1. Welcome and announcements. (Linda Van Drie-Andrzjewski)

2. Review of September 28 teleconference report to the NCAA Division II Management Council. [Supplement No. 1] (Van Drie-Andrzjewski)

3. Update from the NCAA Division II Presidents Council and Management Council October meetings. (Karen Wolf)

4. Review of August 11 teleconference report from the Legislative Review Subcommittee of the Division II Legislation Committee. [Supplement No. 2] (Keith Vitense)

5. Review of July 24 and September 18 teleconference reports from the Interpretations Subcommittee of the Division II Legislation Committee. [Supplement Nos. 3-a and 3-b] (Cherrie Wilmoth)

   a. 2018 NCAA Convention Division II Second Publication of Proposed Legislation. [Supplement No. 4] (Wolf)
      • Identification of procedural issues.
   b. Review of 2018 NCAA Convention Division II Legislative Proposals Question and Answer Guide. [Supplement No. 5 to be distributed prior to meeting.] (All)
   c. Membership-sponsored proposals not properly co-sponsored. [Supplement No. 6] (Chelsea Crawford)

7. Update on feedback regarding out-of-season playing and practice season legislation. (Geoff Bentzel)
   a. Membership feedback. [Supplement No. 7] (Gregg Summers)
   b. NCAA Division II Student-Athlete Advisory Committee feedback. [Supplement No. 8 to be distributed prior to meeting.] (Chelsea Crawford)

8. Review of legislative recommendations from the NCAA Division II Culture of Compliance Think Tank subgroup. [Supplement No. 9] (Scott Larson and Angela Red)
9. Update on the Division I rules modernization review. (Wolf)

10. Discussion with Felicia Martin, vice president of the NCAA Eligibility Center.

11. Update regarding discussion with the National Association of Intercollegiate Athletics and use of the one-time transfer exception. [Supplement No. 10] (Wolf)

12. Update on the online coaches education program. (Amanda Conklin)

13. NCAA Division II Proposal No. 2017-12 (financial aid – maximum limits on financial aid – team limits – institutional athletics aid only) and the financial aid form. [Supplement No. 11] (Red and Jerry Vaughn)

14. Discussion regarding midyear enrollee participation in outside competition during the nonchampionship segment. [Supplement No. 12] (Madison Hahesy)

15. Discussion regarding the Women’s Final Four dates and the Division II basketball recruiting calendar. [Supplement No. 13] (Wolf)

16. 2017-18 Division II priorities. [Supplement No. 14] (Maritza Jones)


18. Future meeting dates.
   a. March 5-6, 2018, in-person meeting; (Indianapolis, Indiana).
   b. June 20-21, 2018, in-person meeting; (Indianapolis, Indiana).
   c. November 2018 date to be determined; (Indianapolis, Indiana).
      (1) November 5-6, 2018 (Monday/Tuesday); or
      (2) November 12-13, 2018 (Monday/Tuesday)

19. Other business.
   a. Discussion regarding the football preseason practice model. [Supplement No. 16] (Bentzel)
   b. Discussion regarding NCAA Division II Proposal No. NC-2018-20 (recruiting – publicity – comments prior to signing – actions on social media platforms) and timing. [Supplement No. 17] (Wolf)
c. Review of Division I official interpretation regarding student-athlete opinions on a commercial product or service. [Supplement No. 18] (Wolf)

20. Adjournment.
REPORT OF THE
NCAA DIVISION II LEGISLATION COMMITTEE
SEPTEMBER 28, 2017, TELECONFERENCE

ACTION ITEMS.

1. Legislative Items.
   • None.

2. Nonlegislative Items.
   • None.

INFORMATIONAL ITEMS.

1. Approval of the June 2017 NCAA Division II Legislation Committee Meeting Report. The committee reviewed and approved the June 2017 in-person meeting report.

2. Review of the July/August 2017 NCAA Division II Presidents Council and NCAA Division II Management Council Summary of Actions. The committee received an update on the actions taken at the July/August 2017 Presidents Council and Management Council quarterly meetings.

3. Discussion Regarding Legislation Committee Position on 2018 NCAA Convention Division II Proposal No. 1-3. In August, the Presidents Council and Management Council referred the following membership-sponsored proposal to the Legislation Committee for review. The committee agreed to take the following position on the proposal:
   • NCAA Proposal No. 2-5 (1-3) Playing and Practice Seasons -- Women's Volleyball -- First Date of Competition -- Championship Segment -- Women -- Exception -- Division II National Championships Fall Festival. The committee agreed to support this proposal. The committee noted that this change is only once in four years and would reduce the number of midweek games and missed class time. The additional week would also provide an opportunity for institutions to maintain in-region competition prior to the start of conference schedules.
   
   The committee also noted that Proposal No. 1-2 (recruiting -- publicity -- comments prior to signing -- actions on social media platforms) was withdrawn by the sponsors after the release of the 2018 NCAA Convention Division II Initial Publication of Proposed Legislation, due to the adoption of Proposal No. NC-2018-20.
4. **Review of Amateurism Fact-Finding Policies and Procedures.** The committee reviewed and approved the updated policies and procedures for the NCAA Division II Amateurism Fact-Finding Group.

5. **Election of Legislation Committee Chair.** The committee elected Linda Van Drie-Andrzjewski, director of athletics at Wilmington University (Delaware), as chair of the committee, effective immediately.

6. **Election of Interpretations Subcommittee Chair.** The committee elected Cherrie Wilmoth, senior woman administrator at Southeastern Oklahoma State University, as chair of the Interpretations Subcommittee, effective immediately.

7. **Subcommittee Appointments.** The committee appointed Chris Gregor, senior compliance administrator at Saint Martin’s University, to the Interpretations Subcommittee, effective immediately. The committee also appointed Tonya Charland, associate commissioner/senior woman administrator at the Great Lakes Valley Conference, to the Legislative Review Subcommittee, effective immediately.

8. **Future Meeting Dates.**
   
a. November 6-7, 2017, Indianapolis;

b. March 5-6, 2018, Indianapolis; and

c. June 20-21, 2018, Indianapolis.

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*Committee Chair: Linda Van Drie-Andrzjewski, Wilmington University (Delaware), Central Atlantic Collegiate Conference*

*Staff Liaisons: Karen Wolf, Academic and Membership Affairs*  
*Geoff Bentzel, Academic and Membership Affairs*  
*Chelsea Crawford, Academic and Membership Affairs*
<table>
<thead>
<tr>
<th>Attendees:</th>
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<tbody>
<tr>
<td>Tonya Charland; Great Lakes Valley Conference.</td>
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<tr>
<td>Gary Gray, University of Alaska-Fairbanks; Great Northwest Athletic Conference.</td>
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<tr>
<td>Chris Gregor, St. Martin's University; Great Northwest Athletic Conference.</td>
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<tr>
<td>Brent Heaberlin, Lenoir-Rhyne University; South Atlantic Conference.</td>
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<tr>
<td>Scott Larson, Lubbock Christian University; Heartland Conference.</td>
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<tr>
<td>Linda Van Drie-Andrzewski, Wilmington University (Delaware); Central Atlantic Collegiate Conference.</td>
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<tr>
<td>Keith Vitense, Cameron University; Lone Star Conference.</td>
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<tr>
<td>Cherrie Wilmoth, Southeastern Oklahoma State University; Great American Conference.</td>
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<tr>
<td>Scott Young, University of Indianapolis; Great Lakes Valley Conference.</td>
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<tr>
<td>Absentees:</td>
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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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<tr>
<td>Taryn Driver, Texas A&amp;M University-Commerce; Lone Star Conference.</td>
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<tr>
<td>Guests in Attendance:</td>
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<tr>
<td>None.</td>
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<tr>
<td>NCAA Staff Liaisons in Attendance:</td>
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<tr>
<td>Other NCAA Staff Members in Attendance:</td>
</tr>
<tr>
<td>Maritza Jones, Stephanie Quigg Smith, Terri Steeb Gronau and Matt Ward.</td>
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</table>
KEY ITEMS.

1. Evaluating Receipt of Expenses from a Professional Team. The NCAA Division II Legislation Committee Legislative Review Subcommittee reviewed current NCAA legislation governing receipt of expenses from a professional team and received an update from NCAA Eligibility Center regarding certification trends and documentation standards. The subcommittee instructed Eligibility Center staff to require contemporaneous documentation of asserted expenses, in excess of nominal value, to determine whether the prospective student-athlete received benefits in excess of actual and necessary expenses. Further, in the absence of contemporaneous documentation, the subcommittee authorized staff to apply a uniform standard that would allow prospective student-athletes to demonstrate presumptive compliance with the legislation without compromising the consistency or predictability of the certification process. Specifically, the subcommittee authorized staff to use the average expenses for a household in the locale as a standard for actual expenses where the prospective student-athlete cannot document actual expenses through contemporaneous documentation.

Subcommittee Chair: Marty Gilbert, Mars Hill University; South Atlantic Conference
Staff Support: Chelsea Crawford, Academic and Membership Affairs
Karen Wolf, Academic and Membership Affairs

NCAA Division II Legislation Committee
Legislative Review Subcommittee
August 11, 2017, Teleconference

Attendees:
Molly Belden, Northeast-10 Conference.
Marty Gilbert, Mars Hill University; South Atlantic Conference.
Chris Gregor, Saint Martin's University; Great Northwest Athletic Conference.
Natasha Oakes, Missouri Western State University; Mid-America Intercollegiate Athletic Association.
Linda Van Drie-Andrzewski, Wilmington University (Delaware); Central Atlantic Collegiate Conference.
Keith Vitense, Cameron University; Lone Star Conference.

Absentees:
None.

Guests in Attendance:
None.

NCAA Staff Support in Attendance:
Chelsea Crawford and Karen Wolf.

Other NCAA Staff Members in Attendance:
Geoff Bentzel, Mike DeCesare and Stephanie Quigg Smith.
ACTION ITEMS.

1. Legislative items.
   - None.

2. Nonlegislative items.
   - None.

INFORMATIONAL ITEM.

- Review of Interpretations Issued in Divisions I and III since July 1, 2017. The NCAA Division II Legislation Committee Interpretations Subcommittee reviewed two interpretations issued in Division I on July 12, 2017. The subcommittee recommended no action on the two interpretations reviewed.

Subcommittee Chair: Kimberly Pate, Lenoir-Rhyne University, South Atlantic Conference
Staff Support: Geoff Bentzel, Academic and Membership Affairs
              Karen Wolf, Academic and Membership Affairs

| NCAA Division II Legislation Committee |
| Interpretations Subcommittee          |
| July 24, 2017, Teleconference         |

Attendees:
Kelly McLaughlin, Regis University; Rocky Mountain Athletic Conference.
Natasha Oakes, Missouri Western State University; Mid-America Intercollegiate Athletics Association.
Penny Parker, Rollins College; Sunshine State Conference.
Kimberly Pate, Lenoir-Rhyne University; South Atlantic Conference.
Cherrie Wilmoth, Southeastern Oklahoma State University; Great American Conference.

Absentees:
Peggy Lynn Davis, Virginia State University; Central Intercollegiate Athletic Association.

Guests in Attendance:
None.

NCAA Staff Support in Attendance:
Geoff Bentzel and Karen Wolf.

Other NCAA Staff Members in Attendance:
Chelsea Crawford and Madison Hahesy.
ACTION ITEMS.

1. Legislative items.
   - None.

2. Nonlegislative items.
   a. The NCAA Interpretations Subcommittee of the Division II Legislation Committee reviewed a Division I official interpretation regarding photographs and video of prospective student-athletes in camp or clinic information and advertisements. The subcommittee agreed with the application of the Division I official interpretation and requested that a similar official interpretation be issued in Division II, as follows:

   **Photographs and Video of Prospective Student-Athletes in Camp or Clinic Information and Advertisements**

   **Date Issued:** August 2, 2017  
   **Date Published:**  
   **Item Ref:**

   The NCAA Interpretations Subcommittee of the Division II Legislation Committee determined that it is not permissible to use photographs and/or videos of a prospective student-athlete (or multiple prospective student-athletes) in camp or clinic information and advertisements. Once a prospective student-athlete has signed a National Letter of Intent, the institution's written offer of admission and/or financial aid, or the institution has received his or her financial deposit in response to the institution's offer of admission, the prospective student-athlete's photograph and/or video may be used in camp or clinic information and advertisements only in the same manner in which it is permissible to use photographs and/or video of student-athletes.

   [References: NCAA Division II Bylaws 12.5.1.5 (camps); 13.10.2 (comments prior to signing); 13.10.6 (photograph of prospective student-athlete)]

   b. The subcommittee reviewed a Division I official interpretation regarding nutritional supplements. The subcommittee agreed with the application of the Division I official interpretation and requested that a similar official interpretation be issued in Division II, as follows:
Nutritional Supplements

Date Issued: August 9, 2017
Date Published:
Item Ref:

The NCAA Interpretations Subcommittee of the Division II Legislation Committee confirmed that it is not permissible for an institution to provide any nutritional supplement to its student-athletes, unless the supplement is included in one of the five classes identified specially in NCAA Division II Bylaw 16.5.1-(e) (i.e., carbohydrate and/or electrolyte drinks, energy bars, carbohydrate boosters, protein supplements, vitamins and minerals). The following is a list of nutritional supplements/ingredients as developed by the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports. The list is not exhaustive but should assist institutions in determining the types of nutritional supplements that may be provided to student-athletes:

<table>
<thead>
<tr>
<th>Permissible</th>
<th>Not Permissible</th>
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<tbody>
<tr>
<td>• Calorie replacement drinks.</td>
<td>• Amino acids (including amino acid chelates).</td>
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<td>• Carbohydrate and/or electrolyte replacement drinks.</td>
<td>• Chondroitin.¹</td>
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<td>• Energy bars.</td>
<td>• Chrysin.</td>
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<td>• Protein supplements (e.g., protein powder).</td>
<td>• CLA (Conjugated Linoleic Acid).</td>
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<td>• Vitamins and minerals.</td>
<td>• Creatine/creatine-containing compounds.</td>
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<td></td>
<td>• Fish oil.</td>
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<td></td>
<td>• Garcinia cambogia (hydroxycitric acid).</td>
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<td></td>
<td>• Ginkgo biloba.</td>
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<td></td>
<td>• Ginseng.</td>
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<td>• Glucosamine.</td>
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<td>• Glycerol.²</td>
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<td>• Green tea.</td>
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<td>• HMB.</td>
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<td></td>
<td>• Carnitine.</td>
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<td></td>
<td>• Melatonin.</td>
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<td></td>
<td>• MSM (Methylsulfonyl methane).</td>
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¹ It is permissible for an institution to provide any supplement to a student-athlete for medical purposes, provided such substances are provided by a licensed medical doctor to treat a specific, diagnosed medical condition (as opposed to prescribing them for preventative reasons).

² Glycerine or glycerol as a binding ingredient in a supplement product is permissible.
Additionally, it is not permissible for an institution to provide a nutritional supplement to student-athletes if:

(1) The nutritional supplement includes any impermissible ingredient;

(2) The nutritional supplement lists any parts of protein separately (e.g., amino acid); or

(3) The nutritional supplement lists a "proprietary protein" or "protein blend," unless the proteins in the proprietary blend are identified on the label and are from whole food sources.

Finally, it is not permissible for an institution or an institutional staff member to sell or arrange the sale of impermissible supplements to student-athletes.

[References: NCAA Division II Bylaw 16.5.1 (permissible) and January 12, 2004, official interpretation, Item No. 2, which has been archived].

**INFORMATIONAL ITEMS.**

- The subcommittee reviewed a Division I educational column regarding nutritional supplements. The subcommittee also requested that a similar educational column be issued in Division II as additional information for the membership.

*Subcommittee Chair:* Cherrie Wilmoth, Southeastern Oklahoma State University; Great American Conference  
*Staff Support:* Karen Wolf, Academic and Membership Affairs  
Geoff Bentzel, Academic and Membership Affairs
<table>
<thead>
<tr>
<th>NCAA Interpretations Subcommittee of the Division II Legislation Committee</th>
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<tbody>
<tr>
<td>September 18, 2017, Teleconference</td>
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**Attendees:**
- Brent Heaberlin, Lenoir-Rhyne University; South Atlantic Conference.
- Cherrie Wilmoth, Southeastern Oklahoma State University; Great American Conference.
- Scott Young, University of Indianapolis; Great Lakes Valley Conference.

**Absentees:**
- Peggy Davis, Virginia State University; Central Intercollegiate Athletic Association.
- Chris Gregor, Saint Martin's University; Great Northwest Athletic Conference.

**Guests in Attendance:**
None.

**NCAA Staff Support in Attendance:**
- Geoff Bentzel and Karen Wolf.

**Other NCAA Staff Members in Attendance:**
- Chelsea Crawford, Madison Hahesy and Angela Tressel.
2018 NCAA CONVENTION
DIVISION II SECOND PUBLICATION OF PROPOSED LEGISLATION

112th Annual Convention
January 17-20, 2018
Indianapolis, Indiana
Legislation Prepared By: Stephanie Smith, Director of Academic and Membership Affairs for Division II; Karen Wolf, Associate Director of Academic and Membership Affairs for Division II; Geoff Bentzel, Assistant Director of Academic and Membership Affairs; and Chelsea Crawford, Assistant Director of Academic and Membership Affairs

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Second Publication of Proposed Legislation
112th Annual Convention

This publication presents all proposed amendments to NCAA Division II legislation that were properly submitted in accordance with the September 1 deadline in the NCAA legislative calendar. The proposals herein appear in the order in which they would appear, if adopted, in the NCAA Division II Manual. No attempt has been made to place them in topical groupings or in the order in which they eventually might appear in the Convention agenda. Each proposal is accompanied not only by the traditional statement of intent and proposed effective date, but also by a statement of rationale.

The order of the membership-sponsored proposal(s) contained in the Initial Publication of Proposed Legislation has changed in the Second Publication of Proposed Legislation. The order of the five proposals in the second publication will change in the Official Notice. The numeral 2 has been placed in front of the proposal number to help identify its position in the second publication. In addition, for each proposal that appeared in the initial publication, a parenthetical follows the proposal number, which identifies the proposal's number as it appeared in the Initial Publication of Proposed Legislation.

No new proposals may be submitted for the 2018 Convention inasmuch as the July 15 and September 1 deadlines have passed. Member institutions and conferences, as well as the Presidents Council, have until 5 p.m. Eastern time November 1 to submit amendments to these proposals. Such amendments-to-amendments may not increase the modification set forth in the printed proposal. Amendments-to-amendments submitted by the membership must have eight sponsors from active member institutions in Division II. In addition, amendments-to-amendments may be sponsored by at least one member conference (on behalf of eight or more of their active member institutions) in Division II. It should be noted that proposals that are withdrawn after the September 15 sponsor-modification deadline appear in the Second Publication of Proposed Legislation; however, information will be included in the Official Notice to indicate the sponsor's intent to withdraw the proposal at the Convention.

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Refer to Appendix B for information about how to request an interpretation.

This publication represents the second of three publications dealing with Convention legislation, as dictated by the provisions of Constitution 5. The third publication will be as follows:

**November 15** - Official Notice of the 2018 Convention. This publication will contain all legislation for the Convention, including all amendments-to-amendments submitted by the November 1 deadline.
2017-18 Legislative Calendar

The legislative calendar, as set forth in Constitution 5, is summarized here for convenience of reference.

**July 15:** Deadline for submission of amendments by the Division II membership. Each amendment must include a statement of intent and a separate statement of rationale (200 words or less), as well as identification of the designated primary contact person.

**July 15:** Legislation Committee Review. The committee reviews proposals by the membership and works with the primary contact person for each amendment to ensure that the proposal meets the intent of the sponsor, to ensure that the placement of the amendment is consistent with the organizational integrity of the Manual, and to edit the intent and rationale statements of the sponsors for clarity and brevity.

**August 9:** Presidents Council Consideration. The NCAA Division II Presidents Council considers legislative proposals that it may wish to sponsor. It also reviews the proposals submitted by the membership in accordance with the July 15 deadline.

**August 15:** Posting of Initial Publication of Proposed Legislation.

**August 15-September 15:** Sponsor-Modification Period. Sponsors are permitted to refine and change their proposals in any manner germane to the original proposal. Member institutions and conferences are invited to offer any suggested revisions of a proposal to the primary contact person listed with the proposal. Also, members that believe an amendment should not be modified should inform the primary contact person.

**September 1:** Deadline for submission of amendments sponsored by the Division II Presidents Council.

**September 15:** Deadline for submission by all sponsors (with submission by the primary contact person) of any modification to their original amendments. These modifications may represent either greater or lesser changes; they need only be germane to the original proposal.

**September 23:** Posting of Second Publication of Proposed Legislation. This publication includes all Division II membership-sponsored proposals (as modified) and includes all proposals sponsored by the Division II Presidents Council.

**September 23-November 1:** Amendment-to-amendment period. The Division II Presidents Council as well as the membership (see Constitution 5.3.5.3) may submit amendments to the proposals in the Second Publication of Proposed Legislation. These amendments-to-amendments may not increase the modification of the provisions to be amended; they must fall between the provisions of the circularized amendment and the current provisions.

**November 1:** Deadline for all amendments-to-amendments to be received in the national office. No amendments-to-amendments sponsored by the membership may be submitted after this date. The Presidents Council is authorized to submit further amendments-to-amendments at the Convention if it deems such action necessary.

**November 15:** Mailing and Posting of the Official Notice of the Convention. This publication includes all Division II proposed legislation and properly submitted amendments-to-amendments.

**January 17-20, 2018:** NCAA Convention. Delegates may receive the Convention Program when they register at Convention or they may use the NCAA Convention app. The Convention Program and app also contain the most up-to-date meeting schedule and other helpful Convention information.

**Division II Legislation Committee**

Molly Belden, Northeast-10 Conference  
Tonya Charland, Great Lakes Valley Conference  
Peggy Davis, Virginia State University  
Taryn Driver, SAAC Representative  
Chris Gregor, Saint Martin’s University  
Brent Heaberlin, Lenoir-Rhyne University  
Scott Larson, Lubbock Christian University
112th Annual Convention
Legislative Proposals Submitted by the NCAA Division II Presidents Council and by the Division II Membership

[Note: Pursuant to Constitution 5.3.12, all amendments shall become effective not earlier than the first day of August following adoption by the Convention; however, if a voting delegate wishes to propose an immediate effective date, or to propose any other effective date prior to the first day of August, a two-thirds majority of all delegates present and eligible to vote on the amendment is required to approve the immediate or alternative effective date. Further, all amendments with an effective date other than the first day of August following the Convention, will contain in the rationale statement reasons for such an effective date. Those proposals that receive the required vote to carry an immediate effective date and that are adopted, become effective upon adjournment of the Convention.]

[Note: In the following proposals:

- Those letters and words that appear in *italics* and strikethrough are to be deleted;
- Those letters and words that appear in **bold** and *underlined* are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division II legislation.]
Intent: To specify that an institution located in Mexico may join Division II upon the successful completion of the membership process.

A. Constitution: Amend 3.02.3, as follows:

3.02.3 Membership Categories.

3.02.3.1 Active Member. An active member is a four-year college or university or a two-year upper-level collegiate institution accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian international institution) and duly elected to active membership under the provisions of this article (see Constitution 3.3.3). Active members have the right to compete in NCAA championships, to vote on legislation and other issues before the Association, and to enjoy other privileges of membership designated in the constitution and bylaws of the Association. (See Constitution 3.3.2.1.1 regarding restrictions on the privileges of for-profit institutions.)

3.02.3.2 Provisional Member. A provisional member is a four-year college or university or a two-year upper-level collegiate institution accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian international institution) and that has applied for active membership in the Association. Provisional membership is a prerequisite for active membership in the Association. The institution shall be elected to provisional membership under the provisions of this article (see Constitution 3.6.3). Provisional members shall receive all publications and mailings received by active members in addition to other privileges designated in the constitution and bylaws of the Association. For specific requirements, see Bylaw 20.2.

3.02.3.4 Provisional Conference. A provisional conference consists of a group of at least 10 four-year colleges or universities or two-year upper-level collegiate institutions, accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian international institution), and that has applied for provisional conference membership in the Association. Provisional conference membership is a prerequisite for active conference membership in the Association. The conference shall be elected to provisional conference membership under the provisions of this article (see Constitution 3.4.1) and shall follow the guiding principles of a model Division II conference, set forth in the "Division II Long-Range Financial Plan." Provisional conferences shall receive all publications and mailings received by voting member conferences in addition to other privileges designated in the constitution and bylaws of the Association.

B. Constitution: Amend 3.2.1, as follows:

3.2.1 General. Membership is available to colleges, universities, athletics conferences or associations and other groups that are related to intercollegiate athletics; that have acceptable academic standards (as defined in Constitution 3.3.3.2); and that are located in Canada, Mexico and the United States, its territories or possessions. Such institutions or organizations must accept and observe the principles set forth in the constitution and bylaws of the Association.

3.2.1.1 Membership of Canadian International Institutions. Canadian institutions Institutions located in Canada and Mexico invited to explore Division II membership must accept or observe the policies and procedures as developed and approved by the Board of Governors, in addition to the principles set forth in the constitution and bylaws of the Association.

3.2.1.1.1 Accreditation Standard for Canadian International Institutions. A Canadian institution An institution located in Canada or Mexico must satisfy the Association's requirement of acceptable academic standards to be elected to and maintain active membership in the Association by meeting one of the following standards:
[3.2.1.1.1-(a) through 3.2.1.1.1-(b) unchanged.]

C. Constitution: Amend 3.3.3.2, as follows:

3.3.3.2 Accreditation. An institution shall meet the Association’s requirement of acceptable academic standards by accreditation through one of the six regional accrediting agencies* (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian an international institution). The application shall be considered with regard to requested membership division and sport classification in accordance with Bylaw 20. The application shall be reviewed by the Membership Committee.

D. Constitution: Amend 3.6.1.1, as follows:

3.6.1.1 Types of Institutions. Membership in the provisional period is available to four-year colleges and universities and two-year upper-level collegiate institutions, accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian an international institution) and duly elected to the membership process under the provisions of Constitution 3.6.3 and Bylaw 20.2.

E. Constitution: Amend 3.6.3.3, as follows:

3.6.3.3 Accreditation. An institution shall meet the Association’s requirement of acceptable academic standards by accreditation through one of the six regional accrediting agencies* (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian an international institution). The application shall be considered with regard to requested membership division and sport classification in accordance with Bylaw 20. The application shall be reviewed by the Membership Committee.

F. Bylaws: Amend 14.8.2.1, as follows:

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

[14.8.2.1-(a) through 14.8.2.1-(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 [or no longer meets the accreditation standard for a Canadian an international institution (see Constitution 3.2.1.1.1)] and forfeited immediately its membership in the Association per Constitution 3.3.5.2.

G. Bylaws: Amend 20.02.5, as follows:

20.02.5 Provisional Membership. A provisional member institution is a four-year college or university or a two-year upper-level collegiate institution accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian an international institution) and that has applied for active membership in the Association. The institution shall be elected to provisional membership under the provisions of this article and Constitution 3.6.3. Provisional membership is a prerequisite for active membership and shall last for a minimum of three years. During year one of the membership process, an institution shall administer its athletics programs in accordance with NCAA legislation regarding full-time enrollment, good academic standing, sports sponsorship and health and safety. During years two and three of the provisional period, an institution shall administer its athletics programs in accordance with the constitution, bylaws and other legislation of the Association. Provisional members shall receive all publications and mailings received by active members in addition to other privileges designated in the constitution and bylaws of the Association. For specific requirements, see Bylaw 20.2.

[20.02.5 unchanged.]

I. Bylaws: Amend 20.2.1.1, as follows:

20.2.1.1 Types of Institutions. Membership in the provisional period is available to four-year colleges and universities and two-year upper-level collegiate institutions, accredited by the appropriate regional accrediting agency (see Constitution 3.2.1.1.1 for the accreditation standard for a Canadian an international institution) and duly elected to the membership process under the provisions of Constitution 3.6.3 and Bylaw 20.2.

[20.2.1.1 unchanged.]
K. **Administrative:** Amend 31.3, as follows:

31.3.3.1.1 **Countable Competition.** For NCAA team-championship selection purposes, competition is countable only when the teams played are varsity intercollegiate teams of four-year, degree-granting institutions that conduct a majority of their competition in that team sport against varsity intercollegiate teams (see Constitution 3.3.4.4) of four-year, degree-granting institutions located in Canada, **Mexico** and the United States, its territories or possessions. Competition against service teams, professional teams, semiprofessional teams, amateur teams, two-year colleges and club teams shall be excluded.

**Source:** California Collegiate Athletic Association, Great Northwest Athletic Conference and Pacific West Conference.

**Effective Date:** Immediate

**Rationale:** In 2008, Division II adopted Proposal No. 2008-3 which established a pilot program to allow Canadian institutions to join the Division II membership. In April 2017, the NCAA Board of Governors voted to end the 10-year international pilot and established a formal policy regarding international membership in the NCAA. Division II remains the only division with an international member. This proposal will expand the legislation to institutions in Mexico. Giving institutions in Mexico the opportunity to apply for Division II membership will allow Division II student-athletes the chance to benefit from cross-cultural competition, gain experience in international travel and potentially reach new markets. Finally, allowing institutions located in Mexico the opportunity to join the Division II membership, will help expand the number of institutions located in the West region. This proposal would not require institutions to compete in Mexico. Institutions located in Mexico will be required to apply and go through the Division II membership process, which would include receiving a bona fide invitation for membership from an active Division II conference before applying for Division II membership. The immediate effective date will permit institutions located in Mexico to apply for Division II membership by February 1, 2018.

No. 2-2 **ETHICAL CONDUCT -- SPORTS WAGERING ACTIVITIES -- SANCTIONS -- ELIMINATION OF LEGISLATED SANCTIONS**

**Intent:** To eliminate the legislated penalty for sports wagering.

**Bylaws:** Amend 10.3, as follows:

[Common provision, all divisions, divided vote]

10.3 Sports Wagering Activities. The following individuals shall not knowingly participate in sports wagering activities or provide information to individuals involved in or associated with any type of sports wagering activities concerning intercollegiate, amateur or professional athletics competition:

[10.3-(a) through 10.3-(d) unchanged.]

[10.3.1 unchanged.]

10.3.2 Sanctions. The following sanctions for violations of Bylaw 10.3 shall apply:

(a) A student-athlete who engages in activities designed to influence the outcome of an intercollegiate contest or in an effort to affect win-loss margins (i.e., "point shaving") or who participates in any sports wagering activity involving the student-athlete's institution shall permanently lose all remaining regular-season and postseason eligibility in all sports.

(b) A student-athlete who participates in any sports wagering activity through the Internet, a bookmaker or a parlay card shall be ineligible for all regular-season and postseason competition for a minimum period of one year from the date of the institution's determination that a violation occurred and shall be charged with the loss of a minimum of one season of eligibility. If the student-athlete is later determined to have been involved in a violation of any portion of Bylaw 10.3, the student-athlete shall permanently lose all remaining regular-season and postseason eligibility in all sports.

**Source:** NCAA Division II Presidents Council [Management Council (Committee on Student-Athlete Reinstatement)].

**Effective Date:** Immediate

Date Printed: 10/10/2017
Rationale: The student-athlete reinstatement process offers the opportunity for the NCAA Division II Committee on Student-Athlete Reinstatement and NCAA student-athlete reinstatement staff to review cases on an individual basis and consider the totality of the circumstances. For violations that trigger the legislated sports wagering sanctions, the minimum penalty is automatic and cannot be appealed. To promote increased fairness, the committee believes it important to conduct a case-by-case review of these sports wagering violations and also provide for an appellate opportunity. Further, it is important to note that, if the proposal is adopted, the legislated sanctions will be incorporated into the Division II Student-Athlete Reinstatement guidelines, which would recognize the Association’s continued emphasis on the severity of sports wagering violations. [Note: Bylaw 10.3.2 is a common provision across NCAA Divisions I, II, and III.]

No. 2-3 AWARDS AND BENEFITS -- AWARDS -- APPLICATION OF AWARDS LEGISLATION AND TYPES OF AWARDS, AWARDING AGENCIES, MAXIMUM VALUE AND NUMBERS OF AWARDS -- AWARDS RECEIVED FOR PARTICIPATION WHILE NOT REPRESENTING THE INSTITUTION AND INCREASE IN MAXIMUM VALUES

Intent: To amend the awards legislation, as follows: (1) to specify that the limitations on awards received by a student-athlete are governed by Bylaw 16.1 if the student-athlete is representing the institution or by the rules of the amateur organization that governs the competition if the student-athlete is not representing the institution; (2) to increase the limitation on the maximum value of the annual participation award for a senior by $100 and to increase the limitation on the maximum value of all other participation awards by $50; and (3) to eliminate the restrictions on the type of award that can be provided for a specialized performance in a single contest or during limited time period (e.g., player of the game, player of the week).

A. Bylaws: Amend 12.1.3, as follows:

12.1.3 Permissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual:

[12.1.3-(a) through 12.1.3-(c) unchanged.]

(d) Awards Based on Performance in Outside Competition. Receipt of an award (e.g., trophy, medal, saddle) based on place finish or performance in outside competition, subject to the applicable post-enrollment awards limits (see Bylaw 16.1) rules of the amateur organization that governs the competition;

[12.1.3-(e) through 12.1.3-(g) unchanged.]

B. Bylaws: Amend 16.1.1, as follows:

16.1.1 Application of Awards Legislation.

[16.1.1.1 unchanged.]

16.1.1.2 Awards Received by a Student Athlete While Enrolled as a Full Time Student for Participation While Representing the Institution. 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 for participation in competition while representing his or her institution. [R]

16.1.1.3 Student Athlete Not Regularly Enrolled: Awards Received for Participation While Not Representing the Institution. 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. [See Bylaw 12.1.3-(c) for prize money based on place finish in individual sports.] [R]

[16.1.1.4 through 16.1.1.5 unchanged.]
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</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 conference</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>championship contest or tournament</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Institution</td>
<td>$375*</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>Management of event (may include conference office)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Participation in postseason NCAA</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>championship contest or tournament</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Institution</td>
<td>$375</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>NCAA</td>
<td>No limit</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Participation in all-star game or postseason bowl</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Institution</td>
<td>$400**</td>
<td>Once per event</td>
<td>Institution</td>
<td>2</td>
</tr>
<tr>
<td>Management of event</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Participation in other established meets,</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>tournaments and featured individual competition</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>* 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 $375.*</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>** Each permissible awarding agency is subject to a separate $400 limit per award.</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### 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 hometown</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.
**Rationale:** This proposal simplifies the awards legislation by providing greater flexibility for student-athletes to receive awards for outside competition. This change also reduces the burden on institutional staff by eliminating the need to determine whether an award received while the student-athlete was not representing the institution but was enrolled full time satisfies the Bylaw 16 award limitations. Additionally, the proposed award limits have not been adjusted for inflation since 2006 and due to inflation, particularly in the market rate for gold, it has become more difficult to provide the same or similar awards to student-athletes. While all institutions may not approach the dollar limit, the rate of inflation should not restrict those who wish to provide certain awards that may be traditional marks of recognition (e.g., rings). Further, the inequity among the divisions will exist if Division II does not increase the limits in a similar manner.

**No. 2-4 PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- FIRST PRACTICE DATE -- CHAMPIONSHIP SEGMENT**

**Intent:** In football, to specify that an institution shall not begin official preseason practice sessions in the championship segment before 24 days prior to the first permissible contest or 10 days before the institution's first day of classes, whichever is earlier.

**Bylaws:** Amend 17.10.2.1, as follows:

[Division II, football only]

17.10.2.1 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 24 days before the first permissible contest or 10 days before the institution’s first day of classes, whichever is earlier.

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

**Rationale:** The Interassociation Consensus on Year-Round Football Practice Contact for College Student-Athletes Recommendations included a recommendation to discontinue two-a-day practices. Accordingly, the Division II Presidents Council adopted emergency legislation (Proposal No. EM-2018-1) to eliminate multiple on-field practices in the same day. To account for that, the Division II Committee for Legislative Relief provided waiver relief for the 2017 football season only to allow institutions additional days for preseason practice. This proposal would amend Bylaw 17.10.2.1 (first practice date -- championship segment) to codify the waiver relief and specify that the first practice date in the championship segment is 24 days before the first permissible contest date, or 10 days before the institution's first day of classes, whichever is earlier. Adoption of this proposal would ensure that institutions are able to adhere to the emergency legislation without compromising their student-athletes' preparedness for the upcoming 2018 season. Additionally, allowing institutions to begin practice three days earlier will provide adequate time for football teams to take the recommended day off per week during the preseason.

**No. 2-5 (1-3) PLAYING AND PRACTICE SEASONS -- WOMEN'S VOLLEYBALL -- FIRST DATE OF COMPETITION -- CHAMPIONSHIP SEGMENT -- WOMEN -- EXCEPTION -- DIVISION II NATIONAL CHAMPIONSHIPS FALL FESTIVAL**

**Intent:** In women's volleyball, to specify that in years in which the Division II National Championships Festival occurs in the fall, a member institution shall not engage in its first date of competition before the Thursday preceding August 30.

**Bylaws:** Amend 17.25.2.3, as follows:

17.25.2.3 First Date of Competition -- Championship Segment -- Women. A member institution shall not engage in its first date of competition with outside competition in the championship segment before the Thursday preceding September 6.
17.25.2.3.1 Exception -- Division II National Championships Fall Festival. In years in which the Division II National Championships Festival occurs in the fall, a member institution shall not engage in its first date of competition in women’s volleyball before the Thursday preceding August 30.

[17.25.2.3.1 renumbered as 17.25.2.3.2, unchanged.]

Source: East Coast Conference and Mid-America Intercollegiate Athletics Association.

Effective Date: Immediate

Rationale: Under current legislation, women's volleyball loses a week of its competitive season during years in which the Festival occurs in the fall, due to the timing of the Festival. The loss of a week results in less time for student-athletes to recover between matches. In addition, it increases missed class time due to the need to schedule more midweek games because of the condensed regular season. The shortened season also results in a competitive disadvantage for schools located in remote geographic areas, as the opportunity to play midweek games is limited for those institutions due to travel considerations. The compacted season also reduces the opportunity for nonconference, in-region play, which is essential to the ranking and selection of teams for the postseason. This exception will provide student-athletes with the opportunity to participate in Division II's marquee championship event without having to experience the negative impact of a shortened season.
Appendix A

Legislative Proposal Number Changes

This appendix lists proposals that are included in the Second Publication of Proposed Legislation and gives their corresponding numbers in the Initial Publication of Proposed Legislation. Please note that not all proposals that appear in the Second Publication of Proposed Legislation were included in the Initial Publication of Proposed Legislation.

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<thead>
<tr>
<th>SPOPL</th>
<th>IPOPL</th>
<th>SPOPL</th>
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<td>3</td>
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</table>
Appendix B

Request for Interpretation

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Interpretations related to the proposed legislation in this Second Publication of Proposed Legislation may be requested via electronic mail to the primary contact persons at kwolf@ncaa.org or gbentzel@ncaa.org, not later than November 22, 2017. When submitting such a request, please include the proposal number in question, your institution’s name and your title. All resulting interpretations will be distributed to the delegates in time for the conference meetings held in conjunction with the Convention.
Supplement No. 5 – to be distributed prior to meeting
Proposal Number: 2018-

Title: PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING-SEASON REGULATIONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- WEEKLY HOUR LIMITATIONS - OUTSIDE OF PLAYING SEASON -- SPORTS OTHER THAN FOOTBALL -- ELIMINATION OF RESTRICTIONS ON EIGHT HOURS

Convention Year: 2018

Date Submitted: June 9, 2017

Status: Not Properly Sponsored

Effective Date: 02/02/2018

Source: West Virginia State University, West Liberty University and Shepherd University.

Category: Membership Proposal

Topical Area: Playing and Practice Seasons

Intent: In sports other than football, to eliminate the limitation of two hours of skill-related instruction within the weekly limitation of eight hours of out-of-season athletically related activities; further to limit countable athletically related activity to two hours per day out-of-season.

Bylaws: Amend NCAA BYLAW 17.1.6.2.1 Out of Season Sports Other Than Football, as follows:

17.1.6.3.1 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, tryouts, team activities and/or skill instruction shall be limited to a maximum of eight hours per week with no more than 2 hours in 1 day and two days off per week from all activities per bylaw 17.02 [D]

[17.1.6.3.1-(a)-(1) through 17.1.6.3.1-(a)-(3) unchanged.]

[17.1.6.3.1-(b) through 17.1.6.3.1-(e) unchanged.]

Rationale: The current NCAA rules allows for 8-hours in which the coach can have 2 hours of skill instruction and 6 hours of weights and conditioning. This maybe ideal for certain sports, wrestling and football, however, sports such as baseball, softball and basketball need less weights and more skill/team instruction before the season.

Budget Impact:

Co-sponsorship - Conference: None

Co-sponsorship - Institution: West Liberty University Shepherd University

Additional Information:

Legislative References

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<th>Legislative Cite</th>
<th>Title</th>
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<td>17.1.6.3.1</td>
<td>Sports Other Than Football</td>
</tr>
</tbody>
</table>
Division II Out-of-Season Playing and Practice Season Survey Results

November 2017
Process

- Launch email sent September 5, 2017:
  - Directors of athletics
  - Head coaches
  - Faculty athletics representatives
  - Institutional compliance administrators
  - Senior woman administrators
  - Conference commissioners
  - Conference compliance administrators

- Generic online survey (all use same link)
- Reminder September 14
- Closed September 22
## Responses

- Complete, valid responses ($N=1,888$):

<table>
<thead>
<tr>
<th>Position</th>
<th>Responses</th>
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<tr>
<td>Head Coach</td>
<td>1,441</td>
</tr>
<tr>
<td>Compliance Administrator</td>
<td>143</td>
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<tr>
<td>Director of Athletics</td>
<td>135</td>
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<td>Faculty Athletics Representative</td>
<td>77</td>
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<td>Senior Woman Administrator</td>
<td>57</td>
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<td>Conference Compliance Administrator</td>
<td>19</td>
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<tr>
<td>Conference Commissioner</td>
<td>16</td>
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- Not included in analysis: 32 “other,” primarily student-athletes and grad/assistant coaches
Legislative Options

#1: No change, maintain the status quo

#2: Eight hours of CARA with up to two hours of team activities/skill instruction and two hours of tryouts

#3: Six hours of CARA with up to two hours of team activities/skill instruction and two hours of tryouts

#4: Eight hours of CARA with up to four hours of team activities, skill instruction or tryouts

#5: Eight hours of CARA with no restrictions
Institution/Conference Administrators
Directors of Athletics

Average Support Level and Ranking (5-1)

Option Number

Avg. Support (5=Strongly Support)  Avg. Rank (5=Highest)

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Compliance Administrators

Average Support Level and Ranking (5-1)

<table>
<thead>
<tr>
<th>Option Number</th>
<th>Avg. Support (5=Strongly Support)</th>
<th>Avg. Rank (5=Highest)</th>
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<tr>
<td>#1</td>
<td>3.35</td>
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<td>#3</td>
<td>1.53</td>
<td>1.47</td>
</tr>
<tr>
<td>#4</td>
<td>8 CARA (2 team/skill + 2 tryouts)</td>
<td>6 CARA (2 team/skill + 2 tryouts)</td>
</tr>
<tr>
<td>#5</td>
<td>8 CARA (4 team/skill/tryouts)</td>
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Senior Woman Administrators

Average Support Level and Ranking (5-1)

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</tr>
<tr>
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<td>3.70</td>
<td>3.78</td>
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</table>

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Faculty Athletics Reps.

Average Support Level and Ranking (5-1)

<table>
<thead>
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</table>

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Conference Commissioners

Average Support Level and Ranking (5-1)

Option Number

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)

Avg. Support (5=Strongly Support)  Avg. Rank (5=Highest)
Conference Compliance Admin.

Average Support Level and Ranking (5-1)

<table>
<thead>
<tr>
<th>Option Number</th>
<th>Avg. Support (5=Strongly Support)</th>
<th>Avg. Rank (5=Highest)</th>
</tr>
</thead>
<tbody>
<tr>
<td>#1</td>
<td>3.63 3.56</td>
<td></td>
</tr>
<tr>
<td>#2</td>
<td>2.95 2.47</td>
<td></td>
</tr>
<tr>
<td>#3</td>
<td>1.50 2.00</td>
<td></td>
</tr>
<tr>
<td>#4</td>
<td>3.05 3.39</td>
<td></td>
</tr>
<tr>
<td>#5</td>
<td>3.68 3.72</td>
<td></td>
</tr>
</tbody>
</table>

- #1: No change
- #2: 8 CARA (2 team/skill + 2 tryouts)
- #3: 6 CARA (2 team/skill + 2 tryouts)
- #4: 8 CARA (4 team/skill/tryouts)
- #5: 8 CARA (no restrictions)
Coaches
Head Coaches (All)

Average Support Level and Ranking (5-1)

Option Number

Avg. Support (5=Strongly Support)  Avg. Rank (5=Highest)

#1: No change
2.85  2.63

#2: 8 CARA (2 team/skill + 2 tryouts)
2.76  2.73

#3: 6 CARA (2 team/skill + 2 tryouts)
1.45  1.36

#4: 8 CARA (4 team/skill/tryouts)
3.93  4.00

#5: 8 CARA (no restrictions)
4.38  4.44

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Head Coaches – Men’s Teams

Average Support Level and Ranking (5-1)

<table>
<thead>
<tr>
<th>Option Number</th>
<th>Avg. Support (5=Strongly Support)</th>
<th>Avg. Rank (5=Highest)</th>
</tr>
</thead>
<tbody>
<tr>
<td>#1</td>
<td>2.79</td>
<td>2.63</td>
</tr>
<tr>
<td>#2</td>
<td>2.65</td>
<td>2.77</td>
</tr>
<tr>
<td>#3</td>
<td>1.40</td>
<td>1.38</td>
</tr>
<tr>
<td>#4</td>
<td>3.94</td>
<td>4.02</td>
</tr>
<tr>
<td>#5</td>
<td>4.37</td>
<td>4.44</td>
</tr>
</tbody>
</table>

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Head Coaches—Women’s Teams

Average Support Level and Ranking (5-1)

<table>
<thead>
<tr>
<th>Option Number</th>
<th>Avg. Support (5=Strongly Support)</th>
<th>Avg. Rank (5=Highest)</th>
</tr>
</thead>
<tbody>
<tr>
<td>#1</td>
<td>2.91</td>
<td>4.08</td>
</tr>
<tr>
<td>#2</td>
<td>2.55</td>
<td>4.07</td>
</tr>
<tr>
<td>#3</td>
<td>2.75</td>
<td>4.35</td>
</tr>
<tr>
<td>#4</td>
<td>1.43</td>
<td>4.37</td>
</tr>
<tr>
<td>#5</td>
<td>1.34</td>
<td></td>
</tr>
</tbody>
</table>

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
Head Coaches – Both/Mixed

Average Support Level and Ranking (5-1)

<table>
<thead>
<tr>
<th>Option Number</th>
<th>Avg. Support (5=Strongly Support)</th>
<th>Avg. Rank (5=Highest)</th>
</tr>
</thead>
<tbody>
<tr>
<td>#1</td>
<td>2.83</td>
<td>2.90</td>
</tr>
<tr>
<td>#2</td>
<td>2.66</td>
<td>2.56</td>
</tr>
<tr>
<td>#3</td>
<td>1.61</td>
<td>1.36</td>
</tr>
<tr>
<td>#4</td>
<td>3.46</td>
<td>3.74</td>
</tr>
<tr>
<td>#5</td>
<td>4.52</td>
<td>4.63</td>
</tr>
</tbody>
</table>

#1: No change
#2: 8 CARA (2 team/skill + 2 tryouts)
#3: 6 CARA (2 team/skill + 2 tryouts)
#4: 8 CARA (4 team/skill/tryouts)
#5: 8 CARA (no restrictions)
# Head Coaches – By Sport*

*Only sports with 10 or more responses*

<table>
<thead>
<tr>
<th>Sport</th>
<th>#1</th>
<th>#2</th>
<th>#3</th>
<th>#4</th>
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</tr>
</thead>
<tbody>
<tr>
<td>MBA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MBB</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MGO</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MLA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MSO</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MTE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>MWR</td>
<td></td>
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<td></td>
<td>✓</td>
</tr>
<tr>
<td>WBB</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>WFH</td>
<td></td>
<td></td>
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<td></td>
<td>✓</td>
</tr>
<tr>
<td>WGO</td>
<td></td>
<td></td>
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<td>✓</td>
</tr>
<tr>
<td>WLA</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
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</table>

<table>
<thead>
<tr>
<th>Sport</th>
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<th>#2</th>
<th>#3</th>
<th>#4</th>
<th>#5</th>
</tr>
</thead>
<tbody>
<tr>
<td>WSO</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>WSB</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>WSW</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>WTE</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>WVB</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>XCC</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>XCC+TR</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
<tr>
<td>XGO</td>
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<td>✓</td>
</tr>
<tr>
<td>XSW</td>
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<td>✓</td>
</tr>
<tr>
<td>XTE</td>
<td></td>
<td></td>
<td></td>
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<td>✓</td>
</tr>
<tr>
<td>XTR</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>✓</td>
</tr>
</tbody>
</table>

**Average Support (5=Strongly):**

<table>
<thead>
<tr>
<th>3.25 – 3.74</th>
<th>3.75 – 4.24</th>
<th>4.25 +</th>
</tr>
</thead>
</table>

✓ = Highest average ranking
# Summary

## Average Level of Support (5=Strongly Support, 1=Strongly Oppose)

<table>
<thead>
<tr>
<th>Role</th>
<th>#1</th>
<th>#2</th>
<th>#3</th>
<th>#4</th>
<th>#5</th>
</tr>
</thead>
<tbody>
<tr>
<td>Director of Athletics</td>
<td>3.76</td>
<td>3.00</td>
<td>2.11</td>
<td>3.39</td>
<td>3.22</td>
</tr>
<tr>
<td>Head Coach</td>
<td>2.85</td>
<td>2.76</td>
<td>1.45</td>
<td>3.93</td>
<td>4.38</td>
</tr>
<tr>
<td>Compliance Administrator</td>
<td>3.35</td>
<td>2.50</td>
<td>1.53</td>
<td>3.55</td>
<td>4.24</td>
</tr>
<tr>
<td>Senior Woman Administrator</td>
<td>3.48</td>
<td>2.91</td>
<td>1.81</td>
<td>3.54</td>
<td>3.70</td>
</tr>
<tr>
<td>Faculty Athletics Representative</td>
<td>3.78</td>
<td>3.14</td>
<td>2.90</td>
<td>2.94</td>
<td>2.48</td>
</tr>
<tr>
<td>Conference Commissioner</td>
<td>3.75</td>
<td>3.31</td>
<td>2.63</td>
<td>3.00</td>
<td>3.50</td>
</tr>
<tr>
<td>Conference Compliance Administrator</td>
<td>3.63</td>
<td>2.47</td>
<td>2.00</td>
<td>3.05</td>
<td>3.68</td>
</tr>
</tbody>
</table>

- **Strong support (4.25+)**
- **Solid support (3.75 – 4.24)**
- **Moderate support (3.25 – 3.74)**
THANK YOU

Contact info: Gregg Summers

mail gsummers@ncaa.org

phone 317-917-6521
Supplement No. 8 – to be distributed prior to meeting
ACTION ITEMS.

1. Legislative item.
   - 2019 and/or 2020 NCAA Convention or Noncontroversial Legislation Recommendations.
     (1) **Recommendation.** Sponsor legislation for the 2019 and/or 2020 Convention or adopt noncontroversial legislation to amend current legislation in NCAA Bylaw 12 (amateurism) through Bylaw 17 (playing and practice seasons) consistent with the scope of review established by the NCAA Division II Culture of Compliance Think Tank to eliminate or amend current rules that do not align with and are not practical for Division II institutions to monitor and/or apply based on compliance resources available on campuses and conference offices while balancing the practical impact of potential legislative changes with competitive and recruiting equity. (Attachment)
     
     (2) **Effective Date.** Will vary depending on legislative type.
     
     (3) **Rationale.** The think tank is charged with assessing the current culture of compliance to identify challenges and realistic enhancement efforts, and addressing situations in which current policies, procedures and legislation do not realistically align with the resources available on Division II campuses. The legislative subgroup of the think tank met via teleconference 10 times from April through September to identify current legislation that could be amended per the scope of review noted above. The subgroup identified 91 bylaws for potential legislative change. The NCAA Division II Legislation Committee and other governance bodies are responsible for further vetting the recommendations and to determine whether to forward the recommendations for sponsorship and/or adoption by the NCAA Division II Presidents Council, NCAA Division II Management Council and the membership.
     
     (4) **Estimated budget impact.** None or will vary depending on the legislative change.
     
     (5) **Student-athlete impact.** Will vary depending on the legislative change.
2. **Nonlegislative item.**

- **Referral to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport.**

  (1) **Recommendation.** That the Legislation Committee refer to the Committee on Competitive Safeguards and Medical Aspects of Sport the following issue:

  Whether there should be a review and possible legislative change to Bylaw 17.1.9 (use of tobacco products) to determine whether the legislation is placed in the appropriate operating bylaw and to discuss whether the legislation is being enforced.

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

  (3) **Rationale.** The subgroup discussed whether the legislation is necessary because it does not appear to be enforced by campus personnel. They discussed whether there is another way to address the issue rather than legislation. However, if legislation is necessary, the subgroup thought that the legislation should move to another bylaw to help with application and enforcement.

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

  (5) **Student-athlete impact.** Will depend based on the recommended action.

**INFORMATIONAL ITEMS.**

1. **Legislative Subgroup Teleconference Dates.** The subgroup met via teleconference on the following dates: April 21 and 27; May 22 and 31; June 14 and 19; July 18 and 31; and September 6 and 22.

2. **Legislative Histories of Various Bylaws.** The subcommittee conducted a review of current rules and requested a legislative history on the following 26 bylaws before recommending any changes. The legislative histories will be completed by the academic and membership affairs staff and shared during the summit in December. The following bylaws shall be reviewed:
Bylaws 12.2.3.2.4 (professional coach or referee); 13.1.1.2.2 (student-athlete withdrawn from four-year college); 13.5.3 (transportation on unofficial visit); 13.6.2.1 (high school or preparatory school prospective student-athlete); 13.6.2.4 (visit to off-campus contest); 13.6.6.6 (student support group assisting in recruiting); 13.6.8 (lodging of additional persons); 13.8.3.2-(c) (conditions); 13.11.1.2 (competition against prospective student-athletes); 13.11.2.6 (medical examinations); 13.12.2.2.1.1 (self-employment); 13.14.1 (institutional control); 13.15.2.1 (fees and expenses necessary to determine eligibility status); 14.1.10 (eligibility for male students or male student-athletes to practice with women’s teams); 14.2.4.2.1.2 (organized competition); 14.2.5.1.1 (administration of hardship waiver for injury or illness occurring at a non-NCAA institution); 14.3.1.1.2.1 (core-curriculum time limitation); 14.3.1.2.4 (English as a second language course); 14.3.3 (seasons of competition – partial qualifier and nonqualifier); 15.1.1.4.1 (exception for former professional athlete); 15.3.2.6 (food stamps); 15.4.2.1.1 (men’s sports); 15.4.2.1.2 (women’s sports); 17.02.8-(b) (intercollegiate competition); 17.13.5.3 (annual exemptions – men’s ice hockey); and 17.13.5.4 (annual exemptions – women’s ice hockey).
## NCAA Division II Culture of Compliance
### Think Tank Legislative Subgroup Recommendations
#### April through September 2017, Teleconferences

<table>
<thead>
<tr>
<th>BYLAW</th>
<th>RECOMMENDATION</th>
<th>IF AMENDED, WHAT IS THE LANGUAGE</th>
<th>RATIONALE</th>
</tr>
</thead>
<tbody>
<tr>
<td>12.02.8 (triathlon and cross country, track and field and swimming)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure that this legislation is necessary. However, this is consistent with Divisions I and III legislation.</td>
</tr>
<tr>
<td>12.02.9 (volleyball and beach volleyball)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure that this legislation is necessary. However, this is consistent with Divisions I and III legislation.</td>
</tr>
<tr>
<td>12.1.1 (validity of amateur status)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure that schools are actually talking to student-athletes about the validity of the information they provide to the NCAA Eligibility Center. This should be the responsibility of the Eligibility Center and not the institution.</td>
</tr>
<tr>
<td>12.1.3 – (b) –(1) (permissible – following initial full-time collegiate enrollment)</td>
<td>Amend</td>
<td>Permit faculty and staff to donate (be more inclusive with the people listed).</td>
<td>Difficult to track and monitor on campus. Student-athletes have relationships with faculty and staff on campus.</td>
</tr>
<tr>
<td>12.1.4 – (j) (receipt of cash award for participation)</td>
<td>Amend</td>
<td>Clarify based on newly adopted legislation Division II Proposal No. 2017-2 (amateurism – payment based on performance—from amateur team or event sponsor in individual sports).</td>
<td>Consistent with newly adopted legislation.</td>
</tr>
<tr>
<td>12.1.4 – (o) (payment based on place finish)</td>
<td>Amend</td>
<td>Clarify based on newly adopted legislation Division II Proposal No. 2017-2 (amateurism – payment based on performance—from amateur team or event sponsor in individual sports).</td>
<td>Consistent with newly adopted legislation.</td>
</tr>
<tr>
<td>12.5.1.1 (institutional, charitable, educational or nonprofit promotions)</td>
<td>Amend</td>
<td>• Explain what the constitutes community engagement (e.g., community service, fundraising.) • Explain when Bylaw 12.5.1.1 applies.</td>
<td>This legislation seems unclear. Can this be explained in a figure instead of the language in the NCAA Division II Manual?</td>
</tr>
<tr>
<td>12.5.1.1-(a) (institutional, charitable, educational or nonprofit promotions)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Is prior approval necessary? If so, why? If not, then eliminate.</td>
</tr>
<tr>
<td>BYLAW</td>
<td>RECOMMENDATION</td>
<td>IF AMENDED, WHAT IS THE LANGUAGE</td>
<td>RATIONALE</td>
</tr>
<tr>
<td>-------</td>
<td>----------------</td>
<td>---------------------------------</td>
<td>-----------</td>
</tr>
<tr>
<td>12.5.1.1.5 (player/trading cards)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Appears that this would fall under the scope of Bylaw 12.5.1.1. If so, remove the language and reference player/trading cards in Bylaw 12.5.1.1.</td>
</tr>
<tr>
<td>12.5.1.1.6 (schedule cards)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Appears that this would fall under the scope of Bylaw 12.5.1.1. If so, remove the language and reference schedule cards in Bylaw 12.5.1.1.</td>
</tr>
<tr>
<td>12.5.1.6 (promotion by third party of highlight film, videotape or media guide)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure how much this is being applied on campuses. The individual has already been hired by the institution.</td>
</tr>
<tr>
<td>12.5.1.7- (b) (promotion by a third party of photographs)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure how much this is being applied on campuses. The individual has already been hired by the institution.</td>
</tr>
<tr>
<td>12.5.3 – (a) (media activities)</td>
<td>Amend</td>
<td>Add language to include “participation is at the discretion of the institution” as opposed to the legislation stipulating that it must be a student-athlete who is academically eligible.</td>
<td>This should not be legislated. Rather it should be at the institution’s discretion.</td>
</tr>
<tr>
<td>12.5.4 (use of logo on equipment, uniforms and apparel)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>If an athletics manufacturer’s logo is on a uniform, why does it matter if the institution’s number and logo are visible? If there is not a penalty being assessed then why is it legislated? However, this is consistent with Divisions I and III legislation.</td>
</tr>
<tr>
<td>12.5.4.1 (laundry label)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Institutions are not really monitoring this on campuses.</td>
</tr>
<tr>
<td>13.02.1 (community engagement activity)</td>
<td>Amend</td>
<td>More clearly explain what constitutes a community engagement activity.</td>
<td>Membership still seems to be unclear on this bylaw.</td>
</tr>
<tr>
<td>13.02.4 (contact and evaluation periods)</td>
<td>Amend</td>
<td>All sports should be treated with the same recruiting calendar and not have restrictions, except dead periods. (e.g., quiet and evaluation period.)</td>
<td>Football and basketball should not have restrictions. All sports should be treated the same.</td>
</tr>
<tr>
<td>13.02.4.2 (evaluation period)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>All sports should be treated the same. Eliminating can help Division II schools with limited budgets.</td>
</tr>
</tbody>
</table>
## BYLAW | RECOMMENDATION | IF AMENDED, WHAT IS THE LANGUAGE | RATIONALE
---|---|---|---
13.02.4.3 (quiet period) | Eliminate | N/A | All sports should be treated the same. Eliminating can help Division II schools with limited budgets.  
13.02.10.1 – (c) (recruited prospective student-athlete) | Eliminate | N/A | Seems like an outlier to the prongs in this bylaw. However, this is consistent with Divisions I and III legislation.  
13.1.1.2.3 (transfer from institution on probation) | Amend | Take out last sentence of the bylaw (starting with the word “however”). | Doesn’t really seem enforceable on campuses or practical. If the other institution is notified, why are restrictions placed on student-athletes?  
13.1.2.1 (authorized staff members) & 13.1.2.1.1 (off-campus recruiters) | Amend | Combine the bylaws.  
Possibly add in the “annual basis” to the bylaw. | Simplification of legislation.  
13.1.2.3 (other restrictions, representatives of the institution’s athletics’ interests) | Amend | Possibly combine 13.1.2.3(a) – (c). | Less wordy, more direct with restrictions listed. Possibly group booster restrictions together.  
13.1.2.4 – (a) (student-athlete – off-campus contacts) | Amend | Rewrite legislation. | Appears that the first and second sentence contradict each other.  
13.1.2.5.2 (expense prohibition) | Amend | Combine with Bylaw 13.1.2.3.  
Add chart/figure. | Simplify and restructure.  
13.1.3.2.1 (telephone calls to prospective student-athletes- during conduct of athletics contest) | Eliminate | N/A | Compliance administrators are not really monitoring this beyond first phone call.  
13.1.3.5 (collect and toll-free telephone calls) | Eliminate | N/A | Most people are using cell phones today to communicate. Should be encompassed within Bylaw 13.1.3.2.2.  
13.1.4 (recruiting calendars) | Amend | Change recruiting calendar and have it the same across all sports. All times should be contact period, except 48 hours prior to the signing period is a dead period. | Gives coaches more flexibility in recruiting throughout the year.  
13.1.4.1 (waiver of contact period) | Eliminate | N/A | Based on elimination of Bylaw 13.1.4.
<table>
<thead>
<tr>
<th>BYLAW</th>
<th>RECOMMENDATION</th>
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</thead>
<tbody>
<tr>
<td>13.1.5 (visit to prospective student-athlete’s educational institution)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>May be a best practice as opposed to legislation. High schools already have some of their own policies in place about allowing people into their school to talk to prospective student-athletes.</td>
</tr>
<tr>
<td>13.1.7.1 (contact restrictions at specified sites – prospective student-athlete’s educational institution)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>This doesn’t seem to be happening on campuses and isn’t very realistic.</td>
</tr>
<tr>
<td>13.1.7.2 – (d) (contact restrictions at specified sites – practice or competition site)</td>
<td>Amend</td>
<td>Permit coaches to talk with prospective student-athletes after they are released from an event at the end of the day.</td>
<td>Budget impact (institution must stay an extra night to talk to a prospective student-athlete and incurs an extra expense).</td>
</tr>
<tr>
<td>13.2.5.1 (employment of prospective student-athletes – after senior year)</td>
<td>Amend</td>
<td>Change to June 15 date to be consistent with other DII legislation when it is permissible to contact a prospective student-athlete or tie to when a prospective student-athlete signs an National Letter of Intent (NLI) or written offer of financial aid with the institution.</td>
<td>Should not have to wait until the prospective student-athlete graduates. May be a good experience for prospective student-athletes to work throughout high school.</td>
</tr>
<tr>
<td>13.2.6 (loans to prospective student-athletes)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Financial aid departments at institutions are assisting all prospective students with the loan process.</td>
</tr>
<tr>
<td>13.2.9 (fundraisers for a prospective student-athlete)</td>
<td>Eliminate prongs (b) and (f) only</td>
<td>N/A</td>
<td>Prongs (b) and (f) are covered in (d). No need to specify a dollar amount.</td>
</tr>
<tr>
<td>13.4.1 (printed recruiting materials)</td>
<td>Amend</td>
<td>To specify that recruiting materials may be sent out at any time.</td>
<td>An institution may provide information on the school but cannot provide any recruiting information.</td>
</tr>
<tr>
<td>13.4.1.1.1 (recruiting materials – exceptions – permissible date)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Based on amendment of Bylaw 13.4.1.</td>
</tr>
<tr>
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</tr>
<tr>
<td>13.4.1.1.2</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Based on amendment of Bylaw 13.4.1.</td>
</tr>
<tr>
<td></td>
<td>(recruiting materials – exceptions – reproducing printed recruiting materials in any electronic format)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.4.1.2</td>
<td>Amend</td>
<td>Eliminate June 15 date, but include that a prospective student-athlete can respond to such request at any time.</td>
<td>Based on amendment of Bylaw 13.4.1.</td>
</tr>
<tr>
<td></td>
<td>(responding to prospective student-athlete’s request)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.4.3.1</td>
<td>Amend</td>
<td>• Remove “not,” and allow high school recruiting advertisements in game programs or intramurals, but not in recruiting scouting services. • Separate Bylaw 13.4.3.1 into two bylaws or potentially a prong (a) and (b).</td>
<td>This should be permissible.</td>
</tr>
<tr>
<td></td>
<td>(recruiting advertisements)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.4.3.1.4</td>
<td>Amend</td>
<td>Shall not mention any recruiting information unless the prospective student-athlete has signed with the institution.</td>
<td>In amending the legislation there would not be any recruiting advantage if the prospective student-athlete has already signed with the institution.</td>
</tr>
<tr>
<td></td>
<td>(recruiting advertisements – interview to recruiting publication)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.4.4.2</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Should be similar to the recommendations regarding phone calls.</td>
</tr>
<tr>
<td></td>
<td>(electronic transmissions – additional regulations – during conduct of athletics contest)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.5.2.5.1</td>
<td>Amend</td>
<td>• Should just be an athletics department staff member, and take out “annual certification requirements.” • Mirror language of Bylaw 13.5.2.4.</td>
<td>There are times when staff members (e.g., director of athletics, compliance) will need to pick up a prospective student-athlete from an airport for an official visit when a coach is not able to do so.</td>
</tr>
<tr>
<td></td>
<td>(coach transporting prospective student-athlete and prospective student-athlete’s relatives or legal guardian (s) to/from site of competition to campus)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>13.6.2.3</td>
<td>Eliminate</td>
<td>N/A</td>
<td>It is already known where the transcript comes from. There is no need to list that it can come from the Eligibility Center, especially since legislation does not specify every possible place that can provide the transcript.</td>
</tr>
<tr>
<td></td>
<td>(requirements for official visit – NCAA Eligibility Center)</td>
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<tr>
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<tr>
<td>13.6.3.2</td>
<td>Amend</td>
<td>Eliminate the last sentence “In such instances,…” and include language similar to the language in Bylaw 15.6.1 (the form shall be kept on file in the office of the director of athletics).</td>
<td>Requirement that institutions must submit a report to the conference office shall be a best practice rather than legislated.</td>
</tr>
<tr>
<td>13.6.6.5.1</td>
<td>Amend</td>
<td>Remove last sentence of bylaw.</td>
<td>Currently permissible to cover additional meals for remaining student host under the occasional meal legislation.</td>
</tr>
<tr>
<td>13.6.6.7.1.1</td>
<td>Amend</td>
<td>Remove “only occurs on one occasion.”</td>
<td>Should not be limited to eating at a staff member’s home on one occasion. Current legislation specifies that a prospective student-athlete may eat at a staff member’s house on day one of the official visit but would be prohibited from eating at another staff member’s house on day two of the official visit.</td>
</tr>
<tr>
<td>13.6.7</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Bylaw 13.6.6.1 permits institutions to provide entertainment to prospective student-athletes and their relatives.</td>
</tr>
<tr>
<td>13.7.2.2</td>
<td>Amend</td>
<td>Increase the maximum of number of complimentary admissions from three to five.</td>
<td>The change will make this legislation consistent with the complimentary admissions legislation.</td>
</tr>
</tbody>
</table>
| 13.7.2.4 | Amend | • Combine bylaws.  
• Eliminate Bylaw 13.7.2.5. | Not necessary to have these two bylaws when those events (National Student-Athlete Day or National Girls and Women’s in Sports Day) can be placed under Bylaw 13.7.2.4. |
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<tr>
<td>13.8.1 (entertainment, reimbursement and employment of high school/college-preparatory school/two-year college coaches – entertainment restrictions)</td>
<td>Amend</td>
<td>Increase number from two to four.</td>
<td>High school, college-preparatory or two-year college coaches should not have to pick between their children or spouse when determining who to bring to an institution’s contest.</td>
</tr>
<tr>
<td>13.9.2 (transcript prior to National Letter of Intent of written offer of athletically related financial aid)</td>
<td>Amend</td>
<td>Remove the word “current.”</td>
<td>Institutions should do their due diligence to make sure the prospective student-athlete is academically sound prior to providing the prospective student-athlete with a NLI.</td>
</tr>
<tr>
<td>13.9.2.1 (exception – high school or college preparatory school prospective student-athlete with a final academic certification)</td>
<td>Amend</td>
<td>Remove the word “current.”</td>
<td>If Bylaw 13.9.2 is amended, then the word “current” will be eliminated in this bylaw as well.</td>
</tr>
<tr>
<td>13.10.3.1 (announcer for high school broadcast)</td>
<td>Amend</td>
<td>Insert “conference office personnel.”</td>
<td>According to a staff interpretation [Reference: 3/17/89, Item No. b], conference office personnel would fall under the restrictions of Bylaw 13.10.3.1; however that is not articulated in the legislation.</td>
</tr>
<tr>
<td>13.10.6 (photograph of prospective student-athlete)</td>
<td>Amend</td>
<td>Remove sentence in last line beginning with “however, the photography may not be give to a PSA.”</td>
<td>Align the legislation with Division I. There is no competitive advantage of allowing institutions to provide the prospective student-athlete with the photographs.</td>
</tr>
<tr>
<td>13.11.1.4 (tryouts – nonscholastic-based basketball)</td>
<td>Amend</td>
<td>Add exception.</td>
<td>Permit an institution’s staff member to participate in coaching activities with a nonscholastic-based basketball team that includes the coach’s child or children.</td>
</tr>
<tr>
<td>13.11.2.1 – (f) (permissible activities – tryouts)</td>
<td>Amend</td>
<td>Eliminate “length of the institution’s normal practice period in the sport.”</td>
<td>Simplify the tryout rule to specify that a tryout should not last more than two hours.</td>
</tr>
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</tr>
<tr>
<td>13.11.2.4</td>
<td>Amend</td>
<td>Expand the radius restriction.</td>
<td>Expanding the radius will help those institutions located in remote locations.</td>
</tr>
<tr>
<td>(permissible activities – local sports club)</td>
<td></td>
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</tbody>
</table>
| 13.11.3.5 | Amend | • Add a 100-mile radius restriction.  
• Eliminate the sport specific restrictions.  
• Allow all sports to have access to this legislation and eliminate prong (c). | There is no consternation among institutions within the membership regarding this legislation and their inability to provide private lessons. |
<p>| (tryout exceptions – private lessons) | | | |
| 13.12.1.1.2 | Eliminate | N/A | Football and basketball should not be treated differently than other sports. |
| (sports camps and clinics – football and basketball) | | | |
| 13.12.2.1 | Amend | Add “after June 15 immediately preceding the prospective student-athlete’s junior year of high school.” | This will provide an opportunity for a prospective student-athlete to start earning money earlier. Would like to keep language that the prospective student-athlete’s season must be over prior to being employed. |
| (employment at camp or clinic – prospective student-athletes) | | | |
| 13.12.2.5.2 | Amend | Remove the last sentence “in the sports of football and basketball.” | If Bylaw 13.12.1.1.2 is eliminated, then this would be permissible in the sports of football and basketball at all times. |
| (athletics staff members–other noninstitutional privately owned camps/clinics) | | | |
| 13.14 | Amend | Add language to permit coaches to be compensated while working at a local sports club and allow them to recruit. | Coaches should be able to recruit and get paid while working at a local sports club. |
| (use of recruiting funds) | | | |
| 13.14.4 | Amend | Add an exception. | Add in an exception that includes sports camps and clinics that includes language similar to Bylaw 13.14.4.1. |
| (slush funds) | | | |
| 13.15 | Amend | Potential reorganization. | Potentially look at reorganizing this section. |
| (precollege expenses) | | | |
| 13.15.2.2 | Eliminate | N/A | This bylaw is no longer relevant. |
| (permissible expenses – collect and toll-free telephone calls) | | | |
| 13.17 | Amend/Eliminate | Add figures. | Potentially add the recruiting calendars as a figure and not in bylaw form if the recommendation is approved to keep in the recruiting calendars. |
| (recruiting calendars) | | | |</p>
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</table>
| 14.1.2 | Amend | • Eligibility Center will determine the validity of high school prospective student-athletes and institution will determine validity of transfer student-athletes.  
• Institution will notify Eligibility Center if there are concerns about an invalid transcript. | Eligibility Center is already receiving high school transcripts from prospective student-athletes and determining academic certification. Why should the institution be responsible for the validity of such information? |
<p>| 14.1.7.1.7.3.1 | Eliminate | N/A | If the student-athlete was eligible for the final semester, why is there a 60-day limit of how long they can compete? Why would the student-athlete not be eligible for the remainder of the championship in the sport? |
| 14.2.4.1.1 – (a)-(d) | Amend | Align language with the definition of an official scrimmage set forth in Bylaw 17. | Consistency in the definition of an official scrimmage. |
| 14.2.4.5 | Eliminate | N/A | If the NCAA sponsors triathlon as a sport, if a student-athlete competes in organized competition in triathlon, the student-athlete should be charged a season in that sport only and not cross country and track and field. |
| 14.2.4.6 | Eliminate | N/A | If the NCAA sponsors beach volleyball as a sport, if a student-athlete competes in organized competition in beach volleyball, the student-athlete should be charged a season in that sport only and not volleyball. |
| 14.4.3.7.10 | Amend | Discussion as to if prongs 14.4.3.7.10 (a)-(c) are a practice to track by institutions. | How are institutions really monitoring this? Is this an ease of burden? |
| 14.5.4.3.2-(b) | Eliminate | N/A | The last sentence seems to be inconsistent in that you can use the hours earned at a two-year or a four-year institution. |
| 14.5.4.6.2 | Eliminate | N/A | Does this really make sense? Who is responsible for verifying this? Seems like a burden on an institution. |</p>
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<tbody>
<tr>
<td>14.11.2.1 – (b) (eligibility list)</td>
<td>Amend</td>
<td>Amend with “any student-athlete who is included on the eligibility list must have signed a drug-testing consent form per Bylaw 14.1.4.”</td>
<td>There are student-athletes who sign the drug testing form who may never show up as a walk-on or show up for a tryout. Those student-athletes should not be included on the list. The eligibility list should truly be meant for student-athletes on the team. The second part of the bylaw seems to capture that more.</td>
</tr>
<tr>
<td>14.11.3 (drug-testing consent-form requirement)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>14.11.2.1- (b) already addresses this.</td>
</tr>
<tr>
<td>15.02.3 (counter)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>With the recent changes in financial aid legislation, is the term counter necessary?</td>
</tr>
<tr>
<td>15.02.6 (period of award)</td>
<td>Amend</td>
<td>• Add a cross-reference • List the exceptions to this bylaw.</td>
<td>There should be a cross reference so individuals know there are exceptions to this bylaw.</td>
</tr>
<tr>
<td>15.2.2.1 (financial aid from outside sources – parents and legal guardians)</td>
<td>Amend</td>
<td>Include language to permit faculty members, including aunts, uncles, grandparents, etc.</td>
<td>Student-athletes should be permitted to receive financial aid from a family member.</td>
</tr>
<tr>
<td>15.3.3.2.1 (off-campus room and board stipend)</td>
<td>Amend</td>
<td>Remove the language “meals provided on the training table shall be deducted at the regular-cost figure from such a student-athlete’s board allowance.”</td>
<td>Removal of language due to the recommendation of the elimination of Bylaw 15.3.3.2.1.6.</td>
</tr>
<tr>
<td>15.3.3.2.1.6 (training-tables meals)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Not sure that institutions still use training tables.</td>
</tr>
<tr>
<td>15.4.1.2 (aid not renewed, successful appeal)</td>
<td>Amend</td>
<td>Amend with “the student-athlete shall continue to be a counter if the individual continues to receive athletics aid and participates in intercollegiate athletics.”</td>
<td>This legislation is ultimately punishing coaches. If the student-athlete is not participating, regardless of if the student-athlete is receiving athletics aid, the student-athlete should not be a counter.</td>
</tr>
<tr>
<td>15.4.2.1.1.1 (equivalency sports – overall limit)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Why are institutions being limited to how many equivalencies they can provide for the sports of basketball and football combined?</td>
</tr>
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| 16.1.1.4 | Amend | • Permit a coach to provide a graduating senior with a gift of nominal value. However, the gift may not include cash or a gift card/certificate.  
• Amend title. | A coach should be able to provide a graduating student-athlete with a gift to show his/her appreciation for the student-athlete and his/her contribution to the team without it violating the legislation. Would want to adjust the title to clarify that this is only appropriate to provide to a student-athlete who is going to graduate immediately (e.g., if student-athlete has exhausted his/her eligibility in the fall, coach cannot provide him/her a gift in December if the student-athlete is going to graduate in the spring). |
<p>| 16.1.3.4 | Amend | Add language that “A local civic organization (e.g., Rotary Club, Touchdown Club) may provide awards to a member institution’s team(s) or individual member of the team. . . .” | If the conditions are satisfied, an individual student-athlete on the institution’s team should be allowed to receive award from the local civic organization. |
| 16.1.5 – (b) | Amend | Eliminate milage radius. | Ease of burden and opens up the opportunity to institutions located in remote geographical areas. |
| 16.3 | Amend | Amend this legislation to mirror Bylaw 16.4. | Should be institutional discretion when determining what institutions can provide to their student-athletes to help achieve academic success. |
| 16.5.1 – (f) | Eliminate 16.5.1 – (f) – (1) | N/A | Institutions should be able to provide meals to their student-athletes whenever they would like; however, the restrictions on representatives of athletics interests should remain. Institutional budgets will minimize the concern for abuse of this legislation if this change is made. |</p>
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<tr>
<td>16.6.1.1 (expenses for relatives to attend postseason football game/NCAA championship)</td>
<td>Amend</td>
<td>Eliminate “one round” to include “any round left up to the institution’s discretion.”</td>
<td>Allows institutions the flexibility to determine if they want to pay for relatives or legal guardians beyond one round in all sports.</td>
</tr>
<tr>
<td>16.10.1.3 (provision of expenses by individuals or organizations other than the institution – meeting expenses)</td>
<td>Amend</td>
<td>Eliminate 30 mile radius and add “locale of the institution.”</td>
<td>Make this more open to include locale to provide a broader option rather than the mile radius restriction.</td>
</tr>
<tr>
<td>16.11.1.4 (benefits, gifts and services -retention of athletics apparel and equipment)</td>
<td>Amend</td>
<td>Remove “used equipment.”</td>
<td>Student-athletes should be permitted to retain equipment at the end of their collegiate career once eligibility is exhausted in the sport.</td>
</tr>
<tr>
<td>16.11.1.8 (benefits, gifts and services -coaching and/or athletics administration career educational programs)</td>
<td>TBD</td>
<td>Potentially eliminate if Bylaw 16.3 is amended and move to within Bylaw 16.3.</td>
<td>Potentially eliminate if Bylaw 16.3 is amended and move to within Bylaw 16.3.</td>
</tr>
<tr>
<td>16.11.1.9 (benefits, gifts and services – telephones)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Most student-athlete’s provide their own cell phone use.</td>
</tr>
<tr>
<td>16.11.1.10 – (c) (benefits, gifts and services -miscellaneous benefits)</td>
<td>Eliminate</td>
<td>N/A</td>
<td>Most student-athlete provide their own cell phone use.</td>
</tr>
<tr>
<td>17.02.13 (practice opportunities)</td>
<td>TBD</td>
<td>Add a figure or chart.</td>
<td>Is there a way to clarify this? Must be consistent with Divisions I and III. Seems a bit confusing and hard to understand.</td>
</tr>
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<tr>
<td>17.1.6.5.3 (preseason practice)</td>
<td>Amend</td>
<td>Require institutions to provide student-athletes with one day off during the pre-season period that occurs before the first day of classes or the first scheduled contest, whichever is earlier.</td>
<td>The Year-Round Football Practice Contact Recommendations note that in any given seven days following the five-day acclimatization period, one day should be no football practice. While not currently legislation, this concept should apply to all sports that conduct a preseason before the start of classes or the first contest.</td>
</tr>
<tr>
<td>17.1.9 (use of tobacco products)</td>
<td>TBD</td>
<td>See rationale.</td>
<td>Review during the summit in December. Should this be legislated or is this a best practice for health and safety? Refer to NCAA Committee on Competitive Safeguards and Medical Aspects of Sports to provide feedback. If kept in Manual, perhaps place elsewhere. Good rule, but rarely enforced.</td>
</tr>
<tr>
<td>17.3.2.1.1 (weight training, conditioning, team activities and/or skill instruction)</td>
<td>Amend</td>
<td>See rationale.</td>
<td>Review potential start date in basketball and start a week after school starts – due to strain on athletic training staff and strength and conditioning staff. Allow voluntary activities during the first week of classes.</td>
</tr>
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<tr>
<td>17.6.8.1.1 (summer-workout sessions); 17.11.8.1.1 (summer-workout sessions); 17.12.6.1.1 (summer-workout sessions); 17.15.6.1.1 (summer-workout sessions); 17.16.8.1.1 (summer-workout sessions); 17.18.6.1.1 (summer-workout sessions); 17.21.7.1.1 (summer-workout sessions); 17.22.8.1.1 (summer-workout sessions); 17.23.7.1.1 (summer-workout sessions); and 17.27.7.1.1 (summer-workout sessions).</td>
<td>TBD</td>
<td>See rationale.</td>
<td>Refer to larger Think Tank for discussion, perhaps leave legislation as is, remove entirely, or amend legislation to include all sports (team and individual).</td>
</tr>
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NCAA Bylaw 14.5.5.3.9 -- Eligibility --
One-Time Transfer Exception -- NAIA Institutions

Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 14.5.5.3.9 (one-time transfer exception) to specify that Division II institutions are not required to obtain written consent to use the one-time transfer exception if a student-athlete is transferring from a National Association of Intercollegiate Athletics institution.

Background and Analysis:

At the 2015 NCAA Convention, the Division II membership adopted NCAA Proposal No. 2015-3 (recruiting and eligibility -- permission to contact and one-time transfer exception -- hearing requirement), which established legislation requiring an institution to provide a student-athlete with the opportunity to actively participate (e.g., in person or via telephone) in an appeal hearing when a request for permission to contact or use of the one-time transfer exception is denied. Additionally, the proposal created a "default grant" in those instances in which an institution fails to respond to a request or hold the appeal hearing in the prescribed timeframe. The rationale for the proposal was to ensure student-athlete well-being throughout the process and avoid unnecessary delays.

In conversations leading up to the 2015 Division II business session, the staff received several questions regarding the requirement to obtain permission to contact and use of the one-time transfer exception from NAIA institutions. The NAIA does not have an appeals process in place for a student-athlete to use when a request is denied. The only current opportunity for potential relief for a student-athlete who is denied the use of the one-time transfer exception by a NAIA institution is for the NCAA institution to file a NCAA Division II Committee for Legislative Relief waiver. During its September 2012 teleconference, the Committee for Legislative Relief amended its guideline pertaining to requests to waive the transfer residency requirement due to institutional denial of transfer release. Specifically, the committee revised the directive to specify that when a NAIA institution has denied a student-athlete use of the one-time transfer exception upon transfer to a NCAA institution, the staff should review waiver requests on a case-by-case basis to determine if there is sufficient mitigation to provide relief.

At its March 2015 meeting, the Legislation Committee recommended sponsorship of 2016 Convention legislation to specify that permission to contact and consent to use the one-time transfer exception is not required for a student-athlete transferring from an NAIA institution. The rationale for the proposal was due to the fact that institutions that are not members of the NCAA are not bound by NCAA rules, including the timelines to respond to requests for permission to contact and use of the one-time transfer exception, which could have a detrimental impact on student-athlete well-being. In response to a letter sent to the NCAA Division II Presidents Council by the NAIA Council of Presidents citing concerns with the proposal, the Presidents Council referred the proposal back to the Legislation Committee for further review. After extensive
conversations between the NCAA and NAIA national office staff, in conjunction with the chair of the Legislation Committee, the committee ultimately recommended sponsorship of 2017 Convention legislation removing the requirement to receive permission to contact from NAIA institutions, but no change to the one-time transfer exception. The Division II membership adopted Proposal No. 2017-5 (recruiting -- contacts and evaluations -- contactable prospective student-athletes -- four-year college prospective student-athletes -- removal of requirement to obtain permission from NAIA institution) with an immediate effective date.

Since the adoption of Proposal No. 2017-5, staff has heard repeated concerns from the Division II membership that NAIA institutions are denying use of the one-time transfer exception due, in part, to the change to the permission to contact legislation. Staff has also received a number of legislative relief waivers seeking relief of the transfer residence requirement for student-athletes transferring from NAIA institutions. The Committee for Legislative Relief has approved waivers when no appellate opportunity has been provided and/or there has been a lack of response from the NAIA institution and continued to deny waivers when the student-athlete has been provided an opportunity to appeal.

Questions to Consider:

1. Should Division II institutions be required to obtain consent to use the one-time transfer exception for a student-athlete currently enrolled at an NAIA institution?

2. Should Division II institutions be required to receive confirmation that a student-athlete transferring from an NAIA institution is in good academic standing, meeting progress-toward-degree requirements and academically eligible to return to the NAIA institution?

3. Are there any unintended consequences of such a legislative change?

Conclusions:

1. The Legislation Committee recommends sponsorship of noncontroversial legislation to amend Bylaw 14.5.5.3.9 (one-time transfer exception) to remove the requirements that the student is in good academic standing, meets the progress-toward-degree requirements at the NAIA institution and would have been academically eligible had he or she remained at the NAIA institution and to obtain consent to use the one-time transfer exception from NAIA institutions.

2. The Legislation Committee recommends sponsorship of noncontroversial legislation to amend Bylaw 14.5.5.3.9 (one-time transfer exception) to remove the requirement to obtain consent to use the one-time transfer exception from NAIA institutions but still require the transferring student-athlete to be in good academic standing and meeting progress-toward-degree requirements at the NAIA institution.
3. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 14.5.5.3.9 (one-time transfer exception).

**Associated References:**

**Division II Bylaws**

14.5.5.3.9 One-Time Transfer Exception. The student transfers to the certifying institution from another four-year collegiate institution, and all of the following conditions are met (for graduate students, see Bylaw 14.1.8.1):

(a) The student has not transferred previously from one four-year institution, unless, in the previous transfer, the student-athlete received an exception per Bylaw 14.5.5.3.5 (discontinued/nonsponsored sport exception) or 14.8.2.1-(d) (residence requirement). A student-athlete who, prior to the transfer to the certifying institution, attended two four-year institutions ("4-2-4-4" transfer), does not meet this condition regardless of whether the student was enrolled at a two-year institution between attendance at the two previous four-year institutions;

(b) The student is in good academic standing and meets the progress-toward-degree requirements at the previous four-year institution at the time of transfer to the certifying institution, except that, for a student transferring from a Division I institution, he or she is not required to have fulfilled the necessary percentage-of-degree requirements at the previous institution. The transferring student must be one who would have been academically eligible had he or she remained at the institution from which the student transferred, and he or she also must be eligible at the certifying institution as a regularly enrolled, full-time, degree-seeking student who was admitted in accordance with the regular, published entrance requirements of the institution; and

(c) If the student is transferring from an NCAA or NAIA member institution, the student's previous institution shall certify in writing that it has no objection to the student being granted an exception to the transfer residence requirement. If an institution receives a written request for a release from a student-athlete, the institution shall grant or deny the request within 14 consecutive calendar days of receipt of the request. If the institution fails to respond to the student-athlete's written request within 14 consecutive calendar days, the release shall be granted by default and the institution shall provide a written release to the student-athlete.

(d) A student who has one season of competition remaining in his or her sport or two full-time semesters or three full-time quarters or fewer remaining in which to complete his or her eligibility and who has not earned a baccalaureate degree, shall have satisfactorily completed an average of 12-semester or 12-quarter hours of transferable degree credit acceptable toward any baccalaureate degree program at the certifying institution for each term of full-time attendance, at any collegiate institution, with a cumulative minimum grade-point average of 2.000 in the transferable degree credits.
Division II Proposal

Title: RECRUITING AND ELIGIBILITY -- PERMISSION TO CONTACT AND ONE-TIME TRANSFER EXCEPTION -- REMOVAL OF REQUIREMENT TO OBTAIN PERMISSION FROM NAIA INSTITUTION

Convention Year: 2016
Effective Date: August 1, 2016
Proposal Number: 2016-
Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].
Topical Area: Recruiting
Status: Referred

Intent: To specify that permission to contact and consent to use the one-time transfer exception is not required for a student-athlete transferring from a National Association of Intercollegiate Athletics (NAIA) institution.

A. Bylaws: Amend 13.1.1.2, as follows:

13.1.1.2 Four-Year College Prospective Student-Athletes. An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of an NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining the written permission of the first institution's athletics director (or an athletics administrator designated by the athletics director) to do so, regardless of who makes the initial contact. If permission is not granted, the second institution shall not encourage the transfer and shall not provide athletically related financial assistance to the student-athlete until the student-athlete has attended the second institution for one academic year. If permission is granted to contact the student-athlete, all applicable NCAA recruiting rules apply. (See Bylaw 13.1.6 for legislation regarding contacts and Bylaw 13.1.3.1 for legislation regarding telephone calls.)

B. Bylaws: Amend 14.5.5.3.9, as follows:

14.5.5.3.9 One-Time Transfer Exception. The student transfers to the certifying institution from another four-year collegiate institution, and all of the following conditions are met (for graduate students, see Bylaw 14.1.8.1):

[14.5.5.3.9-(a) through 14.5.5.3.9-(b) unchanged.]

(c) If the student is transferring from an NCAA or NAIA member institution, the student's previous institution shall certify in writing that it has no objection to the student being granted an exception to the transfer residence requirement. If the student's previous institution denies his or her request for the release, the athletics director (or his or her designee) shall inform the student-athlete in writing, within 14 consecutive calendar days from receipt of a student-athlete's written request, that he or she, on request, shall be provided a hearing conducted by an institutional entity or
committee outside of the athletics department (e.g., 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 policies and procedures for conducting the required hearing, including the deadline by which a student-athlete must request such a hearing. The institution shall conduct the hearing within 30 consecutive calendar days of receiving a student-athlete's request for the hearing.

[14.5.5.3.9-(d) unchanged.]

**Rationale:** Institutions that are not members of the NCAA are not bound by NCAA rules, including the timelines to respond to requests for permission to contact and use of the one-time transfer exception. If a NAIA institution denies a student-athlete permission to contact or use of the one-time transfer exception, the NAIA institution is not required to provide the student with a hearing opportunity. Eliminating the requirement of obtaining permission to speak and consent to use the one-time transfer exception for a student who is enrolled at a NAIA institution will ease the burden on compliance administrators. A student-athlete transferring from a NAIA institution would still be required to meet all other components of the one-time transfer exception prior to being certified as eligible for competition.

**Review History:**

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<th>Action</th>
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<td>Apr 14, 2015</td>
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<td>Apr 30, 2015</td>
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<td>Aug 6, 2015</td>
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**Notes:**
- Student-athlete: Yes
- Men's Golf: 2.05
**NCAA University**

**Financial Aid Form Summary**

**Report Date:** 10/4/2017  
**Academic Year:** 2017-18  
**Sport:** Men's Golf  
**Max Grants Permitted:** 3.6

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**Team Totals:** 2.05  
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$4,000.00  
$50,000.00  
$5,000.00  
$116,500.00

Underline = User selected Equivalency Computation Denominator  
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Form completed by: ____________________________  
Signature  
Title  
Phone  
Date

Form completed by: ____________________________  
Signature (Athletics Director)  
Title  
Phone  
Date

Form completed by: ____________________________  
Signature (Head Coach)  
Title  
Phone  
Date

Form completed by: ____________________________  
Signature  
Title  
Phone  
Date
# NCAA University

## Financial Aid Form Detail

**Report Date:** 10/4/2017  
**Academic Year:** 2017-18  
**Sport:** Men's Golf  
**Max Grants Permitted:** 3.6

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> = Team limit exceeded  
$ = Aid counts in more than one sport  
X = Aid is exempt from the team’s limit (e.g., for student-athlete who is 5th year, medically unable to participate, etc.)

**Details Include:** Fund Code, Fund Name, Award Amount, Count Toward Individual Limit, Count Toward Team Limit
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Team Totals: 2.05

$57,500.00  $4,000.00  $50,000.00  $5,000.00  $116,500.00

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Details Include: Fund Code, Fund Name, Award Amount, Count Toward Individual Limit, Count Toward Team Limit
Issue:

Whether the NCAA Division II Legislation Committee should incorporate the official interpretation [Reference: 7/23/02, Item No. 6] into the NCAA Division II Manual to clarify the application of the exception to participate in outside competition during the nonchampionship segment without using a season of competition to a student-athlete who enrolls midyear.

Background and Analysis:

At the 2002 Convention, the Division II membership adopted NCAA Proposal No. 2002-34 (eligibility -- season of competition), which established an exception to permit student-athletes in the sports of women's volleyball, men's and women's soccer and women's field hockey to compete against outside competition in the nonchampionship segment without using a season of competition. Specifically, in those sports, a student-athlete could engage in outside competition during the segment of the playing season that did not conclude with the NCAA championship without using a season in the same academic year that concluded with the NCAA championship.

At its 2002 meeting, the Interpretations Subcommittee of the Division II Legislation Committee discussed Proposal No. 2002-34 and whether that legislation was applicable to an incoming prospective student-athlete who graduated in December from high school and enrolled in a collegiate institution for the first time, full-time in the spring/nonchampionship segment.

The subcommittee issued an official interpretation [Reference: 7/23/02, Item No. 6] which specified that a midyear enrollee may participate in outside competition during the nonchampionship segment in the sports of field hockey, men's and women's soccer, and women's volleyball without using a season of competition, provided the student-athlete was certified as a qualifier by the NCAA Eligibility Center and would have been eligible had he/she remained at the previous institution and was eligible upon transferring to the certifying institution.

At the 2004 convention, the Division II membership extended the exception to men's water polo when they adopted Proposal No. 2004-5 (eligibility -- seasons of competition -- nonchampionship segment -- men's water polo). The adoption of Proposal No. 2004-5 created equal treatment for the sport of men's water polo since men's water polo has the same nonchampionship segment as women's volleyball, men's and women's soccer and field hockey.

The Division II membership later extended the exception to the sport of baseball, softball and men's and women's lacrosse with the adoption of Proposal No. 2011-22 (eligibility -- seasons of competition: 10 semester/15-quarter rule -- criteria for determining season of eligibility -- exception -- baseball, softball and men's and women's lacrosse -- participation during nonchampionship segment). The membership agreed student-athletes who participated in competition during the nonchampionship segment should have the ability to participate without being charged a season of competition, regardless of whether the championship took place in the fall or spring semester.
Currently, the legislation does not specify that this exception is applicable to midyear enrollees and midyear transfers as specified in the previously issued staff interpretation.

Conclusions:

1. The Legislation Committee recommends the official interpretation [Reference: 7/23/02, Item No. 6] be incorporated in to the legislation.

2. The Legislation Committee does not recommend the official interpretation [Reference: 7/23/02, Item No. 6] be incorporated.

Associated Bylaws:

14.2.4.1 Minimum Amount of Competition. Any competition (including a scrimmage with outside competition), regardless of time, during a season in an intercollegiate sport shall be counted as a season of competition in that sport. This provision is applicable to intercollegiate athletics competition conducted by a two-year or four-year collegiate institution at the varsity or subvarsity level.

14.2.4.1.2 Exception -- Competition in the Nonchampionship Segment. In field hockey, men's and women's soccer, women's volleyball and men's water polo, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship. In baseball, softball and men's and women's lacrosse, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition. Prior to participating against outside competition during the nonchampionship segment, student-athletes shall be certified as eligible (e.g., amateurism, enrolled full time).
Associated Interpretation:

Title: Eligibility - Seasons of Competition - Nonchampionship Segment. (II)

Date Issued: July 23, 2002
Date Published: July 23, 2002
Item Ref: 6

Interpretation:

The Interpretations Subcommittee of the Division II Legislation Committee reviewed 2002 Proposal No. 34, which permits a student-athlete to participate in outside competition during the nonchampionship segment in the sports of women's volleyball, men's and women's soccer and field hockey without using a season of competition, and determined that the legislation applies to an incoming student-athlete who initially enrolls in a Division II institution midyear, provided the student-athlete was certified as a qualifier by the NCAA Initial-Eligibility Clearinghouse. The subcommittee further determined the legislation applies to a midyear transfer student-athlete, provided the student-athlete would have been eligible had the student-athlete remained at that institution prior to transferring and is eligible when the student-athlete transfers to the certifying institution.

Associated Proposals:

ELIGIBILITY -- SEASONS OF COMPETITION

Convention Year: 2002

Date Submitted: January 30, 2001

Status: Adopted Final

Effective Date: August 1, 2002

IPOPL Number: 2

SPOPL Number: 12

Official Notice Number: 2002-34

Source: Great Lakes Intercollegiate Athletic Conference

Proposal Category: Membership Proposal
Topical Area: Eligibility

Intent: To permit student-athletes, in the sport of women's volleyball, men's and women's soccer and women's field hockey to compete against outside competition in the nonchampionship segment without using a season of competition.

Bylaws: Amend 14.2.4.1 by adding new 14.2.4.1.2, as follows:

"14.2.4.1.2 Exception – Women's Volleyball, Field Hockey, Men's and Women's Soccer. A student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship."

Rationale: Under current legislation, a student-athlete who engages in any outside competition in a season is charged with a season of competition for that academic year. There is no difference between the championship segment and the nonchampionship segment. A "redshirted" student-athlete and a student-athlete who receives a medical hardship are not treated the same relative to their opportunity to compete during the nonchampionship segment. A "redshirted" student-athlete may continue to practice with the team but cannot compete, while a student-athlete who was granted a medical hardship may compete in the nonchampionship segment without using a season of competition. Therefore, "redshirted" student-athletes who were eligible to compete during the championship segment would be allowed the same opportunity as the student-athlete who receives a medical hardship during the championship segment. Typically, the nonchampionship segment is used for preparation for the next season, while the championship segment is the segment of emphasis.

Primary Contact Person:
Thomas J. Brown, Commissioner
1900 West Big Beaver, Suite 200 Troy, MI 48084

Co-Sponsorship - Conference:
No. Central Intercollegiate Athletic Conference
Great Lakes Intercollegiate Athletic Conference

Co-Sponsorship - Institution: None

Position Statement(s):

Presidents Council, Management Council and Legislation Committee
The Councils and committee agreed to take no position on this proposal.

Review History: None
ELIGIBILITY -- SEASONS OF COMPETITION -- NONCHAMPIONSHIP SEGMENT -- MEN'S WATER POLO

Convention Year: 2004

Date Submitted: May 30, 2003

Status: Adopted Final

Effective Date: Immediate

SPOPL Number: 16

Official Notice Number: 2004-5

Source: NCAA Division II Presidents Council [Management Council (Legislation Committee)].

Proposal Category: Presidents Council

Topical Area: Eligibility

Intent: In men's water polo, to permit a student-athlete to compete in an institution's nonchampionship segment without using a season of competition, provided the student-athlete was academically eligible during the championship segment.

Bylaws: Amend 14.2.4.1.2, as follows: "14.2.4.1.2 Exception -- Women's Volleyball, Men's Soccer, Women's Soccer, Field Hockey, Men's Water Polo. A student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment that concludes with the NCAA Championship."

Rationale: This proposal simply adds the sport of men's water polo to the season-of-competition exception currently available in the sports of women's volleyball, men's and women's soccer, and field hockey that was created with the adoption of 2002 Proposal 34. Men's water polo has the same nonchampionship segment as the sports, which currently have this exception. This proposal creates equal treatment for sports with similar playing seasons. This proposal has an immediate effective date so as to effect the nonchampionship segment of the 2003-04 academic year.

Co-Sponsorship - Conference: None

Co-Sponsorship - Institution: None
ELIGIBILITY -- SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- EXCEPTION -- BASEBALL, SOFTBALL AND MEN’S AND WOMEN’S LACROSSE -- PARTICIPATION DURING NONCHAMPIONSHIP SEGMENT

Convention Year: 2011

Date Submitted: July 7, 2010

Status: Adopted Final

Effective Date: August 1, 2011

IPOPL Number: 3

SPOPL Number: 17

Official Notice Number: 2011-22

Source: Pennsylvania State Athletic Conference and Northeast-10 Conference.

Proposal Category: Membership Proposal

Topical Area: Eligibility

Intent: In baseball, softball and men's and women's lacrosse, to permit a student-athlete to engage in outside competition during the institution's nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the academic year.

Bylaws: Amend 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.
[14.2.4.1 through 14.2.4.1.1 unchanged.]

14.2.4.1.2 Exception - Women's Volleyball, Field Hockey, Men's and Women's Soccer, Men's Water Polo Competition in the Nonchampionship Segment. In field hockey, men's and women's soccer, women's volleyball and men's water polo, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship. In baseball, softball and men's and women's lacrosse, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the
student-athlete is academically eligible to represent the certifying institution in outside competition at the beginning of the academic year.

**Rationale:** Student-athletes who participate in competition during the nonchampionship segment should have the ability to participate without being charged a season of competition, regardless of whether the championship takes place in the fall or spring semester. This proposal establishes equity among Division II student-athletes by affording spring sport student-athletes the opportunity to prepare for their championship segment in the spring by participating in outside competition during the nonchampionship segment in the fall. Requiring that the student-athlete is academically eligible at the beginning of the academic year ensures academic integrity. While this proposal does not increase the dates of competition for these spring sports, it should be noted that women's lacrosse is currently permitted a maximum of five dates of competition in the nonchampionship segment while the other three sports have no such opportunity. Institutions would still be permitted to participate in exempted dates of competition in the nonchampionship segment without them counting against the permissible maximum for that sport. Additionally, the proposed legislation would decrease the number of medical hardship waivers in these particular sports.

**Primary Contact Person:**
Steve Murray, Commissioner
206 Annex Building
Lock Haven University  Lock Haven, PA 17745

**Co-Sponsorship - Conference:**
Pennsylvania State Athletic Conference
Northeast-10 Conference

**Co-Sponsorship - Institution:** None

**Position Statement(s):**
Management Council and Legislation Committee

The Council and committee agreed to support this proposal. The Council and committee noted that student-athletes who participate in sports with nonchampionship dates of competition should have the ability to participate in those dates of competition without being charged a season of competition, regardless of whether the championship takes place in the fall or spring. Division II championship spring sport student-athletes should be afforded the opportunity to prepare for the championship segment by participating in outside competition during the nonchampionship segment. Student-athlete well-being is preserved because spring Division II championship student-athletes will no longer be charged a season of competition for participating in the nonchampionship segment if they do not represent the institution.
in the championship segment. In addition, requiring student-athletes to be eligible to represent the institution ensures that academic integrity is maintained. The Council and committee also noted that the number of medical hardship waivers that are processed each year for student-athletes who are injured during the nonchampionship segment would decrease because the student-athletes would not be charged with a season of competition.

Presidents Council

The Council agreed to oppose this proposal. The Council noted that possible abuses of the legislation do not warrant support for this proposal. In addition, the Council has asked that a comprehensive review of the nonchampionship segment in all sports be completed to determine necessary changes in the legislation. Further, the Council noted that the exception that currently exists for select fall sports provides an opportunity for teams to complete a productive nonchampionship segment with the addition of student-athletes who were eligible in the fall, but did not compete in the championship segment. After the championship segment, student-athletes who have exhausted their eligibility do not participate in the nonchampionship segment which, prior to the adoption of the exception, made it difficult to conduct a nonchampionship segment due to low numbers of student-athletes. The Council believes that providing an exception to the use of a season for student-athletes participating in select spring sports does not follow the same rationale because in spring sports, the nonchampionship segment precedes the championship segment during the same academic year and all student-athletes are available. In addition, the Council believes that there is a distinct difference between fall and spring sports and the preparation that takes place during the nonchampionship segment.

Review History: None

ELIGIBILITY -- SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE -- CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY -- EXCEPTION -- BASEBALL, SOFTBALL AND MEN'S AND WOMEN'S LACROSSE -- PARTICIPATION DURING NONCHAMPIONSHIP SEGMENT

Convention Year: 2011

Date Submitted: July 7, 2010

Status: Adopted Final

Effective Date: August 1, 2011

IPOPL Number: 3

SPOPL Number: 17
NCAA Bylaw 14.2.4.1.2 – Eligibility – Seasons of Competition – Nonchampionship Segment – Midyear Enrollee Participation

Official Notice Number: 2011-22

Source: Pennsylvania State Athletic Conference and Northeast-10 Conference.

Proposal Category: Membership Proposal

Topical Area: Eligibility

Intent: In baseball, softball and men's and women's lacrosse, to permit a student-athlete to engage in outside competition during the institution's nonchampionship segment without using a season of competition, provided the student-athlete is academically eligible at the beginning of the academic year.

Bylaws: Amend 14.2.4, as follows:

14.2.4 Criteria for Determining Season of Eligibility.

[14.2.4.1 through 14.2.4.1.1 unchanged.]

14.2.4.1.2 Exception - Women's Volleyball, Field Hockey, Men's and Women's Soccer, Men's Water Polo Competition in the Nonchampionship Segment. In field hockey, men's and women's soccer, women's volleyball and men's water polo, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete was academically eligible during the segment in the same academic year that concludes with the NCAA championship. In baseball, softball and men's and women's lacrosse, a student-athlete may engage in outside competition during the segment of the playing season that does not conclude with the NCAA championship without using a season of competition, provided the student-athlete is academically eligible to represent the certifying institution in outside competition at the beginning of the academic year.

Rationale: Student-athletes who participate in competition during the nonchampionship segment should have the ability to participate without being charged a season of competition, regardless of whether the championship takes place in the fall or spring semester. This proposal establishes equity among Division II student-athletes by affording spring sport student-athletes the opportunity to prepare for their championship segment in the spring by participating in outside competition during the nonchampionship segment in the fall. Requiring that the student-athlete is academically eligible at the beginning of the academic year ensures academic integrity. While this proposal does not increase the dates of competition for these spring sports, it should be noted that women's lacrosse is currently permitted a maximum of five dates of competition in the nonchampionship segment while the other three sports have no such opportunity. Institutions would still be permitted to participate in exempted dates of competition in the nonchampionship
segment without them counting against the permissible maximum for that sport. Additionally, the proposed legislation would decrease the number of medical hardship waivers in these particular sports.

**Primary Contact Person:**
Steve Murray, Commissioner
206 Annex Building
Lock Haven University  Lock Haven, PA 17745

**Co-Sponsorship - Conference:**
Pennsylvania State Athletic Conference
Northeast-10 Conference

**Co-Sponsorship - Institution:** None

**Position Statement(s):**
Management Council and Legislation Committee
The Council and committee agreed to support this proposal. The Council and committee noted that student-athletes who participate in sports with nonchampionship dates of competition should have the ability to participate in those dates of competition without being charged a season of competition, regardless of whether the championship takes place in the fall or spring. Division II championship spring sport student-athletes should be afforded the opportunity to prepare for the championship segment by participating in outside competition during the nonchampionship segment. Student-athlete well-being is preserved because spring Division II championship student-athletes will no longer be charged a season of competition for participating in the nonchampionship segment if they do not represent the institution in the championship segment. In addition, requiring student-athletes to be eligible to represent the institution ensures that academic integrity is maintained. The Council and committee also noted that the number of medical hardship waivers that are processed each year for student-athletes who are injured during the nonchampionship segment would decrease because the student-athletes would not be charged with a season of competition.

Presidents Council
The Council agreed to oppose this proposal. The Council noted that possible abuses of the legislation do not warrant support for this proposal. In addition, the Council has asked that a comprehensive review of the nonchampionship segment in all sports be completed to determine necessary changes in the legislation. Further, the Council noted that the exception that currently exists for select fall sports provides an opportunity for teams to complete a productive nonchampionship segment with the addition of student-athletes who were eligible in the fall, but did not compete in the championship segment. After the championship segment, student-athletes
who have exhausted their eligibility do not participate in the nonchampionship segment which, prior to the adoption of the exception, made it difficult to conduct a nonchampionship segment due to low numbers of student-athletes. The Council believes that providing an exception to the use of a season for student-athletes participating in select spring sports does not follow the same rationale because in spring sports, the nonchampionship segment precedes the championship segment during the same academic year and all student-athletes are available. In addition, the Council believes that there is a distinct difference between fall and spring sports and the preparation that takes place during the nonchampionship segment.

**Review History:** None
Issue:

Whether the NCAA Division II Legislation Committee should recommend sponsorship of noncontroversial legislation to amend NCAA Bylaw 13.17.2 (women's basketball) to revise the dead period surrounding the NCAA Division I Women's Basketball Championship game to the Thursday prior to the championship game through Wednesday noon after the championship game.

Background and Analysis:

At the 2003 NCAA Convention, the Division II membership adopted NCAA Proposal No. 2003-31 (recruiting – women's basketball – dead period) which established a dead period surrounding the Division I Women's Basketball Championship. Specifically, the dead period started the Saturday prior to the start of the Division I Women's Basketball Championship game through Wednesday noon following the championship game. The intent of the proposal was to protect the Women's Basketball Coaches Association Convention to allow coaches the opportunity to attend both the convention and the Division I championship. Through an amendment-to-amendment, the proposal was adopted with an immediate effective date.

In 2016, the Division I Women's Basketball Championship changed from a Sunday/Tuesday format to a Friday/Sunday format. As a result, the dead period no longer protects the WBCA Convention, which begins Thursday. At the request of the WBCA, staff is presenting this issue for the committee's review as to whether a legislative change is appropriate.

Questions to Consider:

1. If a change is appropriate, should the proposal have an immediate effective date?

2. Are there any unintended consequences of such a legislative change?

Conclusions:

1. The Legislation Committee recommends sponsorship of noncontroversial legislation to amend Bylaw 13.17.2 (women's basketball) to amend the dead period surrounding the NCAA Division I Women's Basketball Championship game to the Thursday prior to the championship game through Wednesday noon after the championship game; further, the committee recommends an immediate effective date.

2. The Legislation Committee recommends sponsorship of noncontroversial legislation to amend Bylaw 13.17.2 (women's basketball) to amend the dead period surrounding the NCAA Division I Women's Basketball Championship game to the Thursday prior to the championship game through Wednesday noon after the championship game; further, the committee recommends an August 1, 2018, effective date.
3. The Legislation Committee **does not recommend** sponsorship of noncontroversial legislation to amend Bylaw 13.17.2 (women's basketball).

**Associated References:**

**Division II Bylaws**

13.17.2 Women's Basketball. The following contact and evaluation periods shall apply to women's basketball:

(a) June 1 through June 14: **Quiet Period**

(b) June 15 through August 1: **Evaluation Period**

(c) August 2 through September 6: **Quiet Period**

(d) September 7 through October 14: **Contact Period**

(e) October 15 to the date of the prospective student-athlete's initial high school or two-year college contest: **Quiet Period**

(f) During the period 48 hours before 7 a.m. on the initial date for the fall signing of the National Letter of Intent: **Dead Period**

(g) The period between the prospective student-athlete's initial and final high school or two-year college contests: **Evaluation Period**

(h) March 1 through 30 days after the Saturday after the initial date for the spring signing of the National Letter of Intent [except for (1) below]: **Contact Period**

(1) During the period 48 hours before 7 a.m. on the initial date for the spring signing of the National Letter of Intent: **Dead Period**

(i) During any high school all-star game that occurs within the state in which the member institution is located: **Evaluation Period**

(j) During the Saturday before the NCAA Division I Women's Basketball Championship game through Wednesday noon after the championship game: **Dead Period**

(k) During four nonscholastic women's events occurring between May 18 and June 14 selected at the discretion of the institution and designated in writing in the office of the director of athletics: **Evaluation Period**
(l) All other dates: Quiet Period

Division II Proposal

RECRUITING -- WOMEN'S BASKETBALL -- DEAD PERIOD

Convention Year: 2003  
Date Submitted: July 12, 2002  
Status: Adopted Final  
Effective Date: August 1, 2003  
IPOPL Number: 10  
SPOPL Number: 36  
Official Notice Number: 2003-31  
Source: NCAA Division II Presidents Council and Great Lakes Valley Conference and Northeast 10 Conference.  
Proposal Category: Membership Proposal  
Topical Area: Recruiting

Intent: In women's basketball, to establish a dead period between the Saturday prior to the start of the Division I Women's Basketball Championship through Wednesday, noon, following the championship game.

Bylaws: Amend 30.11.2, as follows:

"30.11.2 Basketball, Women's. The following contact and evaluation periods shall apply to women's basketball in Division II:

[30.11.2-(a) through 30.11.2-(j) unchanged.]

"(k) During the Saturday prior to the start of the Division I Women's Basketball Championship through Wednesday noon after the Championship game."

[30.11.2-(k) relettered as 30.11.2-(l) unchanged.]

Rationale: This legislation would give Division II women's basketball coaches the opportunity to attend the Women's Basketball Coaches Association (WBCA) Convention and the NCAA Division I Women's Final Four. Presently, this is a "contact" period on the Division II women's basketball recruiting calendar. A "dead" period would allow coaches to attend the convention and Women's Final Four without feeling they are at a recruiting disadvantage. It is anticipated that attendance at both events will increase due to this change on the recruiting calendar.

Convention Vote:  
Date of Vote: January 13, 2003  
Convention
Division II Priorities
2017-18

INCLUSION INITIATIVES

- Work with the NCAA Office of Inclusion and the new NCAA Executive Vice President for Inclusion and Human Resources to implement initiatives that support Association-wide goals and priorities.
- Promote available resources to Division II institutions and conferences.
- Help the Division II Conference Commissioners Association and Division II Athletics Directors Association identify and implement their own inclusion initiatives.

MEMBERSHIP CENSUS

Conduct the second Membership Census in early 2018. Like the initial census in 2013, this iteration will seek feedback from a range of institutional and conference staff on Division II branding, championships, student-athlete advisory committees, governance processes and structure, diversity and inclusion, and conference and presidential involvement, among other topics. Results will help inform a mid-term assessment of the 2015-21 Division II Strategic Plan and shape future initiatives.

COACHES EDUCATION

Launch the Division II Online Coaches Education program in the spring of 2018 to deliver legislative and health and safety content to Division II coaches. Further, begin discussing how the new online program could replace the current Division II coaches recruiting exam by 2020.

MAKE IT YOURS ACTIVATION

Phase 2 will bring the Division II experience to life in a way that reinforces a sense of pride with stakeholders within the Division II family and resonates with external audiences as well. We will publicly promote the experience Division II institutions create for student-athletes so that audiences fully understand what Division II IS versus what it is not.

ACADEMICS

- Continue reviewing the effects of new progress-toward-degree and two-year college transfer requirements that became effective for the 2016-17 academic year.
- Continue educating the membership about new initial-eligibility requirements that take effect in the fall of 2018.
- Review metrics for academic success, improve the accuracy of data collection and strengthen the foundation upon which academic policy decisions are made. The first phase of this project involves data reviews of 25 institutions.
- Finish reviewing criteria to ensure the Division II Degree-Completion Program meets intended outcomes and is funded appropriately (a revamped iteration of the program is expected to launch in the fall of 2017).
Division II Priorities
2017-18 continued

HEALTH AND SAFETY

► Continue collaborating with the Sport Science Institute to advance identified strategic priorities.
► A representative working group will recommend ways to increase membership participation via the Injury Surveillance Program so the division can obtain more accurate data upon which to base future decisions affecting student-athlete health and well-being.
► Partner for a second time with the Gordie Center for Substance Abuse to conduct a Division II-specific APPLE Training Institute September 22-24, 2017, in Reston, Virginia, hosting athletics administrators and student-athlete teams from more than 35 Division II institutions.

SAAC INITIATIVES

► Develop an alumni network.
► Increase CPR/AED certification across the division.
► Encourage Division II institutions to use Helper Helper to track their community engagement activities.
► Support the Sport Science Institute regarding mental health awareness and sexual assault prevention.
► Foster discussions and progress on social justice issues.
► Host the first SAAC Super Region Convention November 17-19, 2017, in Washington, D.C., to enhance student-athlete participation in the governance structure and enable student-athletes and administrators to better understand issues affecting Division II student-athletes.
► Further its “Love2Play” initiative that encourages participants to play a sport because they are passionate about it, rather than playing out of necessity.
► Further its partnership with Team IMPACT and Make-A-Wish.

CULTURE OF COMPLIANCE

A “think tank” of membership leaders will (1) conduct a comprehensive review of the Division II Manual to identify and address current legislation that does not realistically align with the resources dedicated in Division II; (2) develop tools and resources to help campuses and conferences address challenges and pain points of compliance; (3) encourage development of a shared-responsibility compliance model; and (4) host a summit in December 2017 to strategize next steps and submit recommendations to the governance structure.

CHAMPIONSHIPS

► Host the first combined men’s and women’s basketball championships at the Sanford Pentagon (shown at right) in Sioux Falls, South Dakota, March 19-24, 2018.
► Join with Divisions I and III for a second time to conduct all three field hockey championships in Louisville, Kentucky, November 17-19, 2017.
► Review and approval of championships priorities (e.g., officiating fees, participation opportunities, championships experience) for the 2018-21 triennial budget will occur in the fall/winter of 2017.
NCAA Division II

Amateurism Fact-Finding Group

Policies and Procedures Manual

Effective: 9/8/06

Last Updated: October 18, 2017
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General Policies for the NCAA Division II Amateurism Fact-Finding Group

1. Legislated Duties of the NCAA Division II Amateurism Fact-Finding Group (NCAA Constitution 4.7.2.3 and NCAA Bylaw 21.8.5.6).

The NCAA Division II Amateurism Fact-Finding Group shall be responsible for making a determination of facts related to the certification of a prospective student-athlete's amateur status on request of an institution. An institution may make such a request if it disagrees with the determination of facts rendered by the NCAA Eligibility Center.

2. Legislated Group Composition and Reporting Lines (Bylaw 4.7.2.3).

In Division II, the Legislative Review Subcommittee of the NCAA Division II Legislation Committee shall act as the Amateurism Fact-Finding Group. The group shall report directly to the NCAA Division II Management Council.

3. Group Chair.

The chair of the subcommittee shall serve as chair of Amateurism Fact-Finding Group.


The group and the staff shall treat all cases before them as confidential until it announces the determination in accordance with the prescribed procedures. The staff shall not confirm or deny the existence of a case prior to complete resolution of the case through normal NCAA procedures. However, if the involved institution makes a public announcement concerning a case, the vice president for academic and membership affairs or his or her designee may confirm the information made public and may correct erroneous or incomplete information about the investigation that has been made public by the institution or an involved individual. The staff's release of information shall always comport with federal law (i.e., Federal Educational Rights and Privacy Act). The vice president for academic and membership affairs or his or her designee has the discretion to prepare a press release on behalf of the NCAA when appropriate.

5. Ex-Parte Communications.

Members of the group shall not discuss a pending appeal with the NCAA staff, institutional representatives, the prospective student-athlete or his or her legal counsel without all parties having the opportunity to participate. The staff may contact group members to arrange a teleconference or a paper review of an institution's request. When an institution requests reconsideration of a group's decision, the staff may contact the chair of the group to provide the information submitted by the institution and the staff's evaluation of it. The staff may also contact the chair of the group regarding procedural matters relevant to processing an institution's request.
6. **Quorum.**

A quorum of more than 50 percent of the group members is required for the group's review of requests. If the designated group chair cannot participate in the review, he or she will appoint a presiding chair. If it is not possible to have the entire group hear or review the request and it is necessary to do so without delay, the proceeding or review may take place with less than a full group as long as the quorum requirements are met.

7. **Recusal.**

A group member shall recuse himself or herself from participating in proceedings (e.g., representing his or her institution or deliberating as a group member) connected with a case when he or she is directly connected with the involved institution making the request, including, but not limited to, a member of the group member's institution or institution's conference. A group member with a personal relationship or institutional affiliation that reasonably would result in a conflict or the appearance of bias or prejudice should refrain from participating in any manner in the processing of a request for determination of facts. It is the responsibility of the group member to remove himself or herself if a conflict exists. Objections to the participation of a group member should be raised as soon as recognized. The chair of the group has the final authority to determine whether the group member shall recuse himself or herself.

8. **Voting Requirements.**

The final finding of fact shall be decided by majority vote of the members of the group present and voting. A simple majority is necessary for a decision. However, in case of a tie vote, the chair will request the group meet via teleconference to discuss the case and reach a majority decision. Vote tallies of decisions are private and will not be provided to the media, the involved institution(s), the prospective student-athlete or his or her legal counsel.

9. **Revision of Procedures.**

The group has the authority to revise the procedures governing the applicable request procedures at any time, subject to the approval of the Management Council.

10. **Flow of Information.**

All materials relevant to the consideration of a request to the group shall be submitted to the NCAA Eligibility Center amateurism-certification process staff by the institution. The involved prospective student-athlete, as well as his or her legal counsel, shall work through the institution in preparing and submitting the request. Information submitted directly to
the amateurism-certification process staff shall be sent to the institution for it to determine whether the information should be included in its request.

11. Request for New Information.

In arriving at its determinations, the group may request additional information from any appropriate source, including the amateurism-certification process staff, institutional representatives, the prospective student-athlete or his or her legal counsel.


The group shall base its findings on information presented to it that it determines to be credible, persuasive and of a kind on which reasonably prudent persons rely in the conduct of serious affairs.


The group does not have the authority to determine whether a violation of NCAA amateurism or eligibility legislation has occurred. The determination of a violation shall be made by the academic and membership affairs staff after either the prospective student-athlete has agreed to the facts presented by the amateurism-certification process staff or the group has issued its findings. Any appeals of the interpretation of the legislation used to determine the violation shall be heard by the Division II Interpretations Subcommittee.


The group does not have the authority to impose a condition of reinstatement. The authority to impose conditions is vested with the NCAA Division II Committee on Student-Athlete Reinstatement. The Committee on Student-Athlete Reinstatement has the authority to delegate the imposition of conditions to the student-athlete reinstatement staff. In addition, the Committee on Student-Athlete Reinstatement has the authority to create prescribed penalties to be administered by the amateurism-certification process staff.

Determination of Facts by the Amateurism Fact-Finding Committee/Group

1. Need for a Determination of Facts.

It may be necessary during a prospective student-athlete's amateurism certification review to have the group resolve one or more disputed factual questions. Such a dispute will, in most circumstances, relate to facts proposed by the amateurism-certification process staff in a draft statement of facts provided to an institution for the purpose of seeking interpretive review by the academic and membership affairs staff or penalty assessment by the student-athlete reinstatement staff. Disputes may also arise with respect to proposed mitigating
facts, relating to an eligibility determination, submitted by an institution to the student-athlete reinstatement staff or the academic and membership affairs staff liaison to the NCAA Division II Committee for Legislative Relief if the facts are inconsistent with information gathered during the amateurism-certification process staff review.

2. Requirement Before a Request for a Determination of Facts Can Be Made by an Institution.

If a prospective student-athlete does not agree with one or more proposed facts within the amateurism-certification process staff's statement of facts, an institution may submit a written request, on the prospective student-athlete's behalf, that the group determine the facts. Before the institution submits its formal request with all required information and documentation (described below), the institution and amateurism-certification process staff shall determine the wording of the question(s) that will be posed for the group review. Once agreement has been reached regarding the question(s), and within 30 calendar days from the date on which the amateurism-certification process staff provides a written statement of facts to the prospective student-athlete or institution, the institution shall submit its request for a determination of facts to the academic and membership affairs liaison to the group. Exceptions to the 30-day policy may be granted by the chair of the group when an institution is able to demonstrate in writing that exceptional circumstances required the request be submitted beyond the 30-day period.

An institution representing a prospective student-athlete's interest in an amateurism review shall be advised to contact the academic and membership affairs liaison for questions relating to general procedures to be followed during the determination of facts process.

3. Contents of and Schedule for a Request for a Determination of Facts.

Upon notification by an institution of its intent to seek a determination of facts, the academic and membership affairs liaison will work with the group to determine the date of its deliberations and provide that information to the institution. The group meets as necessary via teleconference call to review requests for a determination of facts. The following submission schedule will be keyed off the scheduled deliberation date:

a. Institution's Opening Submission.

Within 30 calendar days of receiving the amateurism-certification process staff's statement of facts, the institution shall submit its opening submission. This submission shall not include new information (information not previously presented to the amateurism-certification process staff) and shall include all of the following information and documentation:
(1) A formal statement identifying the disputed fact(s).

The institution's submission shall contain the agreed upon questions relating to the disputed facts. If a request is made before agreement has been reached on the disputed questions or if the agreed upon questions are modified in any way, the academic and membership affairs liaison shall suspend all fact-finding procedures, which may include rescheduling the group deliberations, and send the review back to the amateurism-certification process staff until agreement can be reached on the questions for the group review.

(2) Institution's position with respect to the questions at issue and its supporting documentation and information.

The institution shall include its position regarding the disputed facts and the rationale for that position. The institution shall also provide any documents and information that it believes supports its position.

b. Amateurism-Certification Process Staff's Response Submission.

The amateurism-certification process staff shall have the opportunity to review the institution's submission before submitting its response to the group. The amateurism-certification process staff's position shall be submitted to the academic and membership affairs liaison within five business days after receipt of the institution's position and not less than 48-hours before the group deliberations. If the timing of the institution's submission does not allow five business days before the 48-hour time period, the group deliberations may be rescheduled.

The amateurism-certification process staff's submission shall include all of the following information and documentation:

(1) A factual overview;

(2) The amateurism-certification process staff's position on the disputed facts, including the information on which the amateurism-certification process staff relied and the sources of that information; and

(3) The documents and information on which the amateurism-certification process staff relied to support its position, including the complete file on the prospective student-athlete that was used to complete the amateurism certification.

c. Reply Memorandum.
The academic and membership affairs liaison shall provide the amateurism-certification process staff's submission to the institution. The institution may, upon review of the amateurism-certification process staff's position, draft a short reply memorandum. Such a reply shall only be submitted if the institution believes the amateurism-certification process staff has included new information or unforeseen supportive arguments. The institution shall not reserve material for the reply submission which should have been included in a full and fair opening submission. Nor shall the institution include newly gathered information that may impact the position of the amateurism-certification process staff or deviate from the agreed upon questions of fact.

4. **Deliberation by the Group.**

On the scheduled date of the group deliberations, at least a quorum of group members shall discuss the case via teleconference in an attempt to reach a decision. The purpose of the call is to discuss the case and not to gather additional information and, therefore, the amateurism-certification process staff, prospective student-athlete and institution shall not be participants on the call. On review of the required form and documentation submitted by an institution and amateurism-certification process staff, group members shall vote via teleconference to the academic and membership affairs liaison. A simple majority of the members voting is necessary for a decision. The group shall render a decision not later than seven consecutive calendar days of receiving the information.

The group may, upon review of the submissions, determine that a review of the case on the written record is sufficient and shall vote via electronic mail to the academic and membership affairs liaison. A quorum of the group members’ votes is needed for the request to be decided on the written record and a simple majority is sufficient to render a decision.

In case of a tie vote, the chair will request that the group meet via teleconference to discuss the request and reach a majority decision. It is vital that all group members be present on all teleconferences to ensure the timely consideration of requests.
5. Request for a Hearing of the Parties via Teleconference.

Before or after the scheduled deliberations, the group, in its discretion, may request a hearing conducted by teleconference. All parties shall be given 48-hours notice of such a request.

6. Hearing of the Parties via Teleconference.

The following individuals shall be present during a hearing:

a. Academic and membership affairs liaison;

b. Amateurism-certification process staff member who initially reviewed the case;

c. Prospective student-athlete;

d. If the prospective student-athlete is under 18 years of age, the prospective student-athletes' parent(s) or legal guardian(s), and at least one of the following:

e. Chancellor or president (or designee), faculty athletics representative, senior woman administrator or director of athletics.

The following individuals may be present during a hearing:

a. The institution's legal counsel;

b. Prospective student-athlete's legal counsel; and

c. Members of the NCAA national office staff.


The hearing shall be conducted pursuant to the following procedures:

a. Once all parties participating in the hearing have been introduced, the ACP staff shall have approximately 10 minutes to describe the facts as they have been determined by the amateurism-certification process staff. The institution and the prospective student-athlete shall have 10 minutes, respectively, to describe the case and explain the reasons for requesting a determination of the facts.

b. Following opening statements, the group chair will allow the group to ask questions of the prospective student-athlete, the institution and the ACP staff. The
teleconference will conclude with the ACP staff, institution and prospective student-athlete providing closing statements not to exceed five minutes.

d. The group chair may terminate the teleconference at any time if the institution is repetitive in nature or if substantive new information (that previously was not reviewed by the amateurism certification staff) is introduced.

e. The group has the authority not to render a decision if it has questions that the group believes the institution or prospective student-athlete reasonably can and should answer before a decision by the committee is made.

f. When the hearing has concluded, the institutional representatives, the involved prospective student-athlete [and parent(s) or legal guardian(s)], legal counsel and the Eligibility Center staff shall leave the teleconference. The recording shall be terminated at the conclusion of the hearing and prior to the start of deliberations, and all parties except the group members shall leave the teleconference at that time. The group members shall deliberate in private and reach a decision by majority vote.

g. All group materials and fact-finding proceedings are confidential. Institutional representatives and other participants on the teleconference shall maintain the confidentiality of the information discussed, as well as the identity of the participants.

h. When a request involves both Divisions I and II bylaws, the group that has jurisdiction over the division in which the institution holds membership shall determine the facts for both divisions.

i. Once a decision is rendered by the group, the chair of the group will notify the academic and membership affairs liaison of the determination of the facts. The academic and membership affairs liaison shall notify the prospective student-athlete and the institution with a copy of the determined facts. The prospective student-athlete shall be notified that these facts shall be used to determine if a violation exists or if a season(s) of competition and year in residence should be charged.

8. Prohibition Against Requesting a Determination of Facts in the Interpretive, Waiver, or Student-Athlete Reinstatement Processes.

If an institution submits a request for an interpretation, a request for a waiver of NCAA legislation (e.g., legislative relief waiver) or a request for eligibility reinstatement, the institution is precluded from requesting factual determinations or appealing the agreed upon set of facts as determined by the group, unless such information meets the
reconsideration standard as set forth below. Thus, the institution acknowledges that it agrees with the facts as presented in the interpretation, waiver, or reinstatement request.

9 Appeals of Decisions of the Committee/Group.

If the institution and prospective student-athlete do not agree with the determination of facts made by the group, the following procedures shall apply:

a. In Division II, after the group has rendered a determination of facts, the involved institution may appeal that determination to the Management Council. The Management Council's determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.

b. All appeals of determinations of facts shall be submitted in writing within 30 days of notification of the group determination and must be based on one of the following:

   (1) The group deviated from approved procedures;

   (2) The factual findings of the group are clearly erroneous; or

   (3) Any appeal filed after 30-calendar days must include an explanation regarding the reason(s) the appeal was not filed within the prescribed time period. The chair of the Management Council shall determine whether any appeal filed after 30-calendar days will be heard.

d. The Management Council shall follow, where applicable, the general policies and review procedures for determination of facts as outlined in the Division II Amateurism Fact-Finding Committee/Group Policies and Procedures Manual.

10. Application of Interpretations(s) of Facts.

After the facts have been determined by the group, the amateurism-certification process staff, in consultation with the academic and membership affairs staff, shall review the facts and apply the NCAA legislation to determine if a violation has occurred and/or if season(s) of competition should be charge if the institution requests an interpretation of the application of NCAA legislation to the determined facts, the amateurism-certification process staff shall follow the procedures set forth in the section titled, "Interpretive Requests."
11. **Violation(s) or Season(s) of Competition.**

If a violation has occurred or if season(s) of competition should be charged, the amateurism-certification process amateurism-certification process staff shall follow the following procedure:

a. Review the approved prescribed penalty schedule (provided by the student-athlete reinstatement staff) and in consultation with the student-athlete reinstatement staff, determine the appropriate penalties. If additional information is needed, the amateurism-certification process staff shall work with the student-athlete reinstatement staff to obtain the information.

b. If it is determined that a violation has occurred and/or if season(s) of competition should be charged, the decision shall be posted on the Eligibility Center website. The prospective student-athlete or the institution shall have 30-calendar days to submit a written request to appeal the interpretation and/or student-athlete reinstatement penalty.

12. **Reconsideration.**

After the group’s decision has been rendered, the member institution or amateurism-certification process staff may request that a determination of the facts be reconsidered based on the submission or discovery of new information that may affect the certification decision. That information must be newly discovered and nonrepetitive, and it must not have been reasonably available to any party involved in the review at the time of the factual determination for reconsideration to be appropriate. If the amateurism-certification process staff does not change its determination of facts, the group chair, at the institution's request, shall review the new information and may grant a new hearing only after concluding on review of the written materials that new information is of such importance as to make a different result reasonably probable.
### NCAA Football Preseason Practice Models and Proposed Legislative Changes

<table>
<thead>
<tr>
<th>Current Legislation</th>
<th>Division II</th>
<th>Division I</th>
<th>Division III</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Length of preseason practice period:</strong></td>
<td><strong>Length of preseason practice period:</strong></td>
<td><strong>Length of preseason practice period:</strong></td>
<td><strong>Length of preseason practice period:</strong></td>
</tr>
<tr>
<td>Twenty-one days before the first permissible contest or seven days before the first day of classes, whichever is earlier.</td>
<td>Forty units – one unit for each day beginning with the opening of classes, one unit for each day classes are not in session in the week of the first contest and two units for every other day in the preseason practice period.</td>
<td>Between 20-26 practice days based on an institution’s first day of classes and the first scheduled contest.</td>
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<tr>
<td><strong>Walk-throughs:</strong></td>
<td><strong>Walk-throughs:</strong></td>
<td><strong>Walk-throughs:</strong></td>
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<tr>
<td>Equipment related to football may not be used.</td>
<td>Equipment related to football may not be used.</td>
<td>Equipment related to football may not be used.</td>
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<tr>
<td><strong>Three-hour recovery period between sessions involving physical activity:</strong></td>
<td><strong>Three-hour recovery period between sessions involving physical activity:</strong></td>
<td><strong>Three-hour recovery period between sessions involving physical activity:</strong></td>
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<tr>
<td>SAs may not engage in athletically related activities (e.g., weightlifting). Meetings and film review are impermissible during the recovery period.</td>
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<tr>
<td><strong>Day off during preseason:</strong></td>
<td><strong>Day off during preseason:</strong></td>
<td><strong>Day off during preseason:</strong></td>
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<tr>
<td>Not required.</td>
<td>Not required.</td>
<td>Not required.</td>
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NCAA Football Preseason Practice Models  
and Proposed Legislative Changes  
Page No. 2  

<table>
<thead>
<tr>
<th>Legislative Proposals</th>
<th>Division II</th>
<th>Division I</th>
<th>Division III</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>NCAA Proposal No. 2018-4 (2-4)</strong> (Playing and Practice Seasons – Football – Preseason Practice – First Practice Date – Championship Segment) [Attachment A]:</td>
<td></td>
<td></td>
<td><strong>Proposal No. 2-7</strong> (Playing and Practice Seasons – Preseason Start date) [Attachment C]:</td>
</tr>
<tr>
<td>In football, to specify that an institution shall not begin official preseason practice sessions in the championship segment before 24 days prior to the first permissible contest or 10 days before the institution’s first day of classes, whichever is earlier.</td>
<td></td>
<td></td>
<td>To introduce legislation to modify the football preseason practice legislation, as follows:</td>
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<td></td>
<td></td>
<td></td>
<td>1. Count back 25 practice units from the date of the institution’s first scheduled contest. The calculation includes the five-day acclimatization period and one required day off from on-field activities every seven days;</td>
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<td></td>
<td></td>
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<td>2. A required day off from on-field activities every seven days;</td>
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<td></td>
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<td>3. No more than two hours of off-the-field meeting or film review during the required day off; and</td>
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<td>4. Adherence to academic year countable athletically related activities requirements (e.g.,</td>
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<td></td>
<td></td>
<td></td>
<td>1 This recommendation is applicable to the five autonomy conferences and those institutions and conferences that opt in.</td>
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</tbody>
</table>
| | | | 2 The proposal number is based on the Division III Second Publication of Proposed Legislation.

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<table>
<thead>
<tr>
<th>2017 blanket waiver relief as a result of the elimination of multiple, on-field practice session days (e.g., two-a-days).</th>
<th>Division II</th>
<th>Division I</th>
<th>Division III</th>
</tr>
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<tbody>
<tr>
<td>Three additional days of preseason practice.</td>
<td>four hours per day and 20 hours per week), one week prior to the first scheduled contest.</td>
<td>On-field activity (e.g., a practice session and a walk-through) shall be limited to a combined total of four hours in length per day with a practice session not to exceed three hours; and</td>
<td>• On-field activity (e.g., a practice session and a walk-through) shall be limited to a combined total of four hours in length per day with a practice session not to exceed three hours; and</td>
</tr>
<tr>
<td>Use of footballs during walk-throughs (after the five-day acclimatization period).</td>
<td>• Footballs may be used during walk-throughs after the five-day acclimatization period.</td>
<td>• Footballs may be used during walk-throughs after the five-day acclimatization period.</td>
<td></td>
</tr>
<tr>
<td>Film review and meetings during the three-hour recovery period between any two sessions involving physical activity (after the five-day acclimatization period).³</td>
<td>Use of footballs during walk-throughs (after the five-day acclimatization period).</td>
<td>Use of footballs during walk-throughs (after the five-day acclimatization period).</td>
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</tr>
</tbody>
</table>

³ In Division I, film review and meetings are permissible during the three-hour recovery period. Division III did not provide waiver relief to allow film review and meetings during the recovery period.
Division: II

Proposal Number: 2018-

Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- PRESEASON PRACTICE -- FIRST PRACTICE DATE -- CHAMPIONSHIP SEGMENT

Convention Year: 2018

Date Submitted: July 17, 2017

Status: SPOPL

Effective Date: Immediate

IPOPL Number: 

SPOPL Number: 

Source: NCAA Division II Presidents Council | Management Council (Championships Committee).

Category: Presidents Council

Topical Area: Playing and Practice Seasons

Intent: In football, to specify that an institution shall not begin official preseason practice sessions in the championship segment before 24 days prior to the first permissible contest or 10 days before the institution's first day of classes, whichever is earlier.

Bylaws: Amend 17.10.2.1, as follows:

17.10.2.1 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 24 days before the first permissible contest or seven days before the institution's first day of classes, whichever is earlier.

Rationale: The Interassociation Consensus on Year-Round Football Practice Contact for College Student-Athletes Recommendations included a recommendation to discontinue two-a-day practices. Accordingly, the Division II Presidents Council adopted emergency legislation (Proposal No. EM-2018-1) to eliminate multiple on-field practices in the same day. To account for that, the Division II Committee for Legislative Relief provided waiver relief for the 2017 football season only to allow institutions additional days for preseason practice. This proposal would amend Bylaw 17.10.2.1 (first practice date -- championship segment) to codify the waiver relief and specify that the first practice date in the championship segment is 24 days before the first permissible contest date, or 10 days before the institution's first day of classes, whichever is earlier. Adoption of this proposal would ensure that institutions are able to adhere to the emergency legislation without compromising their student-athletes' preparedness for the upcoming 2018 season. Additionally, allowing institutions to begin practice three days earlier will provide adequate time for football teams to take the recommended day off per week during the preseason.

Budget Impact:

Co-sponsorship - Conference: None

Co-sponsorship - Institution: None

Position Statements:
Review History:

Jun 28, 2017: Recommends Approval - Championships Committee

Jul 18, 2017: Approved in Concept - Management Council

Aug 9, 2017: Approved in Concept - Presidents Council

Aug 30, 2017: Approved in Legislative Format - Administrative Committee

Additional Information:
Legislative References

<table>
<thead>
<tr>
<th>Legislative Cite</th>
<th>Title</th>
</tr>
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<tbody>
<tr>
<td>17.10.2.1</td>
<td>First Practice Date -- Championship Segment.</td>
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</table>
ANTICIPATED ACTION: As part of its comprehensive review of football, the NCAA Division I Football Oversight Committee will review a recommendation from the NCAA Division I Football Competition Committee pertaining to the proposed 14-week playing season model and the football preseason practice model. The committee will be asked to provide its feedback on elements of the recommendation and assess whether it is appropriate to recommend a legislative change be introduced into the 2017-18 legislative cycle.

Background.

At its April 2017 in-person meeting, the NCAA Division I Football Oversight Committee reviewed the proposed 14-week playing season and football preseason practice models and discussed how to best structure preseason practice and the playing season to incorporate the Year-Round Football Practice Contact for College Student-Athletes Recommendations. As a result of those conversations, the oversight committee charged the NCAA Division I Football Competition Committee with reviewing the 14-week playing season concept in conjunction with its review of football preseason practice.

On its September 6, 2017, teleconference, the competition committee agreed on the following recommendation for Football Bowl Subdivision and NCAA Football Championship Subdivision.

Recommendation.

1. Guiding principles. In developing its recommendation, the competition committee identified the following principles:
   a. The football preseason should start no earlier than August 1.
   b. The football preseason should have approximately 25 on-field practice sessions.
   c. In preparing its recommendation, the competition committee should seek feedback from Division I football student-athletes, football coaches and the NCAA Sport Science Institute.

2. Preseason practice model. In football, an institution's first date of preseason practice is calculated by counting back 25 practice opportunities from the institution's first scheduled contest.
   a. The calculation will account for one on-field practice opportunity per day; excluding the one required day off every seven days (i.e., six practice opportunities per seven days).
b. This calculation includes the five-day acclimatization period and one required day off from on-field activities every seven days.

c. Preseason practice start dates may be different depending on the institutions' first scheduled contests (e.g., FCS nationally televised game exception).

Twenty-five practice opportunities prior to an institution's first scheduled contest:

<table>
<thead>
<tr>
<th>Year</th>
<th>First Permissible Date of Competition*</th>
<th>First Date of Preseason Practice</th>
<th>Number of Practice Opportunities</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017</td>
<td>September 2</td>
<td>August 4</td>
<td>25</td>
</tr>
<tr>
<td>2018</td>
<td>September 1</td>
<td>August 3</td>
<td>25</td>
</tr>
<tr>
<td>2019</td>
<td>August 31</td>
<td>August 2</td>
<td>25</td>
</tr>
<tr>
<td>2020</td>
<td>September 5</td>
<td>August 7</td>
<td>25</td>
</tr>
<tr>
<td>2021</td>
<td>September 4</td>
<td>August 6</td>
<td>25</td>
</tr>
</tbody>
</table>

* NCAA playing and practice seasons legislation permits an institution to schedule its first football contest the Thursday preceding Labor Day. For this example, the first date of competition is the Saturday prior to Labor Day as this is the date most initial contests occur.

3. **Use of footballs in preseason practice walk-throughs.** On May 5, 2017, the NCAA Division I Committee for Legislative Relief approved a blanket waiver to permit the use of footballs during walkthrough activities in the 2017 preseason. The waiver was approved for 2017-18 only to allow the oversight committee appropriate time to further assess potential legislative changes. The competition committee recommends a legislative change to permit the use of footballs during preseason practice walk-throughs.

4. **Preseason off-field meeting during the required day off.** The competition committee recommends a legislative change to Bylaw 17.1.7.6.3 to permit not more than two hours of off-the-field meeting or film review time during the required day off.

a. This recommendation is specific to required days off that occur after the start of preseason practice.
b. This recommendation is applicable to the five autonomy conferences and those institutions and conferences that have opted in.

5. **Limitation on countable athletically related activity.** The competition committee recommends a legislative change to require institutions to adhere to academic year countable athletically related activities requirements, per Bylaw 17.1.7.1 (e.g., four hours per day and 20 hours per week), one week prior to its first scheduled contest.
   
a. This recommendation would be applicable regardless of the institution's first day of classes.

b. Due to the varying academic calendars and first dates of class across the membership, some institutions bound by CARA requirements prior to their first scheduled contests while other institutions' practice time is not limited.

6. **Fourteen-week standardized playing season.** The competition committee reviewed the 14-week playing season with the integration of the preseason practice model and the reduction to 25-preseason practices opportunities. The competition committee agreed not to recommend a standardized 14-week playing season at this time due to the projected start of preseason practice based on the 25-practice opportunity calculation.

**Discussion Questions.**

1. Does the oversight committee support the recommendation?

2. If the oversight committee elects to recommend in concept's introduction into the 2017-18 legislative cycle, what is an appropriate effective date?

3. What are appropriate avenues to seek greater membership feedback on this concept (e.g., AFCA Convention, conference meetings)?

**Applicable Legislation.**

**Bylaw 17.02.13 Practice Units.** In determining the first permissible preseason practice date, an institution shall count back from its first scheduled contest, one unit for each day beginning with the opening of classes, one unit for each day classes are not in session in the week of the first scheduled intercollegiate contest and two units for each other day in the preseason practice period, except that the institution shall not count any units during the preseason when all institutional dormitories are closed, the institution's team must leave campus, and practice is not conducted. (Adopted: 1/10/91 effective 8/1/91, Revised: 1/10/92, 4/14/03)

**Bylaw 17.1.7.1 Daily and Weekly Hour Limitations -- Playing Season.** A student-athlete's participation in countable athletically related activities (see Bylaw 17.02.1) shall be limited to a maximum of four hours per day and 20 hours per week. (Adopted: 1/10/91 effective 8/1/91)
Bylaw 17.1.7.4.3 Preseason Practice. An institution is not required to provide student-athletes with one day off per week during preseason practice that occurs prior to the first day of classes, or the first scheduled contest, whichever is earlier. (Adopted: 1/10/92)

Bylaw 17.1.7.6.3 Preseason Practice. [A] An institution shall provide student-athletes with one day off per week during preseason practice that occurs prior to the first day of classes, or the first scheduled contest, whichever is earlier. (Adopted: 1/20/17 effective 8/1/17) *

* This legislation is applicable to the five autonomy conferences and those institutions and conferences that opt into it.

Bylaw 17.10.2.1 First Practice Date. [FBS/FCS] An institution shall not commence official preseason football practice sessions, for the varsity, junior varsity or freshman team, prior to the date that will permit a maximum of 40 units (see Bylaw 17.02.13) prior to its first scheduled intercollegiate game. During the preseason practice period, institutions may not engage in more than 29 on-field practice sessions (see Bylaw 17.10.2.5.1). (Revised: 1/11/89, 4/14/03, 4/24/03 effective 5/1/03, 4/28/05)

Bylaw 17.10.2.4 Five-Day Acclimatization Period. [FBS/FCS] In football, preseason practice shall begin with a five-day acclimatization period for both first-time participants (e.g., freshmen and transfers) and continuing student-athletes. All student-athletes, including walk-ons who arrive to preseason practice after the first day of practice or who begin practice at any other point in the playing season, are required to undergo a five-day acclimatization period. The five-day acclimatization period shall be conducted as follows: (Adopted: 4/24/03 effective 5/1/03, Revised: 4/28/05 effective 8/1/05, 7/18/05, 12/13/05, 4/27/06, 12/15/06, 1/4/08, 4/28/16 effective 8/1/16, 4/26/17)

a. An institution may not conduct administrative activities (e.g., team pictures, etc.) other than those permitted prior to or on the academic orientation day (e.g., compliance-related activities, medical examinations, individual photographs) prior to the first permissible date of practice. Conditioning, speed, strength or agility tests may not occur on any day prior to the start of the five-day acclimatization period.

b. During the five-day period, participants shall not engage in more than one on-field practice per day, not to exceed three hours in length.

1. Exception -- During the five-day acclimatization period, an institution has the option of conducting one on-field practice per day, not to exceed three hours in length, or one on-field testing session (speed, conditioning or agility tests) per day, not to exceed one hour in length and one on-field practice, not to exceed two hours in length. In addition, an institution may conduct one one-hour walk-through session per day of the acclimatization period pursuant to Bylaw 17.02.20. Student-athletes must be provided with at least three continuous hours of recovery time between any sessions (testing, practice or walk-through) occurring that day. During this time, student-athletes may
not attend any meetings or engage in other athletically related activities (e.g., weight lifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time. If an institution conducts only a walk-through on a particular day during the acclimatization period, that day does not count toward the required five days of acclimatization, but the walk-through counts toward the limit of 29 on-field practices for the preseason practice period.

c. First-time participants and continuing students shall not be required to practice separately.

d. During the first two days of the acclimatization period, helmets shall be the only piece of protective equipment student-athletes may wear. During the third and fourth days of the acclimatization period, helmets and shoulder pads shall be the only pieces of protective equipment student-athletes may wear. During the final day of the five-day period and on any days thereafter, student-athletes may practice in full pads.

Bylaw 17.10.2.5 Preseason Activities After Five-Day Acclimatization Period. [FBS/FCS] The remaining preseason practice period shall be conducted as follows: (Adopted: 4/24/03 effective 5/1/03, Revised: 12/15/06, 4/24/14, 4/14/17)

a. After the five-day period, institutions may practice in full pads. However, an institution may not conduct multiple on-field practice sessions on the same day;

b. Student-athletes shall not engage in more than three hours of on-field practice activities per day; and

c. Student-athletes must be provided with at least three continuous hours of recovery time between an on-field practice session and a walk-through. During this time, student-athletes may not engage in physical athletically related activities (e.g., weight lifting). Time spent in team meetings, film review, receiving medical treatment and eating meals may be included as part of the recovery time.

Bylaw 17.10.2.5.1 Exception -- "Walk-Throughs." [FBS/FCS] During the preseason practice period only and after the five-day acclimatization period, a walk-through is not considered to be an on-field activity for purposes of the limit on the number of practice sessions per day or the limit on the number of hours of on-field practice activities, provided it is conducted pursuant to Bylaw 17.02.20. If a walk-through is conducted on a day in which no other on-field activities occur, the walk-through must be included in the limit of 29 on-field practices for the preseason practice period. In championship subdivision football, on-field walk-throughs shall not exceed a total of two hours per day. (Adopted: 4/24/03 effective 5/1/03, Revised: 8/7/03, 12/13/05, 12/15/06, 4/24/14, 4/26/17)
Title: PLAYING AND PRACTICE SEASONS -- FOOTBALL -- ESTABLISHING PRESEASON START DATE 25 DAYS FROM FIRST PERMISSIBLE SATURDAY CONTEST

Convention Year: 2018

Date Submitted: July 25, 2017

Status: SPOPL

Effective Date: August 1, 2018

Source: NCAA Division III Presidents Council [Management Council (Playing and Practice Seasons Subcommittee)].

Category: Management Council

Topical Area: Playing and Practice Seasons

Intent: To amend the football preseason legislation as follows: (1) The first permissible practice date shall be 25 days before the first permissible Saturday contest date (regardless of the institution’s actual first contest date). Expenses may not be provided before this date; (2) A day off shall be provided during the first six days of preseason which includes the five-day acclimatization period; (3) A day off shall be provided during each remaining week of the preseason practice period (prior to the week of the first contest); (4) On-field activity (a practice session and a walk-through session) shall be limited to a combined total of four hours in length per day with a practice session not to exceed three hours; and (5) Footballs may be used during walk-through sessions following the five-day acclimatization period.

A. Bylaws: Amend 17.1.2, as follows:

17.1.2 General Regulations for Computing Playing Seasons. In determining the length of an institution’s playing season, the following regulations shall apply:

(a) Week. A week shall be defined by the institution as any consecutive seven-day period, regardless of the day on which the seven-day period begins. The playing season, or its segments (or periods in golf, rowing and tennis), shall consist of consecutive weeks. Practice or competition during any part of a week shall be counted as a full week (e.g., practice or competition during nine weeks and one day shall be counted as 10 weeks). An institution may not redefine its week except in the following circumstances:

(1) During a segment (or period in golf, rowing and tennis) of the playing season, following a period of at least seven consecutive days that includes a vacation, final-examination period or holiday period during which no athletically related activities occur [see Bylaw 17.1.2-(d)]; or

(2) Between the fall and spring period in golf, rowing and tennis and between segments of the playing season in other sports, provided the institution divides its practice and playing season into two distinct segments per Bylaw 17.1.12.

(b) Total Combined Length. The total number of weeks for both segments (or periods in golf, rowing and tennis) of a playing season combined shall not exceed the maximum permitted in a particular sport;

(c) Holiday, Vacation Periods. In traditional and nontraditional segments (or periods in golf, rowing and tennis), any practice or competition during published vacation and holiday periods during the academic year shall be counted as part of the playing season. If practice or competition is not scheduled during any full week (seven consecutive days) that includes a vacation or holiday period, it neither shall be counted as part of the playing season nor shall constitute a break in a segment (or period in golf, rowing and tennis) [see Bylaw 17.1.12-(a)-(d)].

(d) Final-Examination Periods.

(1) Traditional Segment. Any practice or competition during a final-examination period during the academic year shall be counted as part of the playing season. If practice or competition is not scheduled during...
any full week (seven consecutive days) that includes a final-examination period, it neither shall be counted as part of the playing season nor shall constitute a break in a segment (see Bylaw 17.1.2-(a)-(1)).

(2) Nontraditional Segment. An institution shall not conduct practice or competition during a final examination period. For any final-examination period of a regular academic term (e.g., winter quarter, spring semester), an institution may not conduct practice and competition five weekdays before the first day of the final-examination period. This period shall not be counted as part of the playing season nor shall constitute a break in the segment.

(e) Preseason Football. In football, the institution may redefine its week after the acclimatization period or at the conclusion of the preseason practice period but not both.

(ef) Nontraditional Segment. The nontraditional segment shall be counted as part of the institution’s declared playing season, regardless of whether competition occurs during that segment; and

(fg) Equipment Issue, Team Pictures.

(1) It shall be permissible to designate a single date for issuing equipment and for taking team pictures after the beginning of classes in the fall term or the day before the beginning of a segment or, in basketball and football, the day before the beginning of preseason practice. In football, issuing equipment and taking team pictures may not occur before the start of preseason practice.

(2) Exception for Sundays. If the day before the beginning of a segment is a Sunday, the member institution may designate the preceding Saturday for issuing equipment and taking team pictures.

B. Bylaws: Amend 17.10, as follows:

[Division III, roll call]

17.10.2 Preseason Practice. Preseason practice shall start with the acclimatization period and conclude with the start of the week of the first intercollegiate contest as follows:

(a) Acclimatization Period (See Bylaw 17.10.2.4). Six days consisting of five days of acclimatization activity and a day off from physical athletically related activity.

(b) Preseason Activities After Acclimatization Period. The days between the acclimatization period and the week of the first intercollegiate contest (See Bylaw 17.10.2.5). All physical athletically related activity shall be prohibited during one calendar day per defined week when classes are not in session for any portion of the week (See Bylaw 17.1.4.1 for day off requirements when classes are in session).

(c) End of Preseason. Preseason concludes with the start of the week of the first intercollegiate contest (Bylaw 17.10.2.2).

17.10.2.1 Physical Athletically Related Activity. Any on-field activity, weight training or conditioning. Community service, film review, leadership training, team building, team meetings and other similar activities shall not be considered physical athletically related activities.

17.10.2.2 Week of the First Intercollegiate Contest. The institution’s defined week that includes the first regular season contest (excluding scrimmages, exhibitions or joint practices). The institution may redefine its week at the conclusion of the preseason practice period or the acclimatization period, but not both.

17.10.2.3 First Practice Date. A member institution shall not commence official preseason football practice sessions nor provide any expenses for the varsity, junior varsity or freshmen team prior to 25 days before the first permissible Saturday contest date (see Bylaw 17.10.3) regardless of the institution’s actual first contest date.

17.10.2.4 Five-Day Acclimatization Period. Preseason practice shall begin with an five-day acclimatization period for both first-time participants (e.g., freshmen and transfers) and continuing student-athletes. All student-athletes, including those who arrive to preseason practice after the first day of practice, are required to undergo an five-day acclimatization period consisting of a day off of physical athletically related activity and five days of acclimatization activity. The five-days of acclimatization period activity shall be conducted as follows:

(a) Institutions may not conduct conditioning, speed, strength or agility tests before the start of the five-day acclimatization period.

(b) Institutions are permitted to conduct weight training activities during the five-day acclimatization period without counting those activities toward the maximum hour limitations for on-field practices; however, weight training activities may not be conducted during the required three hours of continuous recovery time between any sessions nor during the day off of physical athletically related activity.
(c) During the first day of the five-day acclimatization period activity, an institution may conduct either:

(1) One on-field practice, not to exceed three hours in length. The institution may also conduct a one-hour walk-through session. One on-field practice and a walk-through session. These activities shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. No protective equipment (e.g., helmet, shoulder pads) may be worn, no equipment related to football (e.g., football, blocking sled) may be used and conditioning activities may not occur during the walk-through session. Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., on-field practice, weight training or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting). However, time spent receiving medical treatment and eating meals may be included as part of the recovery time; or

(2) One on-field testing session (e.g., speed, conditioning or agility tests), not to exceed one hour in length, and one on-field practice, not to exceed two hours in length. The institution may also conduct a one-hour walk-through session. No protective equipment (e.g., helmet, shoulder pads) may be worn, no equipment related to football (e.g., football, blocking sled) may be used and conditioning activities may not occur during the walk-through session. Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., testing, on-field practice, weight training or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting). However, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

(d) During the remainder of the five-days of acclimatization activity period, participants shall not engage in more than one on-field practice, not to exceed three hours in length, and one one-hour walk-through session and a walk-through session. These activities shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. No protective equipment (e.g., helmet, shoulder pads) may be worn, no equipment related to football (e.g., football, blocking sled) may be used and conditioning activities may not occur during the walk-through session. Student-athletes must be provided with at least three hours of continuous recovery time between any sessions (e.g., on-field practice session, weight training or walk-through). During the recovery time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weight lifting). However, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

(e) During the first two days of the acclimatization period activity, helmets shall be the only piece of protective equipment student-athletes may wear during the on-field practice session and conditioning session (as opposed to the walk-through session). During the third and fourth days of the acclimatization period activity, helmets and shoulder pads shall be the only pieces of protective equipment student-athletes may wear during the on-field practice session. During the final on-field practice session of the five-days of acclimatization activity period and on any day thereafter, student-athletes may practice in full pads.

17.10.2.35 Preseason Activities After Five-Day the Acclimatization Period. The remaining preseason practice period shall be conducted as follows:

(a) Following the five-day acclimatization period, student-athletes may practice in full pads. However, an institution may not conduct multiple on-field practice sessions on the same day.

(b) Student-athletes shall not engage in more than three hours of on-field practice activities per day; one on-field practice and a walk-through session per day. These activities shall be limited to a combined total of four hours per day with the practice session not to exceed three hours. No protective equipment (e.g., helmets, shoulder pads) may be worn, no equipment related to football (e.g., blocking sleds) may be used and conditioning activities may not occur during the walk-through session. Following the acclimatization period, an institution may use a football during the walk-through session. Student-athletes must be provided with at least three hours of continuous recovery time between any session (e.g., on-field practice, weight training or walk-through). During this time, student-athletes may not attend any meetings or engage in other athletically related activities; however time spent receiving medical treatment and eating meals may be included as part of the recovery time.

(c) All physical athletically related activity (See Bylaw 17.10.2.1) shall be prohibited during one calendar day per defined week when classes are not in session for any portion of the week (See Bylaw 17.1.4.1 for day off requirements when classes are in session).
hour in length. Student-athletes must be provided with at least three hours of continuous recovery time between an on-field practice session and a walk-through. During this time, student-athletes may not attend any meetings or engage in other athletically related activities (e.g., weightlifting); however, time spent receiving medical treatment and eating meals may be included as part of the recovery time.

17.10.23.1 First Practice Date. A member institution shall not commence official preseason football practice sessions for the varsity, junior varsity or freshman team before the date that will permit a maximum of 25 practice opportunities (see Bylaw 17.10.3) before its first scheduled intercollegiate game or before the Friday after the institution’s first contest (game) if the first contest is scheduled for a Thursday.

17.10.23.1.1 Practice Opportunities -- Football. In football only, to establish the starting date for preseason practice, the institution shall count one practice opportunity for each day beginning with the opening day of classes and one practice opportunity for each day classes are not in session in the week of the first scheduled intercollegiate contest (see Bylaw 17.10.3). Next, the institution shall count practice opportunities on an alternating basis in a two-one-two-one format (i.e., the first of the remaining days is counted as two, the next day is counted as one, the next as two, etc.) up to and including the 20th opportunity. Finally, the institution shall count one practice opportunity for each of the five days before the day of the 20th opportunity. The institution shall not count any days during the preseason when all institutional dormitories are closed. the institution’s team must leave campus and practice is not conducted.

17.10.23.1.1.1 Sunday. Sundays before the institution’s opening day of classes are included in the counting. Sundays after the institution’s opening day of classes are excluded from the counting.

17.10.23.1.2 Week. The “week” of the first scheduled intercollegiate contest is defined as the six days, including or excluding Sunday pursuant to Bylaw 17.10.2.1.1, before the first contest (or before Friday if the first contest is on a Thursday, see Bylaw 17.10.3) even if one or more of the days fall into different traditional calendar weeks.

17.10.23.1.3 Opening Day of Classes. The “opening day of classes” is defined as the first day of classes as listed in the institution’s official catalog. Required freshman orientation is not considered to be the opening day of classes for the academic year.

Rationale: The Interassociation Consensus Recommendations on Year-Round Football Practice Contact for College Student-Athletes “recommendations” included the discontinuation of two-a-day practices. The Division III Management Council adopted noncontroversial legislation to eliminate multiple on-field contact practices on the same day. The noncontroversial legislation, resulted in an inequitable start date formula and lost practice opportunities. This proposal seeks to provide equitable and sufficient practice opportunities for all football sponsoring institutions. Institutions would count back 25 days from the first contest date to determine the first permissible practice date. These 25 days would include any administrative days. The framework allows institutions to participate in up to 22 practice days while still providing student-athletes with a day off each week. Further, the proposal would allow up to four hours of on-field sessions which includes practices and walk through sessions. Currently, walk through sessions are limited to one hour but could be increased if the practice session is less than three hours. Finally, the proposal allows the use of footballs during the preseason, following the five-day acclimatization period. This proposal provides flexibility for institutions to implement the recommendations while providing a framework to ensure their student-athletes are adequately prepared for competition.

Budget Impact: Will vary based on squad size and housing/board costs.

Co-sponsorship - Conference: None

Co-sponsorship - Institution: None

Position Statements:

Review History:

Jul 18, 2017: Approved in Concept - Management Council Supplement No. 5, Item No. 1

Additional Information:

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<td>17.1.2</td>
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Division II Football Preseason Practice Model – Next Steps

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<tr>
<td>November 6-7</td>
<td>NCAA Division II Legislation Committee Meeting</td>
<td>Indianapolis</td>
<td>Review of football preseason legislation and proposals in all three divisions.</td>
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<tr>
<td>November 27</td>
<td>Division II Football Coaches Connection Teleconference</td>
<td>Teleconference</td>
<td>Ongoing discussion of football-related topics and legislation and share feedback from the Legislation Committee discussion on this issue.</td>
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<tr>
<td>December 10-12</td>
<td>NCAA Committee for Competitive Safeguards and Medical Aspects of Sports Meeting</td>
<td>Indianapolis</td>
<td>Review the suggested recommendations from the Legislation Committee.</td>
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<td>January 7-10, 2018</td>
<td>American Football Coaches Association Convention</td>
<td>Charlotte, North Carolina</td>
<td>Discussion of football-related topics and legislation and share feedback from the Legislation Committee discussion on this issue.</td>
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<tr>
<td>January 17-20, 2018</td>
<td>NCAA Convention</td>
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<td>Discussion regarding feedback from the Legislation Committee discussion on this issue and vote on NCAA Proposal No. 2018-4.</td>
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<td>January 30, 2018</td>
<td>Football Coaches Connection Teleconference</td>
<td>Teleconference</td>
<td>Ongoing discussion of football-related topics and legislation and share feedback from various constituent groups regarding the Legislation Committee discussion on this issue.</td>
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<tr>
<td>February 12-14, 2018</td>
<td>NCAA Division II Football Committee Meeting</td>
<td>Indianapolis</td>
<td>Discussion of football-related topics and legislation, highlight the Legislation Committee's possible additional amendments on this issue and share feedback from various constituent groups regarding the Legislation Committee discussion on this issue.</td>
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<tr>
<td>February 26-27, 2018</td>
<td>Task Force on Football Data Summit</td>
<td>TBD</td>
<td>The Task Force on Football Data will consist of approximately 25 individuals, including opinion leaders and scientists. At the summit, the task force will gather to review data from the 2017 preseason, compare it to the 2016 season and create a tentative agenda for the 2019 Safety in College Football Summit.</td>
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<tr>
<td>March 5-6, 2018</td>
<td>Division II Legislation Committee Meeting</td>
<td>Indianapolis</td>
<td>The committee will receive and review feedback from CSMAS, the AFCA Convention, the Management Council, Presidents Council, Football Committee and the Task Force on Football Data and potentially recommend a noncontroversial legislative proposal.</td>
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<tr>
<td>April 9-10, 2018</td>
<td>Division II Management Council Meeting</td>
<td>Indianapolis</td>
<td>Review the noncontroversial legislative recommendation of the Legislation Committee in legislative form.</td>
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<tr>
<td>April 24-25, 2018</td>
<td>Division II Presidents Council Meeting</td>
<td>Indianapolis</td>
<td>Review the final action of the Management Council.</td>
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Division: II

Proposal Number: NC-2018-20

Title: RECRUITING -- PUBLICITY -- COMMENTS PRIOR TO SIGNING -- ACTIONS ON SOCIAL MEDIA PLATFORMS

Convention Year: 2018

Date Submitted: July 17, 2017

Status: Ready for Ratification Convention Vote

Effective Date: Immediate

IPOPL Number:

SPOPL Number:

Source: NCAA Division II Management Council (Legislation Committee).

Category: Noncontroversial

Topical Area: Recruiting

Intent: To establish an exception to the restrictions on publicity before commitment that permits actions (e.g., "like," "favorite," republish) by an institutional staff member on social media platforms that indicate approval of content on social media platforms that was generated by users of the platforms other than institutional staff members or representatives of an institution's athletics interests.

Bylaws: Amend 13.10.2, as follows:

13.10.2 Comments Prior to Signing. Before the signing of a prospective student-athlete to a National Letter of Intent or an institution's 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, a member institution may comment publicly only to the extent of confirming its recruitment of the prospective student-athlete. [D]

13.10.2.1 Exception -- Actions That Indicate Approval of Content on Social Media Platforms. An athletics department staff member may take actions (e.g., "like," "favorite," republish) on social media platforms that indicate approval of content on social media platforms that was generated by users of the platforms other than institutional staff members or representatives of an institution's athletics interests.

[13.10.2.1 renumbered as 13.10.2.2, unchanged.]

Rationale:

Budget Impact:

Co-sponsorship - Conference: None

Co-sponsorship - Institution: None

Position Statements:

Jun 29, 2017: Recommends Approval - Legislation Committee

Jul 18, 2017: Approved in Concept - Management Council

Aug 30, 2017: Approved in Legislative Format - Administrative Committee
**Additional Information:**

Under current legislation, it is difficult to monitor all coaches and their social media activities (e.g., “like,” “favorites,” republishing). This proposal would create an exception to publicity related to recruiting on social media platforms and attempt to maintain pace with the frequent creation and/or endorsement of social media applications.

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<td>Exception -- Actions That Indicate Approval of Content on Social Media Platforms.</td>
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The academic and membership affairs staff determined that an institutional staff member is permitted to initiate or accept a "friend" or "follow" request to a prospective student-athlete through a social networking site at any time, including prior to the first permissible date to send electronic correspondence, even if the social networking website sends an automatically-generated electronic notification (e.g., email, text message, push notification), provided the staff member does not modify the automatically-generated electronic notification and no additional communication is included.

[References: NCAA Division II Bylaws 13.4.1 (recruiting materials), 13.4.5 (electronic transmissions), 13.4.5.1 (electronic transmissions after national letter of intent signing or other written commitment)]

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### Other References

<table>
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<tr>
<td>Appproved by Legislation Committee 12/13/13</td>
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<tr>
<td>Issued by Staff 12/6/13</td>
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### Educational Columns

<table>
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<tr>
<th>Date Published</th>
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<tr>
<td>June 11, 2014</td>
<td>Electronic Transmissions. Social Media Platforms and Recruiting (II)</td>
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</table>
The committee confirmed that a student-athlete may provide an opinion about a commercial product or service, as long as no individual associated in any manner with the commercial product or service is involved in directing the student-athlete to issue the opinion, and the student-athlete does not receive any benefits from any source in conjunction with his or her opinion.

[References: NCAA Division I Bylaw 12.5.2.1 (adsvertisements and promotions after becoming a student-athlete) and a staff interpretation (02/20/2015, Item Ref. c, which has been archived)]

**Legislative References**

<table>
<thead>
<tr>
<th>Legislative Cite</th>
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<tr>
<td>12.5.2.1</td>
<td>Advertisements and Promotions After Becoming a Student-Athlete.</td>
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**Referenced Interpretations**

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<td>February 20, 2015</td>
<td>Staff Interpretation</td>
<td>Student-Athlete Providing Opinions on a Commercial Product or Service (I)</td>
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**RSRO Cases**

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<td>Secondary/Level III Violations</td>
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<td>Legislative Relief Waiver</td>
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