

**REPORT OF THE
NCAA BOARD OF GOVERNORS
APRIL 27, 2016, MEETING**

KEY ITEMS.

None.

ACTION ITEMS.

None.

INFORMATIONAL ITEMS.

1. **Welcome and announcements.** NCAA Board of Governors Chair, Kirk Schulz, convened the meeting at 2 p.m. and requested members of the Board of Governors to make introductions. NCAA staff confirmed that a quorum was present.
2. **Matters unanimously approved by way of the Consent Agenda.** The Board of Governors approved the reports of its January 2016 and February 2016 meetings. The Governors received a late-arriving vote authorizing NCAA legal counsel to proceed in a matter involving ongoing litigation. The Governors also received a late-arriving vote approving the Division I revenue distribution recommendations. The records of those separate voting opportunities will be updated. Finally, the Governors received an informational item to update it on the conversations across the divisions as they relate to the Playing Rules Oversight Panel.

It was *unanimously* **VOTED**.

The NCAA Board of Governors approved all items presented by way of Consent Agenda for the April 27, 2016 meeting.

3. **NCAA President's report.** Because President Schulz will leave Kansas State University to become president at Washington State University effective May 13, 2016, the April 27 meeting was his last in-person meeting of the Board of Governors. NCAA President Mark Emmert recognized President Schulz's leadership and expressed gratitude on behalf of the body for his service to the Association.

President Emmert also provided his perspective on Association-wide policies and several matters impacting the membership such as the recently negotiated media rights contract, daily fantasy sports, and current discussions in Division I regarding football camps.

4. **Association-wide matters and policy discussions.**

- a. **Sports wagering.** Members of NCAA staff facilitated a discussion concerning the Association-wide policy that prohibits NCAA championships in states that permit single-game sports wagering. Staff provided advance material on the background and history of the sports wagering policy and its changes over time and executive vice president of law,

policy and governance provided an overview and recap of the prior discussions by the Governors. Mark Lewis, executive vice president of championships, described the landscape for identifying sites for current and future championships. Naima Stevenson, deputy general counsel, provided a privileged and confidential briefing on the Association's legal position. With respect to NCAA governance, the Governors directed and Jim Phillips, NCAA Division I Council chair, confirmed that the Council would take no action on current legislative proposals related to the sports wagering policy until the Governors acted. After the Governors' general discussion, it charged the staff to examine the issue further and make recommendations exploring positions consistent with the Association's core values and legal positions. The Governors took no action, keeping the current policy in effect, and determined that discussions would continue at a subsequent meeting of the body.

- b. Amateurism and championships.** The Governors received a report from Oliver Luck, executive vice president of regulatory affairs, reviewing eligibility procedures that originated in the 1970s and require individual student-athletes to certify their amateur status. The Governors determined that requiring student-athletes to provide affidavits was an outdated procedure given compliance responsibilities and certification requirements currently conducted on member campuses.

It was *unanimously* **VOTED**.

The NCAA Board of Governors determined that its discretionary authority to require student-athletes to certify their eligibility for championships, as provided in NCAA Bylaw 31.2.2 Individual Eligibility, is no longer necessary and that the practice will be discontinued effective immediately.

- c. Championship host bidding criteria.** The Governors reaffirmed its policy to conduct NCAA events that protect student-athlete well-being and safeguard the experience of students, fans and campus communities. The Governors also took action to define its expectation that when awarding contracts to host events, the selection process will include as one of many criteria that each bidder must provide a statement certifying its ability to deliver and maintain an environment that is safe, healthy and free of discrimination.

- NCAA events covered by the reaffirmation of Association-wide policy include, but are not limited to:
 - (1) NCAA national convention.
 - (2) NCAA championship sessions, series and final events.
 - (3) NCAA regional compliance seminars.

- (4) NCAA summits and conferences.
- (5) NCAA Association-wide and divisional committee meetings.
- (6) Other events where the Association is a lead, primary or co-host or sponsor.

It was *unanimously* **VOTED**.

The NCAA Board of Governors approved an impact statement and directed NCAA staff to inquire of all current and future sites for all NCAA sponsored or hosted events how they intend to deliver and maintain an environment that is safe, healthy and free of discrimination. Further, the Governors directed staff to finalize details around a bid selection process that includes a similar certification requirement for selection and how it will be implemented. Staff will report to the Governors Ad Hoc Committee on Cultural Diversity and Equity on or before June 15, 2016, with full implementation expected during the current bidding process.

- See Attachment A –"Impact Statement of NCAA Core Values Related to Student-Athlete Well-Being and Championships Experience."

5. NCAA Board of Governors ad hoc committee reports.

- a. Ad Hoc Committee on Structure and Composition.** President Judy Bense reported on the successful work of the committee. The ad hoc committee previously proposed and received approval for the creation of a vice chair position. The ad hoc committee also created education opportunities like sessions at convention and the membership survey. And it was largely responsible for the "How the NCAA Works" a special report published in the Fall 2015 edition of the NCAA Champion Magazine. On behalf of the ad hoc committee, President Bense requested that members of the Governors discuss in their upcoming divisional meetings whether a proposal to increase the number of voting members representing Divisions II and III on the Board of Governors would receive support. A decision about a legislative proposal, if any, could be made at the August 2016 Governors meeting. President Schulz recognized President Bense's leadership and engagement. He noted that while her extended term had come to an end this month (April), there was opportunity for the ad hoc committee to continue the conversation.
- d. Ad Hoc Committee to Promote Cultural Diversity and Equity.** President Jay Lemons, Board of Governors vice chair, reminded the body of the ad hoc committee's Association-wide leadership and composition. In addition to President Lemons (Division III), Chancellor Deborah Ford, University of Wisconsin, Parkside (Division II) and President Michael Drake, The Ohio State University (Division I) serve as co-chairs. Additional committee members are presidents and athletics administrators who also represent each division.

In his report to the Governors, President Lemons described the progress of ad hoc committee initiatives. One of those initiatives is to seek broad-based support for a voluntary membership pledge. The objective of the pledge is to promote diversity, gender equity and inclusion in hiring practices across the membership and the national office. The Governors supported the pledge and sought additional time to discuss with campus and conference stakeholders. Additional discussion and possible action on the pledge should take place at the August 2016 meeting. Finally, President Lemons also acknowledged that the charge of the ad hoc committee would now include a review of the staff's work pursuant to the "Impact Statement of NCAA Core Values Related to Student-Athlete Well-Being and Championships Experience" (*See Attachment A*).

6. **Law, Policy and Governance strategic discussion.** NCAA chief legal officer, Donald M. Remy, and NCAA general counsel, Scott Bearby, provided a privileged and confidential briefing and facilitated a dialogue on current litigation.
7. **Communications update.** The Board of Governors received a report from senior vice president of communications, Bob Williams and the NCAA's communications consultants. The Governors expressed continued support for the direction of the communications plan.
8. **NCAA Board of Governors Finance and Audit Committee update.** President Lemons provided the report of the Finance and Audit Committee. Informational items included in the committee's report highlighted certain features of the NCAA's 990 tax return such as the over 800 grants that are made to Division I and Division II institutions via distributions. The report summarized a comparison of actual revenues and expenses versus budgeted revenues and expenses during the second quarter of the current fiscal year. And it advised the Governors that the Finance and Audit Committee had approved a three-year contract extension with Deloitte for audit and tax services.
 - The Finance and Audit Committee recommended for Governors' approval the addition of Stacy Dervin to the Governors Finance and Audit Investment Subcommittee. Ms. Dervin is the Director of Investments with the University of Oregon Foundation.

It was *unanimously* **VOTED**.

The NCAA Board of Governors approved the selection of Stacy Dervin as a member of the Governors Finance and Audit Investment Subcommittee.

9. **Division I revenue distribution update.** Kathleen McNeely, NCAA's senior vice president of administration and chief financial officer, reported on the Division I revenue distribution policy and the Finance and Audit Committee's recommended change to implement the policy. Specifically, the Finance and Audit Committee proposes a procedure that would defer to conference bylaws when processing Division I revenue distributions, instead of annually requiring a unanimous vote of a conference's institutional presidents or chancellors.

It was *unanimously* **VOTED**.

The NCAA Board of Governors voted to approve the Division I Revenue Distribution Plan and a new procedure that will defer to Division I conference bylaws when processing Division I revenue distributions for funds related to Academic Enhancement, Grants-in-Aid, and Sports Sponsorship.

The Governors' unanimous approval thereby rescinds a former procedural requirement in the Division I revenue distribution plan that sought a unanimous vote of a conference's institutions prior to distributing certain funds to the conference (as opposed to the individual institutions of that conference).

10. Executive Session. The Governors concluded its meeting in executive session to discuss various administrative matters.

11. Adjournment. The meeting was adjourned at approximately 6 p.m.

12. Future meeting dates.

- August 3, 2016, NCAA national office.
- October 26, 2016, NCAA national office.

Board of Governors chair: Kirk Schulz, president of Kansas State University

Staff liaisons: Donald M. Remy, Law, Policy and Governance

Terri Carmichael Jackson, Law, Policy and Governance

Attendees- Board of Governors Only	Absentees
Stan Albrecht, Utah State University Gene Block, University of California, Los Angeles LTG. Robert Caslen, Jr., United States Military Academy Alan Cureton, University of Northwestern Mark Emmert , NCAA Dianne Harrison, California State University, Northridge Glendell Jones, Jr., Henderson State University David Leebron, Rice University L. Jay Lemons, Susquehanna University Jacqie McWilliams (Non-Voting), Central Intercollegiate Athletic Association Harris Pastides, University of South Carolina, Columbia Jim Phillips, Northwestern University Tracey Ranieri, State University of New York, Oneonta Joseph Savoie, University of Louisiana, Lafayette Kirk Schulz, Kansas State University Steve Scott, Pittsburg State University	Roderick McDavis, Ohio University John Hitt, University of Central Florida Daniel Papp, Kennesaw State University Baker Pattillo, Stephen F. Austin State University

Other Participants

Scott Bearby, NCAA staff
Andrew Bleeker, BPI + Partners
Matt Chandler, BPI+Partners
Terri Carmichael Jackson, NCAA staff
Dan Dutcher, NCAA staff
Kimberly Fort, NCAA staff
Bernard Franklin, NCAA staff
Jenn Fraser, NCAA staff
Terri Gronau Steeb, NCAA staff
Brian Hendrickson, NCAA staff
Terry "Neal" Hilderbrand, U.S. Military Academy
Kevin Lennon, NCAA staff
Mark Lewis, NCAA staff
Oliver Luck, NCAA staff
Kathleen McNeely, NCAA staff
Donald M. Remy, NCAA staff
Cari Van Sensus, NCAA staff
Dave Schnase, NCAA staff
Rob Shepardson, BPI+Partners
Naima Stevenson, NCAA staff
David Voorhies, U.S. Military Academy
Bob Williams, NCAA staff

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**IMPACT STATEMENT OF NCAA CORE VALUES
RELATED TO STUDENT-ATHLETE WELL-BEING
AND CHAMPIONSHIPS EXPERIENCE**

Source/Date: April 2016.

On **Wednesday, April 27, 2016**, the Board of Governors of the National Collegiate Athletic Association (NCAA) approved the following impact statement.

As an integral component of the higher education mission of our members, our Association strives to enhance the sense of community and strengthen the identity of a diverse membership. There are many challenges in today's intercollegiate athletics environment. And we are faced continuously with evolving social dynamics that require us to adjust in an appropriate and effective manner. This Impact Statement calls on the membership, the national office staff and communities to ensure that NCAA events are conducted in a manner consistent with the Association's core values.

Accordingly, today we, the NCAA Board of Governors, reaffirm that it is the policy of the NCAA to conduct events that protect the student-athlete well-being and safeguard the experience of our students, fans and campus communities alike. To that end, we expect that in awarding contracts to host events, the selection process will include as one of many criteria that each bidder must provide a statement certifying its ability to deliver and maintain an environment that is safe, healthy and free of discrimination and respects the dignity of all persons. Furthermore, we are directing the NCAA staff to inquire of all sites, which includes presently awarded predetermined sites and/or non-predetermined sites, as to how they intend on assuring its ability to deliver and maintain an environment that is safe, healthy and free of discrimination and respects the dignity of all persons.

Staff is directed to provide a full report on new selection criteria, procedures and the status of currently awarded sites to the Governors Ad Hoc Committee on Cultural Diversity and Equity by June 15, 2016. Full implementation is expected during the current bidding process.

NCAA events covered by this impact statement as well as resulting certification requirements and the implementing selection procedures or guidelines include, but are not limited to:

- NCAA National Convention
- NCAA Championship sessions, series and final events
- NCAA Regional Compliance Seminars
- NCAA summits and conferences
- NCAA Association-wide and divisional committee meetings
- Other events where the Association is a lead, primary or co-host or sponsor.

We must and we shall operate our championships and events in alignment with our values as we strive to promote an inclusive atmosphere in which student-athletes participate, coaches and administrators lead and fans engage.

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