a summary of amateurism certification case decisions, including appeals heard by the committee, for the 2016-17 academic year.

5. Legislation Update. The reinstatement staff provided the committee with an update regarding new legislation adopted in January and April 2017, including legislative proposals recommended by the committee at its December 2016 meeting.

6. Review of Data Involving Urgent Reinstatement Requests. The reinstatement staff provided the committee with information and data regarding the number of urgent reinstatement requests submitted by each conference since July 1, 2016.

7. Financial Aid Update. The committee noted that no student-athlete reinstatement cases involving financial aid violations were received between November 1, 2016, and April 1, 2017.
8. **Flexible Student-athlete Reinstatement Decisions.** The committee reviewed recent reinstatement staff decisions that provided relief from established case precedent and/or committee guidelines. Eligibility Case Nos. 935290 and 966035 were archived, and all other cases were accepted and will remain available for precedent within the NCAA Requests and Self-Reports Online database consistent with the NCAA Divisions I, II and III Committees on Student-Athlete Reinstatement Policies and Procedures.

9. **Review of Guidelines.** The committee reviewed and approved revisions to the NCAA Division III Committee on Student-Athlete Reinstatement Guidelines.

10. **Review of Reinstatement Policies and Procedures.** The committee reviewed and approved editorial revisions to the NCAA Divisions I, II and III Committees on Student-Athlete Reinstatement Policies and Procedures.

11. **Division III Summary of Actions.** The committee received an update regarding 2017 NCAA Convention legislation relevant to student-athlete reinstatement.

12. **Governance Update.** The director of Division III updated the committee on several items, including the presidential diversity pledge; composition of the NCAA Board of Governors; 2018 NCAA Convention legislation involving graduate transfers, sports wagering, academic misconduct and football playing and practice seasons; the Division III budget; the free profile page available for prospective and enrolled student-athletes on the NCAA Eligibility Center website; and the faculty athletic representatives, diversity and inclusion, LGBTQ, and sportsmanship and game environment working groups.

13. **Litigation Update.** NCAA deputy general counsel provided a litigation update.

14. **Continuing Education.** The reinstatement staff provided the committee with continuing education regarding student-athlete reinstatement appeals.

15. **Future Meetings.** The committee established the following future meeting dates and locations:

   

*Committee Chair:* Lisa Sardinia, Pacific University (Oregon); Northwest Conference  
*Staff Liaisons:* Stephanie Grace, Academic and Membership Affairs  
Julie Sargent, Academic and Membership Affairs
### NCAA Division III Committee on Student-Athlete Reinstatement
#### May 2-3, 2017, Meeting

<table>
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<tr>
<th>Attendees:</th>
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<tr>
<td>Heather Benning, Midwest Conference.</td>
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<tr>
<td>Matthew Burke, Mount Ida College; Great Northeast Athletic Conference.</td>
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<tr>
<td>Sean Cain, Adrian College; Michigan Intercollegiate Athletic Association.</td>
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<tr>
<td>Angela Marin, University of Texas at Dallas; American Southwest Conference.</td>
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<tr>
<td>Lisa Sardina, Pacific University (Oregon); Northwest Conference.</td>
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<tr>
<td>Brian Williams, State University of New York at New Paltz; State University of New York Athletic Conference.</td>
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<th>NCAA Staff Support in Attendance:</th>
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<tbody>
<tr>
<td>Stephanie Grace, Maison Haines, Julie Sargent.</td>
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<th>Other NCAA Staff Members in Attendance:</th>
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<tr>
<td>Louise McCleary, Jeff Myers.</td>
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