AGENDA
National Collegiate Athletic Association
Division II Committee for Legislative Relief Teleconference

Dial-in number: 877/336-1831
Access code: 3272185
September 16, 2016
11 a.m. to 2 p.m. Eastern time

1. Welcome and introductions. (Marcus Clarke)
   a. NCAA Division II Committee for Legislative Relief roster. [Supplement No. 1]
   b. Review of Committee for Legislative Relief policies and procedures. [Supplement No. 2]
      • Reminder of conflict of interest policy.

2. Review of the March 2016 Committee for Legislative Relief report to NCAA Division II Management Council. [Supplement No. 3] (Clarke)

3. Review the July/August 2016 Management Council and NCAA Division II Presidents Council summary of actions. [Supplement No. 4] (Chris Brown)

4. Review of NCAA GOALS study. [Supplement No. 5] (Lydia Bell and Tom Paskus)

5. Review Committee for Legislative Relief cases decided from February 1, 2016, through July 31, 2016, by the NCAA staff and committee. [Supplement No. 6] (Chelsea Crawford)
   • Review of cases approved based on totality of the circumstances. [Supplement No. 7] (Crawford)

6. Review of 2017 NCAA Convention proposals potentially impacting the Committee for Legislative Relief. [Supplement No. 8] (Karen Wolf)

7. Review of organized competition before initial collegiate enrollment guideline.
   a. Referral from Management Council regarding minimal competitive thresholds. (Brown)
   b. Review of certification data from the NCAA Eligibility Center. [Supplement No. 9] (Brown)

8. Discussion regarding competition in year of transfer guideline. [Supplement No. 10] (Brown)
9. Discussion regarding appeal requirements for applicant institutions. (Brown)

10. 2016-17 NCAA Division II Strategic Priorities. [Supplement No. 11] (Brown)

11. Future meetings or teleconferences.
   
   a. March 2017; and
   

12. Other business.

NCAA Division II Committee for Legislative Relief Roster

Marcus Clarke, chair
Senior Associate Commissioner for
Championships & Events
Central Intercollegiate Athletic Association
4725 Piedmont Row Drive, Suite 200
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Central Intercollegiate Athletic Association
Term Expires:  August 31, 2019

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Gulf South Conference
Term Expires:  August 31, 2019

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Heartland Conference
Term Expires:  August 31, 2019

Hayley Ross-Treadway
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One University Plaza, MS REC 2004
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Great Lakes Valley Conference
Term Expires:  August 31, 2018*
*Eligible for reappointment

Eric Schoh
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Northern Sun Intercollegiate Conference
Term Expires:  January 2020

DII AT&T CLR Toll-free Conference Call No.:  877/336-1831
Access Code:  3272185
Weekly call (when necessary) is 3 p.m. Eastern time Wednesdays.
Staff Liaisons

**Chris Brown (Primary Liaison)**
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The NCAA Division II Committee for Legislative Relief was created in 1993 as a response to the membership's desire for more rules flexibility. This group was originally established as a subcommittee of the NCAA Division II Management Council to review the application of NCAA legislation in cases where the circumstances are extraordinary in nature (NCAA Division II Bylaw 5.4.1.7). In January 2008, the Management Council and NCAA Division II Presidents Council agreed to establish a free-standing committee to fulfill this role. The equivalent waiver committees in Divisions I and III are the NCAA Division I Committee for Legislative Relief (CLR) and the NCAA Division III Management Council Subcommittee for Legislative Relief (SLR).

The philosophy of the Committee for Legislative Relief is to review requests to waive the normal application of the legislation while considering the following to determine if relief is appropriate:

1. The purpose or intent of the legislation;
2. The involvement and the overall well-being of the student-athlete; and
3. A competitive or recruiting advantage.

NCAA member institutions, conferences and committees/subcommittees may apply for a Committee for Legislative Relief waiver when no other committee/subcommittee has the authority to waive specific NCAA legislation for extenuating/extraordinary circumstances. Waivers must be submitted through the Requests/Self-Reports Online. All information pursuant to the waiver must be uploaded to Requests/Self-Reports Online.

Waiver Submission Procedures.

1. Waiver requests shall be submitted to the NCAA national office via Requests/Self-Reports Online.
2. Requests/Self-Reports Online requires that the waiver submission must be e-signed or have a signature uploaded by two of the following individuals of the involved institution (one of whom must be from outside the athletics department): chancellor, president or faculty athletics representative; and director of athletics or senior woman administrator. A waiver request submitted by a conference office shall be signed by both the commissioner (or executive director) and at least one conference officer (e.g., associate commissioner). A waiver request submitted by an NCAA (sub)committee shall be signed by the chair or a member of that (sub)committee. Stamp signatures will not be accepted.
3. Waiver submissions for individual student-athletes or prospective student-athletes are required to include a signed Buckley Statement.

4. The case will be considered complete when all required information is uploaded into Requests/Self-Reports Online (either by the applicant institution or by AMA staff). Case processing timelines begin once required information is uploaded to Requests/Self-Reports Online. Requests involving transfers will not be processed until the involved student-athlete has signed a written commitment (e.g., written offer of admission and/or financial aid or the institution has received the student-athlete's financial deposit in response to its offer of admission) or has triggered full-time enrollment at the applicant institution.

5. It is the applicant institution's, conference's or NCAA (sub)committee's responsibility to include all relevant documentation and Committee for Legislative Relief case precedent for each waiver request to the committee. All relevant documentation must be included with the original waiver materials (e.g., medical documentation, educational transcripts, game schedules), since a decision will be made by the staff and committee based solely on the submitted documentation from the applicant institution. The committee and staff will review only written documentation. Any documentation provided in a foreign language must be translated to English (or in the case of financial records, converted to U.S. dollars) prior to submission, and both the original language and translated documents must be included. NCAA committee members are prohibited from conducting independent research (e.g., online searches) in an effort to gather more facts/information regarding a pending request. When additional information or documentation is necessary, the committee shall direct the staff to contact the applicant institution to request that the additional information or documentation be submitted.

In cases where the agreed-on set of facts for a prospective student-athlete who has been certified with conditions under the organized competition or training prior to collegiate enrollment legislation change, the following procedures should be followed:

a. When the facts of a waiver involving Bylaw 14.2.4.2 (organized competition or training prior to initial collegiate enrollment) change, and the new information could result in the amateurism certification of a prospective student-athlete changing (e.g., prospective student-athlete no longer subject to the organized competition legislation or prospective student-athlete is subject to fewer or additional seasons of competition under the rule), then the prospective student-athlete must be placed back under review and the amateurism certification staff at the NCAA Eligibility Center is re-engaged in the process. The institution and prospective student-athlete must also submit an explanation as to why the facts changed.
b. When the new information will not change the amateur certification of the prospective student-athlete, but only changes the facts related to relief via the waiver process, the staff will proceed with the waiver by working with applicant institution and the prospective student-athlete to come to a new set of agreed facts. The institution and prospective student-athlete must also submit an explanation as to why the facts changed.

For cases involving subject matter where the committee has authority and an NCAA (sub)committee has expertise but does not have the authority to provide the requested relief, the staff may request a written response or background information from that (sub)committee in order to assist the staff and committee in making a well-informed decision. The staff will share all written materials provided by the NCAA subcommittee or committee to the applicant prior to a decision being rendered. Waiver requests will be prioritized based on the date of the next contest or event, the order in which the case was received and the timing of when the waiver was determined to be necessary.

Once all relevant information is submitted, the staff generally requires a minimum of 48 hours to complete a thorough review of the information presented. Thus, if a waiver submission is not complete until less than 48 hours prior to the competition or event, the staff may not be able to render a decision prior to the contest or the event. All requests should be submitted to the staff in a timely manner once the waiver is determined necessary in order to ensure a complete review can be conducted prior to the next contest or event.

6. For cases involving misinformation, a lack of information or institutional error in which a student-athlete(s) is detrimentally impacted by the actions of institutional personnel, if the applicant institution benefits (request is granted) as a result of the circumstances, then the chancellor or president of the applicant institution will be notified by letter from the staff detailing the chronology of the institution's/individual's actions. In addition, a copy of the written statement provided to the NCAA staff from the institutional staff member(s) responsible for the misadvisement must accompany the staff's notification to the chancellor or president. A member of the staff or committee may call an institution's chancellor or president to provide notice regarding the institution's plans to prevent future instances of misinformation/error when an institution has submitted multiple waiver requests involving misinformation, a lack of information or institutional error that has detrimentally impacted a student-athlete.

7. Reconsideration requests may be submitted to the committee if the request contains new information that was not available to either the student-athlete or the applicant. The reconsideration request shall be submitted by the appropriate individuals as designated in the application. An explanation must be included to clarify the reason(s) the new information was not originally available. Any additional or repetitive information that was originally available to the student-athlete, institution, conference or NCAA (sub)committee may not be included for reconsideration. The primary liaisons to the Committee for
Legislative Relief shall determine if the new information standard is met for all reconsideration requests. If the reconsideration standard is met, the NCAA staff will reopen the case and make a decision based on the new set of facts. If the primary staff liaison determines that the new information standard is not met, then the reconsideration request shall be denied.

8. The applicant may appeal the primary staff liaison's decision to deny the reconsideration request to the chair of the committee. If the chair determines that the case should be reconsidered by the committee, then the staff will forward the case to all members. If the chair affirms the primary staff liaison's decision to deny the request for reconsideration, the chair's decision is final. In the event that the chair recuses himself or herself, the senior member of the committee will review the appeal decision.

Review Procedures.

1. The institution, conference or NCAA (sub)committee normally will receive a decision through Requests/Self-Reports Online to its waiver submission within three weeks of receipt of the appropriate materials at the national office. In such cases where a decision is needed sooner, it is important for the submitting institution, conference or NCAA (sub)committee to specify clearly the reason(s) the issue may be time sensitive. Waivers involving transfers or organized competition before initial collegiate enrollment are not considered urgent requests. For urgent requests involving unforeseen circumstances (e.g., death, severe injury or illness, catastrophic events), the Committee for Legislative Relief granted the staff authority to provide relief of the legislation via the telephone. In such circumstances, an institution will be required to submit a formal waiver submission via Requests/Self-Reports Online to the NCAA staff within two business weeks of receiving the telephone waiver decision. Institutions are encouraged to call the staff anytime an unforeseen urgent issue arises in which relief of the legislation is necessary via the waiver process.

2. Once the national office receives a waiver submission, the staff will review the waiver request to ensure it has been submitted properly. If an applicant institution or conference includes statements or assertions regarding another member institution's or conference's conduct or actions as a basis for relief, the applicant institution will be required to submit all application materials and supporting documentation to the member institution(s) or conference cited as part of the allegations. The applicant must give the member institution(s) 10 business days for the chancellor or president, director of athletics, faculty athletics representative and senior woman administrator or in the case of a conference, the commissioner, to respond in writing to the committee and provide a copy of the response to the applicant. The response will be included in the application materials for review. If the application materials involve a specific student-athlete(s), the staff is unable to provide applicant's application materials or supporting documentation to another member
institutions without a written release from the student-athlete(s) according to federal law (i.e., Federal Educational Rights and Privacy Act).

a. If a waiver request involves medical documentation that does not clearly demonstrate that the requirements of a given waiver are met (e.g., noncontemporaneous, does not state the student-athlete or family member is debilitated), the information may be shared with a medical expert. The expert will review the documentation and provide an analysis, which will be included as part of the waiver request and considered by the legislative relief waiver staff and the Committee for Legislative Relief when reviewing the request.

b. If a legislative relief request involves issues, arguments or mitigation regarding an education-impacting disability (e.g., impairments such as mental health disorders, eating disorders, learning disability, Attention Deficit Hyperactivity Disorder, medical conditions and deaf/hard of hearing), the information may be shared with an expert in that field. The expert will review the documentation and provide an analysis, which will be included as part of the legislative relief waiver request and considered by the legislative relief staff and the Committee for Legislative Relief when reviewing the request.

3. The staff will make a decision on behalf of the committee (except for requests involving a blanket waiver). Once an institution, conference or NCAA (sub)committee has received written or verbal notice of the staff's decision, it may appeal this decision to the committee. An applicant's appeal shall be submitted to the associate director within 30 calendar days from the date of the staff's decision in Requests/Self-Reports Online. An appeal letter submitted after the 30-day appeal period will not be processed. Exceptions to this policy may be granted by the chair when an institution is able to demonstrate in writing that exceptional circumstances caused the institution's appeal to be submitted beyond the 30-day appeal period. The committee's consideration of an appeal is the committee's first review of the institution's request, and its decision is final, binding and shall not be subject to review by the Management Council or any other authority.

4. The committee consists of five members who are from Division II institutions and conference offices, including one member of the Management Council. The committee shall serve as an appellate body for all staff decisions that the membership wishes to appeal. If a staff decision is appealed, the case will be submitted to the committee members. Committee members review case appeals each week via telephone conference. Any member who is unable to participate in the teleconference may cast a vote by sending an email vote to the national office. A quorum of three is necessary. A simple majority is necessary for a decision. In situations where there is a tie vote, the initial decision of the staff shall be considered to be upheld. Significant and/or controversial appealed cases with little or no precedent can be referred by the committee to the full Management Council for
5. The committee may request that the applicant institution participate on the appeals telephone conference, if necessary. If such a request is made, the staff should contact the committee member who is requesting the applicant institution's participation to determine his or her rationale for the request and forward this information to the committee chair. If the institution participates on a telephone conference, it shall be represented by its chancellor or president, faculty athletics representative or director of athletics. Other institutional representatives, including an involved student-athlete, may participate on the call. The institution and involved individuals may have legal counsel participate on the call. Also, a representative of an involved committee, if applicable, will be invited to participate on the call.

6. Members of the committee shall not discuss a pending request with the NCAA staff, institutional representatives, the prospective or enrolled student-athlete or his or her legal counsel without all parties having the opportunity to participate. The staff may contact the committee chair to arrange a telephone conference or to discuss procedural matters relevant to processing the institution's request. Further, the committee members may contact the staff to request that additional information about the case be obtained.

7. A staff or committee member shall recuse himself or herself from participation in the review of an institution's request in which he or she is connected personally with an institution or conference. A staff or committee member with a personal relationship, an institutional affiliation or a conference affiliation that reasonably would result in the appearance of bias or prejudice should refrain from participating in any manner in the processing of an institution's or a conference's request. It is the responsibility of the staff or committee member to remove himself or herself if a conflict exists. Institutional objections to a committee member participating in the review of a request should be raised with the committee chair as soon as recognized but will not be considered unless the concern is raised prior to the committee's review of the matter. All ex parte communication between applicant representatives and committee members about a pending case is prohibited (see conflict of interest statement below for additional information).

8. In reaching a decision, the staff and committee shall consider the purpose and intent of any involved NCAA legislation, the well-being of involved student-athletes, possible competitive or recruiting advantages, case precedent and other factors it considers relevant. The staff and committee shall strive for consistency in treating issues involving similar circumstances.

9. The committee may archive cases based on a change in committee philosophy (with appropriate notice given to the membership) or based on the decision date of a case (i.e., cases decided prior to a given date are designated as archived). Cases shall be archived by
the staff every three years. The archived cases serve only as a historical resource to the membership and staff.

10. The staff and committee shall not consider appeals of decisions of an NCAA (sub)committee with the legislative authority to act.

11. After the staff or committee has made its decision to approve or deny the request, the decision shall be communicated to the involved institution, conference or NCAA (sub)committee by the staff through Requests/Self-Reports Online. A summary of the decisions of the committee and staff shall be provided to the Management Council on a regular basis. All actions of the committee are final and are not subject to appeal to the Management Council or any other NCAA body.

12. All inquiries from the media should be forwarded to the national office for response (see speaking agent policy for additional information).

Conflict of Interest Statement.

The NCAA is a voluntary Association comprised of colleges, universities, conferences and other organizations governed through a membership-led committee structure. Within the governance structure, committee members must carefully balance their responsibilities to their respective institutions and/or conferences with the obligation to advance the interests of the Association, the division, or the sport and ultimately enhance the student-athlete experience. While the fiduciary obligations of committee members to their own institution, their conference and to the Association ordinarily are not in conflict, it is recognized that as a representative membership organization, committee members' fiduciary obligations are first to their institution, second to their conference and third to the Association. NCAA committee service involves important ethical and moral obligations. Committee integrity is critical to the decision-making process and includes trust, confidentiality and honesty in all issues and aspects of service and representation. NCAA committee members shall disclose any conflict or potential conflict between their respective personal, professional, institutional, conference or business interests and the interests of the Association that may affect or otherwise threaten such integrity, in any and all actions taken by them on behalf of the Association, for committee evaluation under this Statement.

In addition to any fiduciary obligation to their institution and conference, committee members also have a fiduciary duty to the Association not to use knowledge or information obtained solely
due to service on that committee to the disadvantage of the Association during the term of committee service. Further, a committee member shall not participate in the committee's discussion or vote on any action that might bring direct or indirect personal financial benefit to the member or any organization (other than the member's institution or conference) in which the member is financially interested. A committee member should also not participate in a discussion or vote for which the member's institution or conference is to be accorded a special benefit beyond benefits shared with other institutions or conferences or is to receive a penalty or disqualification. A violation of either of the above rules by a member of the committee shall not invalidate the action taken by the committee if, following disclosure of the conflict of interest, the committee authorizes, ratifies or approves the action by a vote sufficient for the purpose, without counting the vote of the committee member with the conflict of interest and the appropriate oversight body approves the action.

A committee member is responsible for advising the chair of any actual or potential conflicts of interest or obligations which he/she may have hereunder and should recuse himself or herself from participating in proceedings, as may be warranted by this policy. Abuse of one's position as a member of a committee may result in dismissal from that position. Where such abuse appears evident, a committee member will be notified by the committee chair and will have the opportunity to present a rebuttal or details of the situation. (August 2008 NCAA Executive Committee minutes)

**Speaking Agent Policy.**

The president of the Association and the chair of the NCAA Board of Governors are the only individuals authorized to speak on behalf of the Association except as outlined below.

An individual representing a member institution or conference who speaks or opines on an Association issue only has the authority to express the view of that individual or the member institution or conference unless the individual has been designated by the Board of Governors of the Association as a speaking agent of the Association on that issue.

Committee chairs are hereby designated as speaking agents of their committees regarding issues within their committees' jurisdiction on which there is consensus, except that positions of advocacy on behalf of the committee or the Association to be communicated in writing or orally to persons or entities external to the Association must have prior approval by the Board of Governors or the president of the Association.

The president of the Association is hereby granted authority to designate additional speaking agents of the Association. (April 2001 Executive Committee minutes)
ACTION ITEMS:

1. Legislative Items.
   - None.

2. Nonlegislative Items.
   a. Previously Approved Incidental Expense Waiver List.
      (1) Recommendation. To update the previously approved incidental expense
          waiver list, as specified. [Attachment A]
      (2) Effective Date. Immediate.
      (3) Rationale. In order for an institution or conference to apply a previously
          approved incidental expense waiver, the situation must exactly match what
          is on the published list. If the situation is similar, but not exact, the
          institution must file an NCAA Division II Committee for Legislative
          Relief waiver on behalf of the student-athlete. The current list was last
          updated in October 2009. There have been a number of legislative changes
          that render some of the items on the list moot. Additionally, broadening
          the scope of the remaining items to be less specific (e.g., allowing for
          expenses to be provided to renew any required international student
          documents as opposed to just a visa) will allow for more flexibility while
          maintaining the intent of the original approved waiver.
      (4) Estimated Budget Impact. None.
      (5) Student-Athlete Impact. The revised list will provide additional flexibility
          for institutions and conferences to provide expenses to student-athletes
          without having to file a legislative relief waiver.
   b. Guideline and Information Standards for Waivers Involving NCAA Bylaw
      14.5.5 (Four-Year College Transfers) and Assertions of Financial Hardship.
      (1) Recommendation. To update the guideline and information standards, for
          the review of waiver requests seeking relief of Bylaw 14.5.5 (four-year
college transfers) for assertions of financial hardship, as specified. [Attachment B]

(2) **Effective Date.** Immediate, for student-athletes transferring for the 2016-17 academic year.

(3) **Rationale.** Currently, the guideline for assertions of financial hardship includes reduction or cancellation of athletically related financial aid by the previous institution as a circumstance that demonstrates financial hardship. However, athletics aid may permissibly be nonrenewed after the term of the award at the institution's discretion and there is a legislated appeal opportunity available to student-athletes who choose to challenge the reduction or cancellation of athletics aid. Reduction or cancellation of athletics aid alone, does not constitute an unforeseen financial hardship, but could be a contributing factor in the waiver analysis. A student-athlete asserting a reduction or cancellation of athletics aid as additional mitigation would be required to demonstrate that the change was outside of his or her control (e.g., did not violate team or institutional policy, initiate request to transfer prior to notification of athletically related financial aid reduction or cancellation).

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

(5) **Student-Athlete Impact.** The proposed guideline will clarify that a reduction or cancellation of athletics aid does not, in and of itself, constitute a financial hardship. This modification will ensure that waivers approved under the financial hardship guideline are a result of a specific mitigating event.

**INFORMATIONAL ITEMS.**

1. **Review Committee for Legislative Relief Cases Decided from August 1, 2015, through January 31, 2016, by the NCAA Staff and Committee.** The committee reviewed cases decided by the NCAA staff and the committee from August 1, 2015, through January 31, 2016. A total of 135 cases were submitted in Division II, and 103 cases were decided by the staff. Staff approved 54 cases, 20 of which were approved with conditions. Three of the 54 cases were approved based on the totality of the circumstances. The committee reviewed the cases approved based on totality of the circumstances and identified those cases that should be archived. Additionally, the staff denied 49 cases, 21 of which were appealed to the committee. The committee affirmed the staff decision in 17 cases and overturned the staff decision in four cases.
2. **Discussion Regarding the Institutional Denial of Transfer Release Guideline.** The committee reviewed the October 2002 guideline and upheld its current application. The committee reiterated the need for institutional autonomy in granting use of the one-time transfer exception.

3. **Review of Committee for Legislative Relief Policies and Procedures.** The committee engaged in the following discussions regarding its policies and procedures:

   a. **Conflict of interest policy.** The committee reviewed the conflict of interest policy and reiterated the importance of committee members recusing themselves if a conflict exists.

   b. **10-day process timeline.** The committee discussed the current 10-day process timeline and whether an adjustment to the length of time was necessary. The committee agreed that a change was not necessary, noting that the 10-day timeline is the same as is used in Divisions I and III.

   c. **Transfer waivers filed before enrollment or written commitment.** The committee agreed to amend the policies and procedures to specify that a legislative relief waiver shall not be considered for a transfer student-athlete until the individual has either signed a written commitment (e.g., institution's written offer of admission and/or financial aid or the institution has received a financial deposit in response to its offer of admission) or triggered full-time enrollment. The committee noted this would eliminate a potential recruiting advantage if an institution files a waiver on a student-athlete's behalf before the student-athlete has committed to the institution. The committee requested staff add a question regarding applicable documentation to the waiver application.

   d. **Blanket waivers with Association-wide impact.** The committee discussed situations in which a blanket waiver is necessary in all three divisions and whether it was necessary for a Division II institution to file a blanket waiver request on behalf of the division. The committee noted its support of reviewing a blanket waiver request filed by a Division I or III institution provided the filing institution provides the necessary release.

   e. **Translated documents.** The committee agreed to amend the policies and procedures to specify that an institution must provide translated or, in the case of financial documents, converted documents before staff will process the case.

   f. **Urgent cases.** The committee agreed to update the policies and procedures to clarify that cases involving transfers or organized competition before initial
collegiate enrollment penalties are not considered urgent. The committee requested staff continue to treat those cases with pending competition as time-sensitive.

4. **Review of the September 2015 Committee for Legislative Relief Report to the NCAA Division II Management Council.** The committee reviewed the September 2015 report and approved the report as presented.

5. **Review of the January 2016 Management Council and NCAA Division II Presidents Council Summary of Actions.** The committee received an update on the actions taken at the most recent Management Council and Presidents Council meetings that impact legislative relief.

6. **Chair Election.** The committee elected Marcus Clarke, Central Intercollegiate Athletic Association, to serve a two-year term as chair, effective September 1, 2016.

7. **Future Meeting Dates.** The committee will meet via teleconference in fall 2016, date to be determined.

*Committee Chair:* Laura Clayton Eady, University of West Georgia, Gulf South Conference  
*Staff Liaison(s):* Karen Wolf, Academic and Membership Affairs  
Chris Brown, Academic and Membership Affairs
## NCAA Division II Committee for Legislative Relief
### March 2, 2016, Teleconference

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<th>Attendees:</th>
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<td>Marcus Clarke, Central Intercollegiate Athletic Association.</td>
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<td>Laura Clayton Eady, University of West Georgia.</td>
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<td>Kathryn Flaherty, Coker College.</td>
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<td>Eric Schoh, Winona State University.</td>
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<th>Absentees:</th>
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<td>Hayley Ross-Treadway, University of Illinois, Springfield.</td>
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<th>Guests in Attendance:</th>
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<th>NCAA Staff Support in Attendance:</th>
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<tr>
<td>Chris Brown.</td>
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<td>Karen Wolf.</td>
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<th>Other NCAA Staff Members in Attendance:</th>
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<td>Amanda Conklin, Chelsea Crawford and Stephanie Quigg Smith.</td>
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Effective October 1, 2008, NCAA Division II institutions should note that the NCAA Division II Committee for Legislative Relief (CLR) has the authority to review incidental expense waivers (NCAA Bylaw 16.12). These requests were previously processed by the NCAA Division II Management Council Administrative Committee.

Bylaw 16.12.1.1 permits institutions and conferences to process incidental expenses, without the need for a waiver, provided the specific fact pattern of the institution's or conference's expense request is identical to a request that has been previously approved. If there is no direct on-point precedent for approval of the expense, the institution or conference must submit a formal Committee for Legislative Relief waiver application to the NCAA national office. Division II institutions may access the waiver application on the NCAA Web site (www.ncaa.org).

Note: Incidental expense waivers are only available for student-athletes and do not apply to prospective student-athletes. If an institution or conference wishes to provide a benefit/expense to a prospective student-athlete that is normally impermissible under the legislation, the institution or conference may consider filing a Committee for Legislative Relief waiver request for Bylaw 13.2 (offers and inducements) or Bylaw 13.15 (precollege expenses).

Transportation Expenses.

1. Transportation expenses for an international student-athlete to renew his or her required documents (e.g., visa, passport).

2. Transportation expenses for student-athletes to attend the funeral of a former teammate or institutional staff member.

3. Transportation expenses to student-athletes to attend a reception where their coach will be honored.

4. Transportation expenses to a student-athlete to return home for the birth of his or her child.

Misfortune Expenses.

1. To provide actual and necessary expenses to assist student-athletes for the replacement of items damaged or lost in a fire.
2. To reimburse a student-athlete for the replacement of a personal item (e.g., backpack, laptop) that was damaged during team travel.

3. Expenses to replace items belonging to a student-athlete that were stolen from the student-athlete's car, from the student-athlete's dormitory room or during team travel.

4. Expenses for the repair of a student-athlete's property (e.g., car, laptop, cell phone) that was damaged by an institutional staff member or student manager.

Miscellaneous Expenses.

To permit an institution's athletics staff member to purchase a baby gift for an expectant parent student-athlete on their team. The total value of the gift may not exceed $25.

Notice about Educational Columns and Hot Topics: Educational columns and hot topics are not official or staff interpretations. They are intended to assist the membership by providing examples, scenarios and reminders related to legislation and interpretations at the time of publication. Member institutions are reminded to review the referenced bylaws and interpretations to ensure correct application of current rules and regulations.

References

Legislative References

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 Assertions of Financial Hardship.


During its March 2016 meeting, the Committee for Legislative Relief reviewed case precedent and revised the January 2004 guideline for assertions of financial hardship to deny requests involving a transfer for financial reasons in which the documentation provided does not meet the information standards. The Committee for Legislative Relief indicated that the information standards should require the financial hardship to be a result of a specific incident. The Committee for Legislative Relief noted that when a student-athlete's transfer is the result of a specific event causing a financial hardship and supporting objective documentation is provided, relief from the transfer year in residence may be considered. A reduction or cancellation of athletics aid at the previous institution shall not, in itself, constitute a specific event causing a financial hardship.


During its March 2016 meeting, the committee revised the March 2015 information standards for situations where the institution requests a waiver of the transfer year-in-residence requirement when the student-athlete's transfer was necessitated by financial considerations, due to the student-athlete's or immediate family member's financial difficulties:

(1) The institution must submit documentation of the cause of the financial hardship (e.g., bankruptcy, lay-off, illness).

(2) The institution must demonstrate that the financial difficulty has a direct link to warranting relief from the legislation (e.g., student-athlete is forced to transfer to work and support family).

(3) Detailed chronology of events related to the financial hardship. For example (this is not an exhaustive list):

(a) Date when hardship onset.

(b) Date student-athlete became aware of the hardship.

(c) Date student-athlete initiated transfer process from original institution (e.g., requested permission to contact).

(d) What circumstances, if any, have changed related to the financial hardship?

(4) Cost of attendance at previous institution and applicant institution.
(5) Actions, if any, student-athlete took to remain at the original institution (e.g., update Free Application for Federal Student Aid (FAFSA), apply for additional student aid).

(6) Documentation demonstrating student-athlete's total financial aid situation at the previous institution and applicant institution (e.g., loans student-athlete was eligible for, loans student-athlete accepted, amount of athletics aid, other financial aid).

(7) Contributions student-athlete's immediate family member(s) or legal guardian(s) paid toward student-athlete's education at the previous institution and applicant institution, if any.

(8) Student-athlete's responsibilities, if any, related to providing financial support for his or her family.

(9) Statement from previous institution indicating position on the waiver (e.g., support or oppose).

(10) Student-athlete's academic status at the time of departure from the previous institution (e.g., good academic standing and progress-toward-degree requirements).

(11) Student-athlete's anticipated graduation date from applicant institution.

(12) Statement from the previous institution indicating whether the reduction or cancellation of the student-athlete's athletics aid was outside of the student-athlete's control (e.g., coaches decision, violation of team rules) in cases where a change in athletics aid contributes to the financial hardship.

(13) Other factors influencing the student-athlete's decision to transfer (e.g., playing time, coaching change, pursuit of different academic degree program).
SUMMARY OF SUMMER 2016 QUARTERLY MEETINGS

The National Collegiate Athletic Association

July 18-19, 2016, Division II Management Council and August 3-4, 2016, Division II Presidents Council Meetings

1. WELCOME AND ANNOUNCEMENTS.

Management Council. The meeting was called to order at 8:30 a.m. by the chair. The chair welcomed those in attendance. New member Laura Liesman, Georgian Court University; Student-Athlete Advisory Committee representative Jasmyn Lindsay; and the new postgraduate intern for Division II governance, Faith Morrison, introduced themselves to the Council. A rundown of the meeting for the two-day period was provided.

Presidents Council. The meeting was called to order at 6:04 p.m. Wednesday evening. The chair welcomed those in attendance, noting the two new members, Fr. John Denning and Chancellor Elwood Robinson. He indicated that more extensive introductions would be made Thursday morning.

After recessing at 9:10 p.m., the Presidents Council reconvened after breakfast Thursday morning at 9:13 a.m. Introductions among the Council and staff members were completed prior to beginning the business of the day.

2. REVIEW OF PREVIOUS MEETING DOCUMENTATION.


Management Council. The Management Council approved the summary of actions document from the April 18-19 meeting.

Presidents Council. The Presidents Council approved the summary of actions document from the April 27-28 meeting.

b. Board of Governors Meeting—April 27.

Management Council. The Management Council reviewed the report from the April 27 Board of Governors meeting. No action was necessary.

Presidents Council. The Presidents Council reviewed the report from the April 27 Board of Governors meeting. No action was necessary.

The Presidents Council also received a verbal update on the meeting held the previous day, which included some items related to the Board of Governors’ efforts
to create an Association-wide Student-Athlete Advisory Committee; the composition/structure of the Board of Governors; a pledge to promote diversity and gender equity in intercollegiate athletics; an effort to require that all hosts and bidders for NCAA events to provide an environment that is safe, healthy and free of discrimination; and discussions on sexual violence prevention. The Council will receive additional information on these topics in the future.

It was also noted that the Board of Governors had elected Bud Peterson, Georgia University of Technology, to replace Kirk Schulz as the chair of the group. No action was necessary.

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

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

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

3. REVIEW AND APPROVAL OF 2016-17 DIVISION II PRIORITIES.

Management Council. The Management Council reviewed the draft of the Division II priorities for 2016-17, noting that even though the priorities were not necessarily in rank order, it would like to see ‘diversity and inclusion’ and ‘academics’ initiatives moved to a more prominent position within the document. The Council determined that it would discuss the priorities in more detail during its roundtable sessions that afternoon. The priorities were approved with the request noted above.

Presidents Council. The Presidents Council approved the 2016-17 Division II priorities.

4. NCAA CONVENTION AND LEGISLATION.


(1) Proposal No. 2017-1—Amateurism—Competition-Related Expenses from an Outside Sponsor.

Management Council. The Management Council reviewed the proposal, which had already been approved in legislative form. No action was necessary.
Presidents Council. The Presidents Council reviewed the proposal. No action was necessary.


Management Council. The Management Council recommended that the Presidents Council amend this proposal, which had been previously approved in legislative form, so that an institution would no longer be permitted to use its completed contests or dates of competition when calculating the 30 percent threshold for participation.

Presidents Council. The Presidents Council agreed to amend the proposal as recommended.


Management Council. The Management Council reviewed the proposal, which had already been approved in legislative form. No action was necessary.

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

(4) Proposal No. 2017-4—Amateurism—Payment Based on Performance—From Amateur Team or Event Sponsor in Individual Sports.

Management Council. The Management Council recommended that the Presidents Council sponsor this proposal in legislative form, with an amendment that would change the effective date to immediate so that every individual participating in open events in the summer of 2017 would be treated equally, if the proposal is adopted.

Presidents Council. The Presidents Council agreed to sponsor the legislation for the 2017 Convention with an immediate effective date.

Management Council. The Management Council recommended that the Presidents Council sponsor this proposal in legislative form, as presented.

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


Management Council. The Management Council recommended that the Presidents Council sponsor this proposal in legislative form, as presented.

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


Management Council. The Management Council recommended that the Presidents Council sponsor this proposal in legislative form, as presented.

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

b. Proposed Legislation for the 2017 Convention Submitted by the Division II Membership.

Management Council. The Management Council recommended that the Presidents Council take the following action with regard to the membership-sponsored proposals for the 2017 NCAA Convention.

(1) Constitution 3.3.4 (NCAA Membership—Conditions and Obligations of Membership—Independent Medical Care). Refer to the NCAA Committee on Competitive Safeguards and Medical Aspects of Sport and the Division II Legislation Committee for review and a position of support, opposition or no position. Additionally, the Management Council recommended that the Division II Presidents Council sign on as co-sponsors of this legislation.
(2) Bylaw 13.17.3 (Recruiting—Recruiting Calendars—Football—Contact Period—Monday After Thanksgiving). Refer to the Division II Championships Committee, the Legislation Committee and the Division II Football Committee for review and a position of support, opposition or no position.

(3) Bylaw 17.22 (Playing and Practice Seasons—Tennis). Refer to the Committee on Competitive Safeguards and Medical Aspects of Sport, the Championships Committee, the Legislation Committee and the Division II Tennis Committee for review and a position of support, opposition or no position.

Presidents Council. The Presidents Council referred the three proposals to the recommended committees for review and position. Additionally, the Presidents Council agreed to sign on as a co-sponsor of the first membership-sponsored proposal above, which deals with independent medical care. [See Page No. 34, Item 5-c-(1).]

c. Noncontroversial Proposals.

Management Council. The Management Council approved the noncontroversial legislation that had not previously been approved in legislative form (NC 2017-10 through NC 2017-17), as presented.

Presidents Council. No action was necessary.

d. Incorporation of Interpretations.

Management Council. The Management Council approved the incorporation of interpretations in legislative form (I 2017-1 through I 2017-11), as presented.

Presidents Council. No action was necessary.

e. Modification of Wording.

Management Council. The Management Council approved the modification of wording in legislative form, as presented.

Presidents Council. No action was necessary.
5. **REVIEW OF COMMITTEE RECOMMENDATIONS AFFECTING DIVISION II.**

a. Division II Committees.

(1) **Academic Requirements Committee.**

(a) **2017 Convention Legislation—Bylaw 10.1 (Eligibility—Academic Misconduct—Unethical Conduct)**

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 10.1 and various sections of Bylaw 14 to define and clarify post-enrollment academic misconduct activities, the individuals to whom the activities apply and violations of such activities, as specified; further, to move the legislation related to pre-enrollment academic misconduct to Bylaw 14, effective August 1, 2017.

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

(2) **SAT Revisions.**

Management Council. The Management Council was updated on the revised SAT, which was first administered in March. Concordance tables released by the College Board indicate that new scores are 70-80 points higher than their concordant values on the old test in the middle of score distribution. Significant controversy exists within the admissions community about the concordance tables—both from the new SAT to the old SAT and the new SAT to ACT. Research staff will convene a technical advisory board this summer to provide short-term guidance on the use of the concordance tables and long-term guidance on the advisability of conducting a separate concordance study. No action was necessary.

Presidents Council. No action was necessary.

(3) **Academic Portal.**

Management Council. The Management Council was updated on the progress made with the new Academic Portal, an online tool through which member institutions will submit their Division II
Academic Performance Census data. The portal will replace the Division II Academic Tracking system in the fall of 2016. Programming and testing is expected to be completed by August 1, 2016. No action was necessary.

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

(2) **Championships Committee.**

(a) **May 5 Teleconference—Women’s Golf Super Regional Sites.**

Management Council. The Management Council approved the following sites and hosts for the Division II Women’s Golf Championships super regionals in 2017 and 2018.

2017
- Central Region—Minnehaha Country Club, hosted by Augustana University (South Dakota).
- East Region—Glenmoor Country Club, hosted by Walsh University.
- South Region—The Members Club at Woodcreek, hosted by Newberry College.
- West Region—Wichita Falls Country Club, hosted by Midwestern State University.

2018
- Central Region—Missouri Bluffs Golf Club, hosted by Lindenwood University.
- East Region—Katke Golf Course, hosted by Ferris State University.
- South Region—Germantown Country Club, hosted by Christian Brothers University.
- West Region—Hillcrest Golf Club, hosted by Fort Lewis College.

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

(b) **June 28-29 meeting.**

i. **Bylaw 31.3.5.1—Executive Regulations—Selection of Teams and Individuals for Championships**
Participation—Earned Access—Requirements—Affiliate Members.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 31.3.5.1 to specify that institutions that are affiliate members of a Division II football-playing conference may be used to satisfy the sport-sponsorship requirement for earned access in football, effective August 1, 2017.

Presidents Council. No action was necessary.

ii. Bylaw 21.8.6—Sport Committees with Only Division II Championships Administrative Responsibilities—Men’s and Women’s Track and Field and Cross Country Committee—Composition.

Management Council. The Management Council adopted noncontroversial legislation to split the current Division II Men’s and Women’s Track and Field and Cross Country Committee into a separate cross country committee and a separate track and field committee. Each committee would have eight members, with representation from each region and continue to follow the committee composition guidelines as currently stated, effective immediately.

Presidents Council. No action was necessary.

iii. Super Region Champions in Football.

Management Council. The Management Council approved a recommendation to seed the four semifinalists in the Division II Football Championship to provide the opportunity for the top two teams to meet in the championships game, effective with the 2016 Division II Football Championship. The No. 1 seed would play the No. 4 seed; the No. 2 seed would play the No. 3 seed.

Being able to seed the teams at this point in the championship will increase the likelihood that the top two teams would meet in the final. While the No. 1 and No. 2 seeds would receive preferred status on hosting the
semifinals, the host site determinations will be based on the current selection and hosting criteria.

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

**iv. Regional Champions in Women’s Basketball.**

**Management Council.** The Management Council approved a recommendation to seed the eight regional champions in the Division II Women’s Basketball Championship after regionals, effective with the 2017 Division II Women’s Basketball Championship.

This seeding in the Elite Eight will increase the likelihood that the top teams will advance to the championship game. Current selection criteria will be used to evaluate teams and seed them one through eight after the regionals have been completed. It was noted that this process worked well for the Men’s Basketball Committee in 2016.

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

**v. Referral to the Division II Legislation Committee.**

**Management Council.** The Management Council approved a recommendation to refer to the Division II Legislation Committee the following issue:

- whether there should be a review of Bylaw 14.2.4.2 (participation in organized competition before initial collegiate enrollment) in order to ensure competitive balance in men’s soccer (and other sports, if applicable), effective immediately.

The men’s soccer committee is concerned with the growing trend of student-athletes with significant gaps in collegiate enrollment re-entering intercollegiate competition with a much greater degree of competitive experience and physical maturity than their more conventional student-athlete counterparts. The soccer committee believes more players are enrolling at an institution to avoid triggering the delayed-enrollment legislation, but then withdrawing after one or two
semesters in order to participate in organized competition to gain experience while retaining most of their collegiate eligibility.

Presidents Council. No action was necessary.

vi. Contiguous states in women’s lacrosse.

Management Council. The Management Council approved a recommendation that would allow Concordia University, St. Paul, to count Colorado as a contiguous state for selection purposes in women’s lacrosse for the 2017 season only, effective 1, 2016.

Presidents Council. No action was necessary.

vii. Committee Appointments.

Management Council. The Management Council ratified the following sport committee and playing rules committee appointments, effective September 1, 2016, unless otherwise specified.

(i) Women’s basketball rules. Torry Rollins, associate director of athletics, Slippery Rock University of Pennsylvania, to replace Van Joseph Girard, head women’s basketball coach, Western State Colorado University, due to Mr. Girard having left Western State, effective immediately.

(ii) Men’s lacrosse. Eric Danner, associate commissioner, Rocky Mountain Athletic Conference, to replace Brad Jorgenson, assistant director of athletics and head men’s lacrosse coach, Saint Leo University, due to term expiration.

(iii) Men’s and women’s soccer rules. Aileen Nasypany, head women’s soccer coach, California State University, Dominguez Hills, to replace Peter Campbell, senior associate director of athletics, Lock Haven University of Pennsylvania, due to term expiration.
(iv) **Softball.** Kristy Bayer, associate director of athletics and senior woman administrator, Arkansas Tech University, to replace Terri Holmes, assistant director of athletics, compliance, and senior woman administrator, Northern State University, due to term expiration.

[Note that the appointment of Patrick McGinnis, head women’s soccer coach, Fairmont State University, to replace Todd Diuguid, assistant director of athletics and head women’s soccer coach, University of Charleston (West Virginia), on the women’s soccer committee was not ratified by the Council, due to Mr. McGinnis no longer being employed by the institution. The Nominating Committee will discuss the appointment during a future teleconference and bring forth another recommendation.]

Presidents Council. No action was necessary.

viii. **Regionalization Update.**

Management Council. The Management Council was updated on the committee’s review of the effects of regionalization on the Division II championships program, noting that the committee was looking at ways to adjust regional pairings in a manner that would add flexibility in bracketing and reduce the likelihood that teams from the same conference would meet in the first round of championship competition. The Council noted that the committee would continue to pursue a collaborative approach during its comprehensive review of regionalization and seek input from affiliate groups such as the Division II Conference Commissioners Association and the Division II Athletics Directors Association in the coming months. No action was necessary.

Presidents Council. No action was necessary.
ix. **Automatic Qualifications and Earned Access-Language on AQ Form.**

Management Council. The Management Council noted that the following language would be added to the general information section of the AQ form regarding a written policy for teams subject to postseason restrictions: “The Division II Championships Committee requires all conferences to develop and maintain a written policy regarding teams subject to postseason restrictions (e.g., reclassifying, provisional or ineligible institutions) with respect to automatic qualification for postseason competition.” This addition is comparable to the language used in Division I and will first appear on the 2017-18 form. No action was necessary.

Presidents Council. No action was necessary.

x. **Anti-Discrimination Process for Championships Bids.**

Management Council. The Management Council noted that the committee had reviewed information concerning the requirement for sites hosting or bidding on NCAA events to demonstrate how they will provide an environment that is safe, health and free of discrimination, and the committee had recommended that for nonpredetermined sites, Division II members complete and submit the questionnaire being distributed regarding the new policy so that the information will be on file for selection purposes. No action was necessary.

Presidents Council. No action was necessary.

xi. **Referral Regarding Preseason Practice in Men’s and Women’s Soccer.**

Management Council. The Management Council received an update regarding a referral to the Committee on Competitive Safeguards and Medical Aspects of Sports (CSMAS) regarding the start date for practice in men’s and women’s soccer. The Council noted that CSMAS was unable to take a position on the preseason concept because
recommendations coming from groups formed following the 2015 soccer summit to delve into this issue have not taken place. As such, the Championships Committee voted to wait until CSMAS is able to comment before deciding whether to move the preseason concept forward. The committee and Council urged CSMAS to expedite its review, recognizing the amount of time this matter has already been under consideration.

Presidents Council. No action was necessary.

(3) **Degree-Completion Awards Committee.**

Management Council. The Management Council reviewed the committee’s report, which included the selection of award recipients for the 2016-17 academic year. Ninety-five recipients were selected, for a total amount awarded of $425,241. It was noted that the total number of applications was more than last year and that eight institutions submitted for the first time. No action was necessary.

Presidents Council. No action was necessary.

(4) **Committee on Infractions—Bylaw 32.6.8—Enforcement Policies and Procedures—Notice of Allegations—Deadline for Submission of Written Materials.**

Management Council. The Management Council recommended that the Presidents Council adopt an administrative regulation to amend the deadline for receipt of written materials to be considered by the NCAA Committee on Infractions from 10 days to 30 days prior to the date of the hearing, effective immediately.

The Council noted that in some recent Divisions II and III infractions cases, there has been a flood of “last minute” submissions that have been burdensome for the committees. A deadline of 30 days in advance of the hearing for submission of written material allows the infractions committee members a more reasonable amount of time to collect, read and evaluate materials prior to hearings. This regulation was adopted in Division I in 2013 and is also being proposed in Division III.

Presidents Council. The Presidents Council adopted the administrative regulation, as recommended.
(5) Legislation Committee.

(a) **2017 Convention Legislation—Bylaw 12.2.1.1 (Amateurism—Involvement with Professional Teams—Tryouts—Tryout After Enrollment—Tryout at Any Time).**

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 12.2.1.1 (tryout after enrollment) to specify that a student-athlete may try out with a professional athletics team or permit a professional athletics team to conduct medical examinations at any time, provided the student-athlete does not miss class, effective immediately.

Current legislation permits a student-athlete to participate in a professional tryout at any time outside of the playing season. This proposal expands the professional tryout opportunities for student-athletes without interfering with class time. This change aligns with Division I legislation regarding professional team tryouts and ensures that Division II student-athletes are provided similar access to tryout opportunities as their Division I counterparts. The immediate effective date will permit student-athletes to participate in professional team tryouts during the 2017 spring term.

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

(b) **2017 Convention Legislation—Bylaw 12.5.1.1 (Amateurism—Promotional Activities—Permissible—Institutional, Charitable, Educational or Nonprofit Promotions—Elimination of Requirement that All Money Go Directly to the Member Institution, Member Conference or the Charitable, Educational, Nonprofit or Government Agency).**

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 12.5.1.1 (institutional, charitable, educational or nonprofit promotions) to eliminate the requirement that all money derived from a permissible promotional activity or project must go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency; further, to eliminate the requirement that an authorized
representative of the charitable, educational, nonprofit, or government agency must sign a release statement and require the institution to provide educational material to the charitable, educational, nonprofit or government agency notifying the entity of its obligation to ensure that a student-athlete’s name, likeness, appearance or image is used in a manner consistent with the legislation, effective immediately.

Current legislation requires all money derived from a promotional activity or project to go directly to the permissible entity (e.g., member institution, member conference or the charitable, educational, nonprofit or government agency). Many Division II institutions partner with commercial businesses that have established fundraising programs that are not set up in a manner that complies with the current legislation, which limits the ability for student-athletes to be involved in the activity. Removing this requirement will increase opportunities for student-athletes to be involved in promotional activities for both the institution and other permissible entities. Eliminating the signature requirement for an authorized representative of the charitable, educational, nonprofit or government agency while still requiring education on the requirements of the promotional activities legislation will maintain the intent of the legislation and reduce administrative burden. The immediate effective date will permit institutions to apply the less stringent standard to promotional activities during the 2017 spring term.

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

(c) **2017 Convention Legislation—Bylaw 13.1.1.2 (Recruiting—Contacts and Evaluations—Contactable Prospective Student-Athletes—Four-Year College Prospective Student-Athletes—Removal of Requirement to Obtain Permission from NAIA Institution).**

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 13.1.1.2 (four-year college prospective student-athletes) to specify that permission to contact is not required for a student-athlete transferring from a National Association of Intercollegiate Athletics (NAIA) institution; further, to require an
institution’s director of athletics (or an individual designated by the
director of athletics) to send a courtesy notification of recruitment
to the NAIA institution prior to contact with an NAIA student-
athlete, effective immediately, for prospective student-athletes
transferring for the 2017-18 academic year and thereafter.

Institutions that are not members of the NCAA are not bound by
NCAA rules, including the timeline to respond to requests for
permission to contact. If a NAIA institution denies a student-athlete
permission to contact, the NAIA institution is not required to
provide the student with a hearing opportunity. Eliminating the
requirement of obtaining permission to speak to a student who is
enrolled at a NAIA institution interested in transferring to an NCAA
Division II institution will ease the burden on compliance
administrators. However, requiring a courtesy notification to the
NAIA institution prior to initiating contact with a NAIA prospective
student-athlete ensures there is adequate transparency in the
recruiting process. The immediate effective date will permit
institutions to use the new process during the spring 2017 term and
the following summer while recruiting potential transfers for the
2017-18 academic year.

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

(d) 2017 Convention Legislation—Bylaw 13.2 (Recruiting—Offers
and Inducements—Institutional Pre-Enrollment Fees).

Management Council. The Management Council recommended
that the Presidents Council sponsor legislation for the 2017
Convention to amend Bylaw 13.2 (offers and inducements) to
specify that an institution may waive, pay in advance or guarantee
payment of any institutional pre-enrollment fee for a prospective
student-athlete who has signed a National Letter of Intent or the
institution's written offer of admission and/or financial aid or for
whom the institution has received a financial deposit in response to
its offer of admission, effective immediately.

Current legislation limits the pre-enrollment fees an institution may
pay for a prospective student-athlete, unless the institution has
similar policies for all prospective student-grantees. By permitting
payment for a committed prospective student-athlete, the institution
is not gaining a recruiting advantage and the prospective student-athlete and family will incur less financial burden. Many prospective student-athletes do not have the financial means to cover basic fees required by the institution for all students and are unaware that these basic institutional fees are not covered by athletically related financial aid. The prohibition on covering these required institutional fees has led to difficult situations and leaves the institution vulnerable to outside parties providing impermissible financial aid to financially disadvantaged prospective student-athletes. Furthermore, the institution is permitted to reimburse or pay for many of these pre-enrollment fees after the individual becomes a student-athlete. The period of time between a prospective student-athlete's commitment and enrollment is a time of significant need for institutional support. The payment of pre-enrollment fees will promote the membership's commitment to implementing rules and policies intended to enhance the support of student-athletes. The immediate effective date will permit institutions to pay pre-enrollment fees for prospective student-athletes enrolling for the 2017-18 academic year.

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

(e) 2017 Convention Legislation—Bylaw 17 (Playing and Practice Seasons—Out-of-Season and Nonchampionship Segment Athletically Related Activities—Nonchampionship Segment Activities).

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 17 (playing and practice seasons) to amend the nonchampionship segment, as follows: (1) In all sports, to prohibit all countable athletically related activity during two calendar days per week; (2) In all sports other than golf, rowing and tennis, to limit a student-athlete’s participation in countable athletically related activity to a maximum of four hours per day and 15 hours per week during a 45-consecutive calendar day period, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days; (3) In golf and tennis, to limit a student-athlete’s participation in countable athletically related activity to a maximum of four hours per day and
20 hours per week during a 60-consecutive calendar day period, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days; and (4) In rowing, to limit a student-athlete’s participation in countable athletically related activity to a maximum of four hours per day and 15 hours per week during a 65-consecutive calendar day period, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days, effective August 1, 2017.

Current legislation requires institutions to toggle between in-season and out-of-season countable athletically related activity limitations during the nonchampionship segment, which causes considerable confusion. Additionally, according to the 2015 GOALS study, Division II student-athletes report spending as much or more time on their sport during the off-season as during their competitive season. This proposal will make the nonchampionship segment legislation easier to apply and also provide student-athletes with additional time off, both in terms of number of days and hours per week.

Competition during the nonchampionship segment in golf and tennis counts toward championship selections, so it is appropriate for these sports to have additional flexibility on both the number of in-season hours and the window in which to use those hours.

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

(f) 2017 Convention Legislation—Bylaw 13.4.3 (Recruiting—Recruiting Materials—Elimination of Conference Restrictions).

Management Council. The Management Council recommended that the Presidents Council sponsor legislation for the 2017 Convention to amend Bylaw 13.4.3 (conference restrictions) to eliminate the conference restrictions on providing recruiting materials to prospective student-athletes (or his or her parents, legal guardians or coaches), effective immediately. The immediate effective date will permit conferences to provide recruiting materials in preparation for the 2017-18 academic year.
The current legislation restricting conference offices from providing recruiting materials to prospective student-athletes (or his or her parents, legal guardians or coaches) is unnecessary and inhibits the ability of conference offices to spread awareness of Division II as a participation opportunity for prospective student-athletes. Allowing the conference office to share recruiting materials, particularly with coaches of prospective student-athletes, will enhance the visibility of Division II without giving any particular institution a recruiting advantage.

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

(g) Bylaw 13.1.7.2 (Recruiting - Contacts and Evaluations—Contact Restrictions at Specified Sites—Practice or Competition Site—Exception for On-Campus Contact.

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.1.7.2 (practice or competition site) to permit institutional coaching staff members to have contact with a prospective student-athlete on a day of competition prior to the competition, provided that contact occurs on the institution's campus and the institution's campus is not the competition site, effective immediately.

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

President's Council. No action was necessary.

**Bylaw 13.6.2.1 (Recruiting—Official (Paid) Visit—Requirements for Official Visit—High School or Preparatory School Prospective Student-Athlete—Exception for High School Prospective Student-Athlete with a Final Academic Certification).**

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 13.6.2.1 (high school or preparatory school prospective student-athletes) to permit institutions to provide an official visit to a high school prospective student-athlete without receiving a current high school transcript, provided the prospective student-athlete’s final academic certification has been issued by the NCAA Eligibility Center, effective immediately.

The intent of requiring a current high school transcript in advance of an official visit is for the institution to be able to properly assess the academic standing of a prospective student-athlete. If a high school prospective student-athlete has received a final academic certification by the Eligibility Center prior to the official visit, the intent of the legislation has been accomplished. This exception would reduce burden on both the prospective student-athlete and the institution by not requiring a current transcript to be sent in advance of an official visit.

President’s Council. No action was necessary.

**Bylaw 13.17.3 (Recruiting—Recruiting Calendars—Football—First Monday After Thanksgiving).**

Management Council. The Management Council did not adopt legislation to amend Bylaw 13.17.3 (football) to amend the football recruiting calendar to begin the contact period in football on the Monday immediately following Thanksgiving.

The Management Council had concerns with regard to time demands on student-athletes, as well as on coaches.
[Note that this proposal was properly sponsored as membership-sponsored legislation for the 2017 Convention. Even though it was defeated by the Management Council during its meeting, the membership will still have an opportunity to vote on the proposal during the Division II Business Session in January 2017.]

[See Item No. 4-b-(2) on Page No. 5.]

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

**Bylaw 14.2.4.2.4 (Eligibility—Seasons of Competition: 10-Semester/15-Quarter Rule—Criteria for Determining Season of Eligibility—Participation in Organized Competition Before Initial Collegiate Enrollment—Exceptions to Participation in Organized Competition—Men’s Ice Hockey Exception—Additional Year).**

**Management Council.** The Management adopted noncontroversial legislation to amend Bylaw 14.2.4.2.4 (men’s ice hockey exception) to extend the men’s ice hockey exception to the organized competition before initial collegiate enrollment legislation from one to two years, effective immediately, for prospective student-athletes enrolling in the 2017-18 academic year and thereafter.

Division II currently has the most restrictive organized competition legislation of the three divisions in men’s ice hockey. There are only six Division II institutions that sponsor Division II men’s ice hockey and there is no Division II championship, which further puts these institutions at a recruiting disadvantage. Permitting Division II men’s ice hockey prospective student-athletes to participate in one additional year of organized competition before initial collegiate enrollment is consistent with the structure of USA Junior Hockey, where prospective student-athletes may participate for three years after high school and until turning 21. This recommendation is similar to the legislated exception in skiing.

**Presidents Council.** No action was necessary.
(k) Bylaw 16.9 (Awards and Benefits—Permissible Travel Expenses—Receipt of Actual and Necessary Expenses from the Host of Noncompetitive Event).

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.9 (permissible travel expenses) to specify that an entity hosting a noncompetitive event may provide a student-athlete with actual and necessary expenses to represent the institution at the event, effective immediately.

Current legislation only permits an institution, conference or the NCAA to provide actual and necessary expenses to a student-athlete to represent the institution at a noncompetitive event. In some instances, the host offers to pay the student-athlete’s actual and necessary expenses, which requires the expenses to be donated to the institution and the institution, in turn, provides the expenses to the student-athlete. Allowing the host to provide actual and necessary expenses to the student-athlete reduces bureaucracy and may have a positive budget impact on Division II institutions.

Presidents Council. No action was necessary.

(l) Bylaw 16.10 (Awards and Benefits—Provision of Expenses by Individuals or Organizations Other Than the Institution—Lodging Provided by Relative of Student-Athlete).

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 16.10 (provision of expenses by individuals or organizations other than the institution) to specify that a relative of a student-athlete is permitted to pay for, or provide lodging to, eligible student-athletes in conjunction with, or in route to or from, an away-from-home contest, effective immediately.

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

Presidents Council. No action was necessary.

(m) Bylaw 31.1.4.4 (Executive Regulations—Days of Competition—Noon Start Time—Exception—Men's and Women's Fencing Championships).

Management Council. The Management Council adopted noncontroversial legislation to amend Bylaw 31.1.4.4 (noon start time) to specify that in fencing, competition conducted on Sunday in the men's and women's fencing championships may begin prior to noon, effective immediately.

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

Presidents Council. No action was necessary.

(n) Incorporation of Interpretation into the NCAA Division II Manual.

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

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

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

Presidents Council. No action was necessary.

(o) **Referrals to Committees.**

Management Council. The Management Council referred the following two items to the specified committees:

- **Referral to NCAA Division II Committee for Legislative Relief—Review of Minimal Competition Threshold for consideration of potential guideline changes:**

  Whether the current minimal competition threshold for organization competition waivers (10 percent of the Bylaw 17 maximum) remains appropriate or whether it should be increased to 20 percent of the Bylaw 17 maximum, effective immediately.

  The NCAA Division II Legislation Committee requested that a review of the minimal competition threshold for organized competition waivers be referred to the Committee for Legislative Relief. As part of a discussion regarding the organized competition before initial collegiate enrollment legislation, the committee reviewed amateurism data from the last two academic years. While the committee agreed that a legislative change was not necessary at this time, the committee believes further discussion regarding the minimal competition threshold is warranted. Specifically, the committee noted 105 prospective student-athletes over the past two years have participated in more than 10 percent but less than 20 percent of the Bylaw 17 maximum, and requests that the Committee for Legislative Relief discuss whether
these individuals received a meaningful participation opportunity that warranted a full season being charged.

- **Referral to Division II Championships Committee—Review Practice Partners at NCAA championships for consideration of potential legislative change.**

  Whether an eligible student-athlete who is not selected to participate in the championship should be permitted to serve as a practice partner for qualifying participants on site at the NCAA championship event, effective immediately.

  In June 2014, the Legislation Committee issued an official interpretation to clarify that student-athletes not eligible for competition may not receive expenses for or participate in practice sessions associated with away-from-home competition. The prohibition on practice applies even if the student-athlete pays his or her own way to travel to the site of competition.

  NCAA staff regularly receives questions, most commonly in wrestling, regarding whether eligible but nonqualifying student-athletes may travel and serve as practice partners for student-athletes selected for the Division II Championship. The committee requests the Championships Committee review this issue and discuss any unintended consequences (e.g., hotel room space, credential limits) of such a change in individual sports.

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

**Commercial Crowdfunding Websites.**

**Management Council.** The Management Council noted that the committee had issued the following official interpretation:

**Fee Charged by Commercial Crowdfunding Websites (II).**

The Legislation Committee determined that payment of fees (e.g., flat rate fee, percent-based fee) associated with the use of a commercial crowdfunding website is an incidental cost to use the service and does not constitute endorsement of a commercial
product. The committee noted that the use of a crowdfunding website is limited to activities for which it is otherwise permissible for a student-athlete to raise funds.

[Reference: Bylaw 12.5.2.1 (advertisements and promotions following enrollment)]

Presidents Council. No action was necessary.

(q) Participation of Ineligible Student-Athletes in Community Engagement or Promotional Activities Involving Physical Activity.

Management Council. The Management Council noted that the committee had confirmed that it is permissible for ineligible student-athletes to participate in community engagement events and promotional activities that involve physical activity, and that Figure 14-2 (initial eligibility) in the Manual would be updated to clarify that the promotional activities legislation applies to community engagement events.

Presidents Council. No action was necessary.

(r) Complimentary Ticket Limitations.

Management Council. The Management Council noted that the committee had issued an official interpretation to permit complimentary admissions to be shared among team members:

Use of Complimentary Admissions by Another Student-Athlete (II).

The Division II Legislation Committee determined that a student-athlete’s unused complimentary admissions may be used by guests of another student-athlete on the team, provided the institution’s team does not exceed the total limitation of four complimentary admissions (or, for the NCAA championships bowl games, six complimentary admissions) per student-athlete on the team (e.g., for a team with 10 student-athletes, 40 total complimentary admissions).
[References: Division II bylaws 16.2.1.1 (institutional contests in the student-athlete’s sport); 16.2.1.2 (exception—NCAA championships and bowl games); and 16.2.1.2 (general regulations)]

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

### (s) Official Interpretation.

**Management Council.** The Management Council noted that the committee had issued an interpretation regarding social media use by departments other than athletics.

**Electronic Correspondence and Social Media -- Department Other Than Athletics (II)**

The Division II Legislation Committee determined that an institutional department other than athletics (e.g., admissions, alumni office, business school) may send electronic correspondence that is not private (e.g., post, tweet, repost, like/favorite) at any time, provided the institution’s athletics department is not involved in any way, the correspondence is not created for an athletics recruiting purpose and the department outside athletics is operating in a manner consistent with established policies and procedures regarding social media interaction with all prospective students.

[References: NCAA Division II Bylaws 13.1.2.2 (general exceptions); 13.4.1 (printed recruiting materials); 13.4.5 (electronic transmissions); 13.10.2 (comments prior to signing); and 13.10.7 (media release regarding signing)]

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

### (6) Membership Committee.

#### (a) 2017 Convention Legislation—Bylaw 20.10.3.3 (Division Membership—Membership Requirements—Sports Sponsorship-Minimum Contests and Participants Requirements for Sports Sponsorship—Women’s Lacrosse and Women’s Volleyball.

**Management Council.** The Management Council recommended that the Presidents Council sponsor legislation for the 2017
Convention to amend Bylaw 20.10.3.3 (minimum contests and participants requirements for sports sponsorship), as follows: (a) In women’s lacrosse, to increase the number of contests for sports sponsorship from eight to 10 contests; and (b) In women’s volleyball, to increase the number of contests for sports sponsorship from nine to 15 contests, effective August 1, 2017.

The minimum contests requirements for sports sponsorship in women’s lacrosse and women’s volleyball should be consistent with the number of contests required for championship selections. In addition, increasing the minimum number of contests for sports sponsorship in these sports aligns the Division II sports-sponsorship minimum requirements with those in Divisions I and III, providing consistency across all divisions.

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

(b) Institutions in the Membership Process.

Management Council. The Management Council noted that the Membership Committee had taken the following actions with regard to institutions in the membership process.

i. Moved the following institutions to active member status, effective September 1, 2016:

   (i) Holy Names University;

   (ii) Mississippi College;

   (iii) Rogers State University; and

   (iv) Southern Wesleyan University.

ii. Moved the following institutions to the provisional period (year three) in the membership process, effective September 1, 2016:

   (i) California State University, San Marcos;

   (ii) Concordia University Irvine;
(iii) Concordia University Portland;
(iv) Embry-Riddle Aeronautical University; and
(v) Oklahoma Baptist University.

iii. Moved the following institution to the provisional period (year three) in the membership process with conditions, effective September 1, 2016:

- Spring Hill College.

iv. Removed the following institution from the membership process, effective September 1, 2016:

- Emmanuel College (Georgia).

v. Moved the following institution to year two of the provisional period, effective September 1, 2016:

- Westminster College (Utah).

vi. Required the following institution to repeat year one of the provisional period of the membership process, effective September 1, 2016:

- Auburn University at Montgomery.

vii. Approved the applications of the following institutions to enter year one of the provisional period, effective September 1, 2016:

(i) Biola University; and
(ii) Davenport University.

[NOTE: The institutions in Items (v), (vi), and (vii) above will follow the membership process adopted at the 2014 NCAA Convention, which eliminated language regarding the candidacy period so that each year of the three-year
viii Did not accept the application of the following institution:

- Purdue University Northwest (previously Purdue University Calumet).

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

(c) **Miscellaneous.**

**Management Council.** The Management Council noted the following actions related to active Division II institutions:

i. **Lane College.** Lane College was placed on probation for the 2016-17 academic year for failure to sponsor an adequate number of men’s and women’s sports with the minimum number of participants. If the institution fails to meet the sports-sponsorship criteria set forth in Bylaw 20.10.3 at the end of the probationary year, the institution shall be placed in restricted membership for the 2017-18 academic year.

ii. **Francis Marion University.** The Membership Committee agreed that if the institution successfully completes the two-year reclassification process, the institution’s women’s soccer program will be an active Division II sport during the 2018-19 academic year.

iii. **Queens University of Charlotte.** Queens University of Charlotte was placed on probation for the 2016-17 academic year for failure to meet the requirement to complete the Institutional Self-Study Guide (ISSG) during a five-year period. The committee denied the institution’s request for relief, noting that the institution did not present any mitigation supporting relief from the legislation and the circumstances were within the institution’s control. The institution is not eligible to receive Division II enhancement funds. In order to be removed from probationary status, the institution must submit a completed ISSG with action plans not later than 5 p.m. Eastern time June 1, 2017.
iv. **University of Wisconsin, Parkside.** The University of Wisconsin, Parkside, was placed on probation for the 2016-17 academic year for failure to meet the requirement to complete the Institutional Self-Study Guide (ISSG) during a five-year period. The committee denied the institution’s request for relief, noting that the institution did not present any mitigation supporting relief from the legislation and the circumstances were within the institution’s control. The institution is not eligible to receive Division II enhancement funds. In order to be removed from probationary status, the institution must submit a completed ISSG with action plans not later than 5 p.m. Eastern time June 1, 2017.

v. **California State University, San Bernardino.** California State University, San Bernardino, was placed on probation for the 2016-17 academic year for failure to meet the requirement to complete the Institutional Self-Study Guide (ISSG) during a five-year period. The committee denied the institution’s request for relief, noting that the institution did not present any mitigation supporting relief from the legislation and the circumstances were within the institution’s control. The institution is not eligible to receive Division II enhancement funds. In order to be removed from probationary status, the institution must submit a completed ISSG with action plans not later than 5 p.m. Eastern time June 1, 2017.

*Presidents Council.* No action was necessary.

(7) **Planning and Finance Committee.**

(a) **April meeting.**

i. **Division II Long-Range Budget.**

*Management Council.* The Management Council approved the revised long-range budget as presented.

*Presidents Council.* No action was necessary.

ii. **Division II Budget Guidelines and Principles.**
Management Council. The Management Council approved the updated budget guidelines and principles, as presented.

Presidents Council. The Presidents Council approved the updated budget guidelines and principles, as presented.

iii. Division II-Specific APPLE Conference.

Management Council. The Management Council noted that the committee had approved funding to conduct a second Division II-specific APPLE conference in the fall of 2017. No action was necessary.

Presidents Council. No action was necessary.

(b) Budget-to-Actual Report.

Management Council. The Management Council reviewed the budget-to-actual report for the period ending May 31, 2016. No action was necessary.

Presidents Council. The Presidents Council reviewed the budget-to-actual report. No action was necessary.

(c) August 3 Meeting.

Presidents Council. The Presidents Council received a verbal update on the Planning and Finance Committee meeting, held the previous day. The written report will be reviewed by the Council in October. No action was necessary.

(8) Student-Athlete Advisory Committee.

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

Presidents Council. The Presidents Council received an update from its liaison to the committee with regard to items discussed, including the Make It Yours™ Phase One Activation, community engagement and service activities, at the summer meeting. No action was necessary.

Management Council. [See Page No. 3, Item 4-a-(2) for action taken.]

Presidents Council. [See Page No. 3, Item 4-a-(2) for action taken.]

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

(1) Convention Planning Project Team.

(a) Division II Convention Schedule.

Management Council. The Management Council approved the proposed schedule for Division II events at the Convention.

Presidents Council. The Presidents Council approved the proposed schedule for Division II events at the Convention.

(b) Division II Educational Programming.

Management Council. The Management Council approved the Division II educational sessions and programming for the 2017 Convention, as presented.

Presidents Council. The Presidents Council approved the Division II educational sessions and programming for the 2017 Convention, as presented.


Much of the current Division II Philosophy Statement aligns with the implementation of the “I Chose” identity campaign in the mid-2000s and has not been reviewed comprehensively since that time. In accordance with the 2013 communications audit that identified the need to better explain Division II to external audiences, and in conjunction with the 2015-21 Division II Strategic Plan and the Make It Yours™ brand enhancement, it
is necessary to update the statement to reflect the refreshed brand. The proposed revision does not omit any of the philosophy’s key elements and core principles; rather, it reorganizes the division’s commitment to a balanced and inclusive approach in academics, athletics, community engagement and post-graduation success in a contemporary manner that better reflects the Make It Yours identity enhancement.

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

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

(1) **Competitive Safeguards and Medical Aspects of Sport—2017 Convention Legislation—Constitution 3—NCAA Membership—Active Membership—Conditions and Obligations of Membership—Independent Medical Care.**

**Management Council.** The Management Council recommended that the Presidents Council sign on as a co-sponsor of a membership-sponsored proposal for the 2017 Convention that specifies that an active member institution shall establish an administrative structure that provides independent medical care and affirms the unchallengeable autonomous authority of primary athletics health care providers (team physicians and athletic trainers) to determine medical management and return-to-play decisions related to student-athletes; further, the proposal specifies that an active institution shall designate an Athletics Healthcare Administrator to oversee the institution's athletic health care administration and delivery, effective August 1, 2017.

**Presidents Council.** The Presidents Council agreed to sign on as a co-sponsor of the membership-sponsored proposal for the 2017 Convention.

[See Page No. 4, Item 4-b-(1).]

(2) **Committee on Women’s Athletics—Minority and Women’s Enhancement Postgraduate Scholarship Increase.**

**Management Council.** The Management Council endorsed an increase in the scholarship amount from $7,500 to $8,500 for each award, effective September 2016 for disbursement in February 2017.

**Presidents Council.** No action was necessary.
[Note that since the funds for this scholarship are paid out of Association-wide funds, this recommendation will not become effective until it is approved by the NCAA Board of Governors.]

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

Management Council. The Management Council reviewed the committee’s report, discussing specifically some issues surrounding diversity and inclusion and the strides that Division II is making with its strategic initiatives. No action was necessary.

Presidents Council. No action was necessary.

(4) **Joint CWA/MOIC Meeting.**

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

Presidents Council. No action was necessary.

(5) **Gender Equity Task Force.**

Management Council. The Management Council was updated on the work of the task force, noting that a pledge was being developed that would be a voluntary document that institutions could support to commit to establishing initiatives for achieving ethnic and racial diversity, gender diversity and inclusion, with a focus on hiring practices in intercollegiate athletics to reflect the diversity of our membership, as well as that of our nation. No action was necessary.

Presidents Council. The Presidents Council received a copy of the pledge, as developed.

(6) **Postgraduate Scholarship Committee.**

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

Presidents Council. No action was necessary.
(7) **Walter Byers Scholarship Committee.**

Management Council. The Management Council reviewed the committee’s report, noting the winner of the Jim McKay Scholarship for 2015-16 (Emalia Seto, University of Tulsa) and the winners of the Walter Byers Scholarship for 2015-16 (Katherine Riojas, University of Tulsa, and Mitchell Black, Tufts University). No action was necessary.

Presidents Council. No action was necessary.

6. **OPEN FORUM AND REPORTING OUT.**

Management Council. The Management Council conducted some roundtable type open forum sessions and discussed several topics, including the Make It Yours Phase One Activation; the Division II Championships Festivals; Budget Initiatives; Legislation; Division II Foundation for the Future Initiatives; Regionalization; Coaches Connection; Time Demands on Division II Student-Athletes; and the Playing Rules Oversight Panel. No action was necessary.

Presidents Council. The Presidents Council received an update on the Make It Yours Phase One Activation and the success of the first year of the rollout of the brand identity. The Council was asked various questions concerning their opinion of the Make It Yours moniker and what it means to them as a president of a Division II institution. Additionally, the Council was informed that it would be asked to complete a survey on the Make It Yours activation. The Phase Two Activation will begin shortly and will include communication boxes that contain various brochures highlighting the benefits of Division II that will be targeted to Division II groups. Promotional items will also be a part of the Phase Two Activation. No action was necessary.

7. **DIVISION II MANAGEMENT COUNCIL.**

a. **Division II Management Council Vice Chair Election.**

Management Council. The Management Council voted to appoint Tonya Charland, senior woman administrator, Great Lakes Valley Conference, as the vice chair of the Council, effective September 1, 2016, through August 31, 2017.

Presidents Council. The Presidents Council ratified the appointment.
b. Division II Management Council Chair Election Notice.

Management Council. The Management Council reviewed the duties and responsibilities of the chair of the Management Council and was notified that a new chair for 2017 would be elected in October. No action was necessary.

Presidents Council. No action was necessary.

c. Management Council Committee/Project Team Assignments.

Management Council. The Management Council reviewed the committee and project team assignments, noting that assignments would be open as people depart the Council and new members are elected. No action was necessary.

Presidents Council. No action was necessary.

d. Management Council/Student Athlete Advisory Committee Summit.

Management Council. The Management Council discussed the summit that was conducted the previous weekend. Comments by the Council were favorable and included things such as it being the favorite meeting of the year, providing lots of opportunities for open communication, interaction and team bonding. No action was necessary.

Presidents Council. No action was necessary.

8. DIVISION II PRESIDENTS COUNCIL.

a. Vice Chair Election.

Presidents Council. The Presidents Council reelected Glen Jones, Henderson State University, to a second term as vice chair of the Council, effective September 1, 2016.

b. Chair Election.

Presidents Council. The Presidents Council was informed that an election for a chair would take place at the October meeting, effective at the adjournment of the 2017 Convention for a period of one year. Interested persons should let the current chair or the vice president of Division II know of their interest.
8. **AFFILIATED ASSOCIATION UPDATES.**

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

      **Management Council.** The Management Council was updated on the work of the Division II ADA, which included information concerning the Foundation for the Future initiative; the new AD orientation, and information on the salary survey. No action was necessary.

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

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

      **Management Council.** The Management Council was updated on the recent meeting of the group, held in Sedona. No action was necessary.

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

   c. **Co-SIDA.**

      **Management Council.** The Management Council was updated on the work of Co-SIDA, noting that the group is working with Division II sports information directors on a style guide. No action was necessary.

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

   d. **Faculty Athletics Representative Association (FARA).**

      **Management Council.** The Management Council noted the upcoming meeting of the group in November, where the results of the FAR compensation survey will be presented. No action was necessary.

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

   e. **Minority Opportunity Athletics Administrators Association (MOAA).**

      **Management Council.** The Management Council noted that the 9th Division II governance academy was conducted at the summer convention. The association is focusing its work on the diversity pledge and recognized Division II for its efforts in diversity. No action was necessary.

      **Presidents Council.** No action was necessary.
f. **National Association for Collegiate Women Athletics Administrators (NACWAA).**

**Management Council.** The Management Council was updated on the upcoming rally this fall. NACWAA is also working on the diversity pledge with the Board of Governors Ad Hoc Committee. No action was necessary.

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

g. **National Association for Athletics Compliance (NAAC).**

**Management Council.** The Management Council was updated on a successful convention held by the group, which had the highest Division II attendance to date. The NAAC committee is scheduled to meet with academic and membership affairs staff later in the month to discuss the partnership funded by the Foundation for the Future. No action was necessary

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

9. **NATIONAL OFFICE STAFF UPDATES.**

a. **Legal Update.**

**Management Council.** The Management Council received a legal update on cases with which the NCAA is involved. No action was necessary.

**Presidents Council.** The Presidents Council received a legal update on cases with which the NCAA is involved. No action was necessary.

b. **Division II Spring Championships Festival.**

**Management Council.** The Management Council received a recap on the recent Division II Springs Championships Festival, which included the highlights video, information on community service and engagement, and an update on social media. No action was necessary.

**Presidents Council.** The Presidents Council received a recap on the recent Division II Spring Championships Festival, which included the highlights video, information on community service and engagement, and an update on social media. It was noted that total paid attendance for the 2016 Festival in Denver was 4,356, an average of just below 900 paid spectators daily during the five days of competition.
No action was necessary.

c. **Division II Community Engagement.**

Management Council. The Management Council was updated on community engagement efforts within the division and specifically, at the Spring Championships Festival. The division is working on an initiative with Helper Helper, which will provide hard data for conferences and institutions to use when they speak with corporate partners and vendors with regard to community service/engagement numbers. No action was necessary.

Presidents Council. No action was necessary.

d. **Division II Coaches’ Identity Workshop.**

Management Council. The Management Council was updated on the recent Identity Workshop, where Division II coaches were targeted. Again next year, coaches will have the opportunity to attend a second workshop of this kind. Additionally, the division will conduct 10 campus visits during the upcoming year and is looking for institutions that would be willing to be part of the undertaking. No action was necessary.

Presidents Council. No action was necessary.

e. **Division II ADA Mentor Program.**

Management Council. The Management Council was updated on the mentor program, which had just been informed that another of its mentees, the 7th overall, was just named a Division II director of athletics.

Additionally, the Council was informed that the Coaches’ Connection Program was being expanded to include additional sports each year. No action was necessary.

Presidents Council. No action was necessary.

f. **Division II Diversity Grants.**

Management Council. The Management Council was updated on the three grants that are funded from Division II funds—the Division II Strategic Alliance Matching Grant Enhancement Program; the Division II Coaches’ Enhancement Grant; and
the Division II Ethnic Minorities and Women’s Internship Grant. No action was necessary.

Presidents Council. No action was necessary.

g. Division II Strategic Plan.

Management Council. The Management Council was updated on the updates to the 2015-21 Division II Strategic Plan, noting that the Division II website will track the progress of the committees on each of the strategic positioning outcome areas. This page and the resources will be updated twice a year—once just prior to the start of the academic year and, again, just prior to the Convention. The Division II priorities are built from the strategic plan, and the Foundation for the Future initiatives will also be tracked on this site.

Presidents Council. The Presidents Council received the information on the strategic plan. No action was necessary.

h. Student-Athlete Insurance Coverage.

Management Council. The Management Council received information on an insurance survey that was administered to Division I institutions. The survey asked questions about a school’s insurance coverage for student-athletes and helped Division I determine what coverage exists, for how long and what student-athletes and their families are paying out-of-pocket. The Management Council recommended that the Presidents Council approve that a student-athlete insurance coverage survey, similar to the one sent in Division I in Spring of 2016, be sent to Division II member institutions in February 2017.

Presidents Council. The Presidents Council approved the dissemination of a survey, similar to the one sent in Division I, to be sent to Division II member institutions in February 2017.

i. Overview of process for appeals of Membership Committee decisions.

Management Council. The Management Council received information on the process for appeals of Membership Committee decisions; however, only those who are members of the Management Council Subcommittee met to discuss the information received. No action was necessary.

Presidents Council. No action was necessary.
10. **MEETING RECAP/THINGS TO REPORT BACK TO CONFERENCES.**

Management Council. The Management Council was provided with a list of topics/issues to provide to its member institutions, via each member’s preferred delivery method. These issues included: a) 2016-17 Division II Priorities; 2) 2017 NCAA Convention schedule; 3) 2017 NCAA Convention legislation; 4) Financial aid information and handouts; 5) Information on the Division II media agreement and the purchasing website; 6) information and links on the Division II Championships Festival; and 7) reminders on NCAA and Division II-specific scholarships and programs. No action was necessary.

Presidents Council. No action was necessary.

11. **FUTURE MEETINGS.**

Management Council. The Management Council reviewed future meetings for the remainder of 2016 and 2017, noting that registration information for the 2017 Convention would be forthcoming in September. No action was necessary.

Presidents Council. The Presidents Council noted future meetings. No action was necessary.

12. **ADJOURNMENT.**

Management Council. There being no further business to be conducted, the Management Council adjourned its business meeting for the quarter.

Presidents Council. The Presidents Council adjourned at 11:49 a.m. Thursday, August 4.
## Division II Management Council
**July 18-19, 2016**  
**Indianapolis, IN**

- Tonya Charland, Great Lakes Valley Conference
- Kim Duyst, California State University, Stanislaus
- Gary Gray, University of Alaska Fairbanks
- Lynn Griffin, Coker College
- Bob Hogue, Pacific West Conference
- Paul Leidig, Grand Valley State University
- Laura Liesman, Georgian Court University
- Jasmyn Lindsay, Queens University of Charlotte
- Richard Loosbrock, Adams State University
- Bridget Lyons, Barry University
- Jacqie McWilliams, Central Intercollegiate Athletic Association
- Steve Murray, Pennsylvania State Athletic Conference
- Ismael Pagan-Trinidad, University of Puerto Rico, Mayaguez
- Pennie Parker, Rollins College
- Lindsay Reeves, University of North Georgia
- Eric Schoh, Winona State University
- Kevin Schriver, Southwest Baptist University
- Scott Swain, Notre Dame College
- Deron Washington, Pittsburg State University
- Stan Williamson, University of West Alabama
- Cherrie Wilmoth, Southeastern Oklahoma State University
- Griz Zimmermann, Texas A&M International University

## Division II Presidents Council
**August 3-4, 2016**  
**Indianapolis, IN**

- Elwood Robinson, Winston-Salem State University
- Mike Scales, Nyack College
- Steve Scott, Pittsburg State University
- Dene Thomas, Fort Lewis College
- David Watts, University of Texas of the Permian Basin
- M. Roy Wilson, Wayne State University
- Les Wong, San Francisco State University

### ABSENTEES

- Kim Vinson, Cameron University
- Cynthia Jackson-Hammond, Central State University
### OTHER PARTICIPANTS

<table>
<thead>
<tr>
<th>Name</th>
<th>Organization</th>
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<tbody>
<tr>
<td>John Baldwin</td>
<td>NCAA</td>
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<tr>
<td>Scott Bearby</td>
<td>NCAA</td>
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<tr>
<td>Gary Brown</td>
<td>NCAA Division II Contractor</td>
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<td>Amanda Conklin</td>
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<td>Mark Emmert</td>
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<td>Terri Steeb Gronau</td>
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<td>Brian Hainline</td>
<td>NCAA</td>
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<td>Maritza Jones</td>
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<td>Ryan Jones</td>
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<td>Kathleen McNeely</td>
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<td>Faith Morrison</td>
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<td>Roberta Page</td>
<td>NCAA</td>
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<td>Brad Robinson</td>
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<td>Sarah Sadowski</td>
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<td>Juanita Sheely</td>
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<td>Rachel Stark</td>
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<td>Stephanie Smith</td>
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<td>Gregg Summers</td>
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<td>Cari Van Senus</td>
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<td>Jill Waddell</td>
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<td>Katie Willett</td>
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<td>Jill Willitt, Division II Contractor</td>
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<td>Karen Wolf</td>
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<td>Ruth Reinhardt, NCAA (recording secretary)</td>
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What is GOALS?
GOALS (Growth, Opportunities, Aspirations and Learning of Students in College) is an NCAA study of the experiences and well-being of current student-athletes. The GOALS study was designed to provide data to NCAA committees, policymakers and member institutions on a range of issues important to today’s student-athletes. Similar studies were previously conducted in 2006 and 2010.

Survey
The current GOALS survey covered the following general topics:
- College athletics experience
- College academic experience
- College social experience
- Recruitment
- Health and well-being
- Time commitments
- On-campus support
- Finances
- Opportunity to provide open-ended comments

A number of items have been repeated across the three administrations of the survey, allowing for trends to be examined. New items in the current study include questions on youth sports participation, parental aspirations, burnout, involvement/interest in study abroad and internships, and athletics department programming desired. Survey responses were received from over 21,000 student-athletes at nearly 600 schools across Divisions I, II and III.

Initial Findings
College Choice
- Athletics continues to play a prominent role in college choice across division. This includes quality of athletics facilities and presence of a particular coach.
- M/W basketball stands out as a sport where the decision to enroll or to transfer (especially among Division I men) often depends on the coach at that college.
- Although most domestic prospective student-athletes (PSAs) visit campus prior to enrolling, many international PSAs (especially in Division II) do not. This is noteworthy given the large increases in international student-athletes participating in many NCAA sports and the role that fit within a school/team plays in student-athlete retention.
- Most student-athletes across NCAA division expressed satisfaction with their college choice and the athletics experience within their NCAA division. Lowest satisfaction levels were generally seen in high-profile Division I and II sports where unrealistic pro expectations may be highest.
- NCAA student-athletes generally reported that their expectations about college academics and time demands were accurate. Expectations about the athletics and social experience were more often reported as being less accurate.
Student-Athlete Time Commitments

- Current college student-athletes are reporting more time devoted to athletics pursuits than was reported in 2010. This in-season increase occurred across division and for both men and women.
- Change in median time spent on athletics:
  - Division I: 32 hours/week in-season in 2010, 34 hours/week in 2015.
  - Division II: 30 hours/week in 2010, 32 hours/week in 2015.
  - Division III: 27 hours/week in 2010, 28.5 hours/week in 2015.
- FBS football players continue to report the highest weekly in-season time commitments (median=42 hours/week, up from 39 hours/week in 2010). FCS football and Division I baseball also reported 40 hours/week or more. Among women's sports, Division I softball reported the highest figures (39 hours/week).
- Across sports and NCAA division, the typical college student-athlete is also reporting more time spent on academics.
  - Change in median time devoted to academics:
    - Division I: 35.5 hours/week in-season in 2010, 38.5 hours/week in 2015.
    - Division II: 35.5 hours/week in 2010, 38.5 hours/week in 2015.
    - Division III: 38.5 hours/week in 2010, 40.5 hours/week in 2015.
- Two-thirds of Division I and II student-athletes (half in Division III) said they spend as much or more time on athletics during the off-season as during their competitive season. 75% or more of student-athletes in baseball, football and M/W track in Divisions I and II reported spending as much time on their sport in the off-season as they do in-season.
- Although time spent on athletics has increased, 2015 reports of missed class were generally low and very similar to those seen in 2010.
- Most student-athletes across division expressed satisfaction with the number of contests in their sport, with approximately one-quarter wanting even more of them (including high percentages in ice hockey, DII/DIII men's golf and DI men's soccer).
- Sports where student-athletes were most likely to express a desire for fewer competitions included tennis, softball and women's volleyball.
- Division I women were most likely to state a preference for spending less time on athletics.
- Nearly two-thirds of men and three-quarters of women (highest in Division I) expressed a preference for more opportunities to visit home and family.
- High percentages of study participants expressed a desire to have more time for socialization and relaxation. This was especially true among those student-athletes with a high combination of academic and athletics time commitments (e.g., women, Division I student-athletes).
- The median self-reported weekly time spent socializing/relaxing during the athletics season was 17.1 hours in 2015, down from 19.5 hours in 2010 (difference of about 2 hours and 22 minutes).
- Student-athletes in the 2015 GOALS study reported sleeping an average of 6 hours and 16 minutes on a typical in-season weeknight. That is down 13 minutes from what student-athletes reported in 2010 (6 hours and 29 minutes). However, student-athlete assessments of their sleep quality are very close to those reported by college students generally.

Academic Experiences

- More than three-quarters of NCAA men and women (slightly higher among women and in Division III) reported that their overall academic experience has been positive.
• A majority of student-athletes reported feeling positive about their ability to keep up with their classes while in-season (approximately 60% in DI, 65% in DII, 70% in DIII).

• While over a third of student-athletes said that athletics participation has prevented them from taking desired classes, these numbers are down more than 10 percentage points in many Division I sports. Such improvements may be related to enhanced online options for course-taking (59% of DI, 54% of DII and 27% of DIII participants reported taking online courses through their college). Most student-athletes who say athletics has impacted course choices report not having regrets about those choices.

• Slightly higher numbers of Division I student-athletes are indicating in 2015 that their athletics participation has prevented them from enrolling in their desired major, but few say they regret their choice.

• Over two-thirds of student-athletes report having developed a close personal relationship with at least one faculty member, while more than 80% within each division believes their coach cares whether they graduate.

• 10% of Division I and II student-athletes have/will participate in a study abroad program. 33% of Division I student-athletes and 22% of Division II student-athletes say they would like to participate, but cannot because of their athletics commitments.

Finances

• More than two-thirds of Division II and III student-athletes said college costs were an important consideration in making their college choice. These numbers were lower in Division I, particularly among football and M/W basketball participants.

• About one-third of Division I student-athletes and nearly one-half of Division II student-athletes have concerns about how finances will impact their ability to complete their degree. More than two-thirds of the student-athletes on athletics aid in Divisions I and II say that quitting their sport would make staying at their current college a problem financially.

• 78% of student-athletes (60% in Division I men’s basketball and football) indicated that they usually have enough money to buy the things they need.

Campus and Team Environment

• Most student-athletes have a strong sense of belonging at their college, feel that their coaches and teammates have created an inclusive team environment, and feel that their coaches and teammates are accepting of people from diverse racial or ethnic backgrounds. However, student-athletes of color (especially women) are slightly less likely to find the campus and team environments inclusive and accepting.

• When asked how comfortable they would feel approaching others about a team issue or problem, student-athletes across division reported feeling most comfortable speaking with their team captains and coaches as opposed to faculty or administrators.

• Student-athletes view other members of the student body as being less supportive of athletics than are faculty and school administrators.

• Although most student-athletes said they frequently socialize with non-athletes at their college, increased numbers within each division reported that all of their closest friends are college teammates.

• Student-athletes, like many college students, are highly connected to their parents. 48% of NCAA men and 62% of women communicate with their parents at least once per day.
Volunteerism

- Nearly 90% of current student-athletes reported engaging in community service, which is a slight increase from 2010. 49% of men and women engage in service a few hours per month or more (up from 44% in 2010).
- Coaches are requiring service at higher rates. In 2010, 50% of student-athletes reported being required to participate in service hours by their coach or team. That number rose to 58% in the 2015 survey.

Youth Sports Experiences

- Many NCAA student-athletes, especially in sports like ice hockey, tennis (DI and DII only) and soccer, began specializing in their sports at what experts consider a very early age (e.g., before age 12).
- Student-athletes in many sports played that sport year-round growing up and participated in the sport on both club and high school teams. Many NCAA athletes think youth in their sport play in too many contests and a number of them (especially men) wish they had spent more time sampling other sports when they were young.
- Many current NCAA student-athletes had high parental/family expectations of playing college and/or professional/Olympic sports that started at a young age. This is especially true among participants in certain DI/DII sports. These family expectations may fuel unrealistic pro expectations expressed by the student-athletes themselves in the GOALS survey.

Ethical Leadership of Coaches

- Scales were included in the GOALS survey to assess student-athlete opinion on the ethical leadership and abusive supervision of their coaches.
- Although most student-athletes rate their coaches at similarly high levels as expressed in 2010, we see that women and Division I student-athletes are more likely to be critical of their coaches in these domains. Men’s and women’s basketball players were the most likely to express concerns about being treated disrespectfully by coaches.

Mental Health

- College campuses have generally seen an increase in the number of students experiencing mental health issues such as anxiety and depression. The 2015 GOALS data highlights similar concerns among student-athletes, with about 30% self-reporting that they have been intractably overwhelmed during the past month (increases noted across each division versus the 2010 GOALS study).
- Approximately one-third of student-athletes (higher in Division I and in certain sports like football; lower in Division III) noted struggling to find energy for other tasks because of the physical demands of their sport. Nearly one-quarter (same divisional and sport pattern as noted above) reported being exhausted from the mental demands of their sport.
- 73% of student-athletes believe that their coach cares about their mental well-being. This figure is slightly higher in Division III and lower in some sports (e.g., 55% in Division I women’s basketball). Although many student-athletes say they would feel comfortable talking to coaches about mental health issues, such comfort is much lower among women.
- About 40% of student-athletes who sought help for a mental health issue reported high levels of satisfaction with the care they received from team or college personnel.

Post-College Careers

- Across sport, student-athletes generally expect to earn their degree and the vast majority indicate that their families also expect graduation. High numbers of student-athletes anticipate attending graduate school at some point in the future.
Many student-athletes have completed or expect to undertake an internship of some type during college. These figures are highest in Division III (two-thirds) and lowest in Division I baseball, basketball and FBS football (one-third). Relatively high percentages of student-athletes in some Division I sports (e.g., 30% in FBS football) said they would like to do an internship but cannot because of their athletics commitments.

43% of all student-athletes believe it is likely that their job after college will involve sports. The numbers are particularly high for Division I men’s (75%) and women’s (59%) basketball players.

Impact of College Athletics

90% of student-athletes credit their college athletics experience with having a positive impact on increasing their personal responsibility, honing their teamwork skills, and enhancing their work ethic. High percentages also reported that college sports has had a positive effect on their leadership skills, their values and ethics, self-confidence, time management, understanding of diverse cultures, study skills and commitment to volunteerism.

About 90% of student-athletes across division said that team success is important to them, but also that they have the opportunity to compete frequently and at a high level. Nearly 80% noted that being viewed as a team leader is important to them.

Additional Programming Desired

Student-athletes in the study were presented with a list of topics and asked which ones they wished their coaches and athletics administrators would talk about more frequently. Across division and gender, the most requested topics were those related to (a) academic success and especially preparing to get a job after college; (b) maximizing athletic performance (e.g., proper nutrition and how to get good/more sleep); and (c) balancing academics/athletics while keeping sports in perspective.

Study Background

Student-athletes were surveyed during spring 2015 by faculty athletics representatives (FARs) at NCAA member colleges. A few schools provided supplementary data collection during fall 2015.

FARs at each NCAA member institution were asked to survey all members of one, two or three pre-specified teams. The sampling plan was developed by NCAA researchers to ensure a representative national set of student-athlete responses. FARs had the opportunity to administer either online or paper versions of the survey. Both required in-person administration using standardized procedures. More than half of NCAA schools participated.

Study protocols were designed to ensure the anonymity of participants within the administration setting and the confidentiality of their responses among NCAA researchers.

Once 2014-15 Division I and Division II academic census data become available (spring 2016), we will be able to tie survey responses for many participants to academic outcomes and examine how various noncognitive factors relate to student-athlete academic success and retention.

Principal study investigators are Dr. Thomas Paskus and Dr. Lydia Bell of the NCAA research staff.

NCAA research staff will present initial findings at the 2016 NCAA Convention. Additional materials and reports will be released throughout the winter/spring via our website (www.ncaa.org/research) and the @NCAAResearch Twitter feed.
Purpose:

The purpose of this report is to provide an overview of the cases decided by the NCAA academic and membership affairs staff from February 1 through July 31, 2016. Additionally, the report will provide a brief overview of the cases decided during this time period last year. There were 812 cases received in NCAA Divisions I, II and III combined, which is an increase from the 757 cases received during this time period last year. There were a total of 181 cases submitted in Division II, compared to the 114 submitted a year ago, with 86 of those cases being decided by staff and the NCAA Division II Committee for Legislative Relief during this time period. Last year during this timeframe, staff and committee decided 92 cases.

Overview:

The following list is a summary of decisions made by the staff and the committee:

1. A total of 86 cases were reviewed by the staff:
   - Fifteen cases involved NCAA Bylaw 14.2.4.2 (participation in organized competition prior to initial collegiate enrollment), compared to 18 last year and 32 cases involved Bylaw 14.5 (transfer regulations), compared to 17 last year;

2. Staff approved 41 cases (including 11 that were approved with conditions), compared to 56 cases (including 23 that were approved with conditions) last year;

3. Of the 41 staff approved cases, two were approved based on the totality of the circumstances;

4. Staff denied 22 cases, compared to 28 cases denied last year;

5. Of the 86 cases reviewed by the staff, nine cases were cancelled;

6. Nineteen of the staff denials were appealed to the committee, compared to seven cases appealed to the committee last year; and

7. The committee affirmed eighteen of the staff decisions.

Waivers Involving Participation in Organized Competition Prior to Initial Enrollment:

The staff processed nine waiver requests involving Bylaw 14.2.4.2 (participation in organized competition before initial collegiate enrollment). Of these nine waivers, four were approved and five were denied. Of the five denied waivers, all five were appealed to the committee and four of the staff decisions were upheld and one staff decision was overturned.
Cases Involving Transfer Legislation:

The staff processed 32 waiver requests involving Bylaw 14.5 (transfer regulations). Staff approved 14 cases and denied twenty-two with four cases being cancelled. Eleven of the denied cases were appealed to the committee, which upheld the staff decision in all eleven cases.

Staff Granted Decisions Based on the Totality of the Circumstances:

The staff approved two decisions based on totality of the circumstances. The first case involved the application of the end date of practice and competition legislation for the championship segment and the other involved the application of the end date of practice and competition legislation for the nonchampionship segment.

The two flexible cases are in Supplement Nos. 7 and 8 (review of cases approved based on totality of the circumstances). The staff strongly encourages the committee to review the case and discuss any questions during the teleconference. The committee will be asked to take formal action to approve the two cases granted based on the totality of circumstances.

Staff Decisions Reviewed by the Committee on Appeal:

Nineteen staff decisions were appealed to the committee. Five of the appealed cases sought relief from Bylaw 14.2.4.2 and the committee upheld the staff's rationale in four appeals and overturned staff decision in one appeal. Eleven of the appealed cases sought relief of Bylaw 14.5 and the committee upheld the staff decision in all eleven cases. The remaining appeal sought relief of Bylaw 14.1.7 (practice or competition), Bylaw 12.5.1.1 (promotional activities), Bylaw 16.5.1 (housing and meals) and Bylaw 14.5.5.4 (competition in year of transfer) and the committee upheld staff decision.

Blanket Waivers:

A blanket waiver alleviates the requirement that an institution, conference or committee must submit an application for a waiver of the normal application of a particular piece of legislation provided the waiver parameters are satisfied. Blanket waivers are for a specified period of time and encourage institutions, conferences and committees who have applied for blanket relief to propose legislation for similar future circumstances. Blanket waiver information is available via the Legislative Services Database for the Internet (LSDBi) announcements and the Committee for Legislative Relief website.

There were no blanket waivers issued from February 1 through July 31, 2016.
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<tr>
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<td>2017-</td>
<td>AMATEURISM -- COMPETITION-RELATED EXPENSES FROM AN OUTSIDE SPONSOR</td>
<td>To permit an individual to receive actual and necessary expenses from an outside sponsor other than an agent, a representative of an institution’s athletics interests or a professional sports organization, as specified.</td>
<td>Immediate</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>2017-</td>
<td>AMATEURISM -- PROMOTIONAL ACTIVITIES -- PERMISSIBLE -- INSTITUTIONAL, CHARITABLE, EDUCATIONAL OR NONPROFIT PROMOTIONS -- MONETARY AND EDUCATIONAL REQUIREMENTS</td>
<td>To amend the promotional activities legislation, as follows: (1) To eliminate the requirement that all money derived from a permisssible promotional activity or project must go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency; (2) To eliminate the requirement that an authorized representative of the charitable, educational, nonprofit, or government agency must sign a release statement; and (3) To require the institution to provide educational material to the charitable, educational, nonprofit or government agency notifying the entity of its obligation to ensure that a student-athlete’s name, likeness, appearance or image is used in a manner consistent with the legislation.</td>
<td>Immediate</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>2017-</td>
<td>FINANCIAL AID - TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- REDUCTION AND CANCELLATION DURING PERIOD OF AWARD -- INCREASE PERMITTED -- INCREASE FOR ANY REASON AT ANY TIME</td>
<td>To permit increases in athletically related financial aid at any time, for any reason.</td>
<td>08/01/2018</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>2017-</td>
<td>FINANCIAL AID -- MAXIMUM LIMITS ON FINANCIAL AID -- TEAM LIMITS - INSTITUTIONAL ATHLETICS AID ONLY</td>
<td>To specify that only institutional athletics aid shall count toward individual and team equivalency limits.</td>
<td>08/01/2018</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>2017-</td>
<td>FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD -- ONE-YEAR LIMIT -- REQUIREMENT TO PROVIDE ATHLETICALLY RELATED FINANCIAL AID FOR ONE ACADEMIC YEAR</td>
<td>To specify that an offer of athletically related financial aid shall not be awarded for a period of less than one academic year, further, to establish exceptions for providing athletically related financial aid for less than one academic year, as specified.</td>
<td>08/01/2018</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>2017-</td>
<td>RECRUITING -- CONTACTS AND EVALUATIONS -- CONTACTABLE PROSPECTIVE STUDENT-ATHLETES -- FOUR-YEAR COLLEGE PROSPECTIVE STUDENT-ATHLETES -- REMOVAL OF REQUIREMENT TO OBTAIN PERMISSION FROM NAIA INSTITUTION</td>
<td>To specify that permission to contact is not required for a student-athlete transferring from a National Association of Intercollegiate Athletics institution; further, to require an institution’s director of athletics (or an individual designated by the director of athletics) to send notification of recruitment to the NAIA institution prior to contact with an NAIA student-athlete.</td>
<td>Immediate</td>
<td>NCAA Division II Presidents Council [Management Council (Legislation Committee)].</td>
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<td>Certification Cycle</td>
<td>Total Division II Delayed Enrollment Conditions</td>
<td>Prospective Student-Athletes Granted Relief Through Streamlined Review Process</td>
<td>Certification Cycle</td>
<td>Seasons of Competition Used - Participation as a Percentage of Bylaw 17 Maximum Competition Limits</td>
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<td>Two Seasons of Competition</td>
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| Percentage of Maximum Limits | MBA | MBB | MCC | MFB | MGO | MLA | MSO | MSW | MTE | MTK | MWP | WBB | WGO | WSB | WSO | WSW | WTE | WTK | WV | Grand Total |
|-----------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|----|-------------|
| 10-20%                      | 6   | 2   | 2   | 2   | 6   | 4   | 2   | 2   | 2   | 2   | 2   | 2   | 1   | 1   | 1   | 2   | 2   | 24 |
| 20-50%                      | 6   | 16  | 4   | 2   | 10  | 2   | 14  | 4   | 2   | 8   | 1   | 2   | 2   | 1   | 1   | 1   | 2   | 80 |
| >50%                        | 2   | 44  | 2   | 16  | 4   | 2   | 79  | 4   | 10  | 4   | 1   | 6   | 2   | 2   | 6   | 4   | 6   | 192|
| Grand Total                 | 14  | 62  | 6   | 18  | 16  | 6   | 98  | 8   | 18  | 14  | 1   | 8   | 2   | 4   | 7   | 5   | 7   | 296|
### 2015-16 Certification Cycle - Participation as Percentage of Bylaw 17 Maximum Competition Limits During First Season Used

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<th>MCC</th>
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### 2014-15 Certification Cycle - Participation as Percentage of Bylaw 17 Maximum Competition Limits During First Season Used

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### Participation as Percentage of Bylaw 17 Maximum Competition Limits by Sport for Prospective Student-Athletes Using Two Seasons of Competition - 2014-15 and 2015-16 Certification Cycles
### 2015-16 Certification Cycle - Participation as Percentage of Maximum Competition Limits During Second Season Used

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### 2014-15 Certification Cycle - Participation as Percentage of Bylaw 17 Maximum Competition Limits During Second Season Used

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### Participation as Percentage of Bylaw 17 Maximum Competition Limits by Sport for Prospective Student-Athletes Using Four Seasons of Competition - 2014-15 and 2015-16 Certification Cycles

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### 2014-15 Certification Cycle - Participation as Percentage of Bylaw 17 Maximum Competition Limits During First Season Used

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NCAA Bylaw 14.5.5.4 – Competition in Year of Transfer

Issue.

Whether the NCAA Division II Committee for Legislative Relief recommends the creation of a guideline in order to process cases seeking to waive the normal application of the competition in year of transfer legislation in NCAA Bylaw 14.5.5.4.

Background and Analysis.

Bylaw 14.5.5.4 (competition in year of transfer) prevents a student-athlete who otherwise meets a four-year college transfer exception from competing at a second institution if he or she has previously competed during the championship segment at another institution. For example, a basketball student-athlete who competes at Institution A in the fall and transfers to Institution B in the spring, would not be permitted to participate at Institution B even if he or she meets a transfer exception. During the 2014-15 and 2015-16 academic years, NCAA staff received approximately six waivers, seeking to waive Bylaw 14.5.5.4. Staff denied all six cases. Further, the Committee for Legislative Relief reviewed two of these cases and upheld staff’s decision in both instances. However, in processing these cases, staff relies heavily on case precedent, since currently, no guideline exists.

Since a guideline does not currently exist, staff relies on precedent when reviewing said cases. As a point of reference, currently, neither Divisions I or III have a guideline in place to process such cases.

Conclusions.

1. The Committee for Legislative Relief recommends creating a guideline for the processing of waivers of Bylaw 14.5.5.4.

2. The Committee for Legislative Relief does not recommend creating a guideline for the processing of waivers of Bylaw 14.5.5.4.

Associated Legislation.

Bylaw 14.5.5.4 Competition in Year of Transfer. A transfer student from a four-year institution, who has received a waiver of or exception to the transfer residence requirement (per Bylaw 14.1.8.1 or 14.5.5.3), is not eligible to compete at the certifying institution during the segment that concludes with the NCAA championship if the student-athlete has competed during that segment of the same academic year in that sport at the previous four-year institution. Therefore, if the institution from which a student-athlete transfers declares separate segments of its playing and practice season, a student-athlete may compete during the segment that does not conclude with the NCAA championship for such an institution and during the segment that does conclude with the NCAA championship for the certifying institution during the same academic year in the same sport, provided the student-athlete is otherwise eligible for competition.
DIVISION II PRIORITIES

2016-17

FOUNDATION FOR THE FUTURE IMPLEMENTATION

The division will begin implementing the 10 initiatives that received funding, each of which ties directly to strategic positioning outcome areas in the 2015-21 Division II Strategic Plan (academics and life skills; athletics operations and compliance; diversity and inclusion; game day, conference and national championships; and membership and positioning initiatives). The governance structure will begin annual assessments in spring 2017.

2017 NATIONAL CHAMPIONSHIPS FESTIVAL

The division will conduct its 10th festival (the third for winter sports) March 8-11. Co-hosted by the Gulf South Conference and the city of Birmingham, the festival will crown champions in men’s and women’s swimming and diving, men’s and women’s indoor track and field, and wrestling, uniquely celebrating the achievements of more than 1,100 DII student-athletes. The festivals continue to provide the only NCAA stage upon which multiple champions are crowned in a single event.

MAKE IT YOURS™ ACTIVATION, PHASE 2

While the initial phase focused on Division II constituents, Phase 2 will look outwardly at ways in which the division can strengthen its position as a high-quality and desirable option for prospective student-athletes and their families to consider when making their college choice.

BUDGET PRIORITIES: CHAMPIONSHIPS, ACADEMICS, DIVERSITY AND INCLUSION, HEALTH AND SAFETY

The Division II Planning and Finance Committee approved a new long-range budget that better aligns with the division’s current spending on championships and strategic efforts. The new approach allocates an additional $2.5 million in base budget dollars for enhancements to current or new initiatives. Of that total, $1.5 million will be allocated to championships, with the remaining $1 million targeting academic, inclusion and health and safety initiatives. Committees will work during the coming year to develop proposals that benefit the division collectively.

The new long-range budget allocates an additional $2.5 million for enhancements to current or new initiatives:

- $1.5 million will be allocated to the championships program
- $1 million will target academic, inclusion and health and safety initiatives

COACHES OUTREACH

The division will launch year six of the Division II Coaches Connection program, which uses former coaches to strengthen communication between the coaching constituency and the NCAA governance structure in various sports. Among the Foundation for the Future initiatives is a commitment to expand the program during the next five years. The division also approved funding through Foundation for the Future to build a comprehensive online coaches education program that focuses on legislation and health and safety issues.
ENHANCEMENT OF THE COMPLIANCE CULTURE

Division II is committed to helping institutions and conferences maintain engaged and functioning compliance operations and providing meaningful educational opportunities. The division will assess the current culture to identify challenges and develop realistic enhancement efforts, including:

- A collaborative partnership with the National Association for Athletics Compliance (NAAC).
- Engaging campus compliance personnel in honest and meaningful discussions about the culture of compliance in Division II.
- Partnering with the membership to identify and address situations in which current policies, procedures and legislation do not realistically align with the resources available on Division II campuses.
- Encouraging a culture of shared responsibility by providing the opportunity for compliance administrators to build relationships with their peers and the NCAA staff at Regional Compliance Seminars and other NCAA events.

HEALTH AND SAFETY

The Presidents Council has committed to fund initiatives to enhance student-athlete health and safety on campus and in the community. Collaborating with the Sport Science Institute, the division will advance nine strategic priorities that have been identified. In addition, with the success of the first Division II-specific APPLE conference in 2015, the division has approved funding to conduct a second one in the fall of 2017.

LEGISLATIVE ITEMS

The Division II governance structure in 2016-17 will continue to review various legislative issues, including financial aid, the nonchampionship segment, academic misconduct, independent medical care, four-year transfer legislation, and ways to help reduce student-athlete time demands. Pending membership feedback, proposals could be presented at the 2017 or 2018 NCAA Convention.

REGIONALIZATION

The division is reviewing its regionalization policy, which for the past eight years has been a cornerstone of the Division II championship model. Although the 2013 membership census confirmed that regionalization is still the best model for Division II, more than 90 changes to the division’s landscape because of conference alignment or reclassification have affected the composition of various regions since then. Among items to be examined are the contiguous state model, as well as selection modifications to avoid repeat matchups in preliminary rounds.