

**Proposal No. 2014-2**

**ORGANIZATION -- DIVISION I GOVERNANCE STRUCTURE**

**Intent:** To establish a new Division I governance structure, as specified.

**A. Constitution:** Amend 3, as follows:

3 NCAA Membership

[3.01 unchanged.]

3.02 Definitions and Applications.

[3.02.1 through 3.02.2 unchanged.]

3.02.3 Membership Categories.

3.02.3.1 Active Member. An active member is a four-year college or university that is accredited by the appropriate regional accrediting agency and duly elected to active membership under the provisions of this article (see Constitution 3.2.3). Active members have the right to compete in NCAA championships, to vote on legislation and other issues before the Association, and to enjoy other privileges of membership designated in the constitution and bylaws of the Association.

3.02.3.1.1 Athletics Consortium. An athletics consortium consists of one member institution and neighboring member or nonmember institutions (but not more than one nonmember institution), recognized and approved by a two-thirds vote of the ~~Administration Cabinet~~ **Council**. The student-athletes of the combined institutions are permitted to compete on the NCAA member institution's athletics teams, provided they meet the eligibility requirements of the NCAA and the member institution (see Constitution 3.1.2).

[3.02.3.2 through 3.02.3.3 unchanged.]

3.1 Eligibility for Membership.

[3.1.1 unchanged.]

3.1.2 Athletics Consortia. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve an athletics consortium involving a member institution and neighboring member or nonmember institutions (but not more than one nonmember institution) to permit the student-athletes of the combined institutions to compete on the member institution's intercollegiate athletics teams, provided the student-athletes satisfy the eligibility requirements of the member institution and the NCAA.

[3.1.2.1 through 3.1.2.11 unchanged.]

### 3.2 Active Membership.

[3.2.1 through 3.2.2 unchanged.]

#### 3.2.3 Election Procedures.

3.2.3.1 Completion of Reclassification Process. An institution desiring to become an active member of Division I shall complete a reclassification period (see Bylaw 20.5). After the ~~Administration Cabinet~~ **Council** has determined that the institution has met the requirements of reclassification, its request for active membership will be referred to the Board of Directors for election.

3.2.3.2 Accreditation. After the ~~Administration Cabinet~~ **Council** has determined that the institution is accredited by one of the six regional accrediting agencies, the application shall be referred to the Board of Directors for consideration.

[3.2.3.3 through 3.2.3.4 unchanged.]

#### 3.2.4 Conditions and Obligations of Membership.

[3.2.4.1 through 3.2.4.5 unchanged.]

3.2.4.6 Student-Athlete Statement. An active member shall administer annually, on a form prescribed by the ~~Legislative~~ Council, a signed statement for each student-athlete that provides information prescribed in Bylaw 14.1.3.

[3.2.4.7 through 3.2.4.18 unchanged.]

[Remainder of 3 unchanged.]

## **B. Constitution:** Amend 4, as follows:

### 4 Organization

#### 4.01 General Principles.

[4.01.1 unchanged.]

4.01.2 Guarantees. The Association's overall governance structure guarantees its members the following:

[4.01.2.1 unchanged.]

4.01.2.2 Revenue Guarantee. All members shall receive revenue from all gross revenue sources received by the Association, unless specifically excluded, through the division's revenue distribution formulas.

[4.01.2.2.1 through 4.01.2.2.2 unchanged.]

4.01.2.2.3 Joint Ventures. All marketing joint ventures, involving sports (other than bowl subdivision football) in which the NCAA sponsored a championship as of January 15, 1997, between the Association (or the Association's representative or agent) and a member conference or member institution (or the representative or agent of a member institution or conference) shall be reviewed by the *Leadership Council*.

[4.01.2.2.3.1 unchanged.]

4.01.2.2.3.2 Approval Process. The principles and overall program of any joint venture defined in Constitution 4.01.2.2.3.1 shall require the approval of the *Leadership Council* and Board of Directors to be enacted as an Association business operation.

[4.01.2.3 through 4.01.2.5 unchanged.]

#### 4.02 Definitions and Applications.

[4.02.1 through 4.02.4 unchanged.]

4.02.5 Gender and Diversity Requirements. The Board of Directors membership shall include at least one person who is an ethnic minority and at least one person of each gender, and a single member shall not be considered to meet both minimums. The combined membership of the *Leadership Council*, *Legislative Council*, **Committee on Academics** and *Championships/Sports Management Cabinet* **other Division I governance entities (other than sport committees)** shall include representatives who comprise at least 20 percent of persons who are ethnic minorities and at least 35 percent of persons of each gender. ~~*The combined membership of the Academic Cabinet; Administration Cabinet; Agents and Amateurism Cabinet; Awards, Benefits, Expenses and Financial Aid Cabinet; and Recruiting and Athletics Personnel Issues Cabinet shall include representatives that comprise at least 20 percent of persons who are ethnic minorities and at least 35 percent of persons of each gender.*~~

4.02.6 Selection/Term of Office of Board of Directors, ~~*Leadership Council*~~ and *Legislative Council*.

4.02.6.1 Selection. Members of the Board of Directors, ~~*Leadership Council and Legislative Council*~~ shall be selected by the constituencies that they represent. Each membership unit (e.g., conference) that is authorized to select or nominate individuals must have a plan to assure diversity among these individuals. **Members of the Council**

**shall be selected by the Board of Directors or a committee designated by the Board of Directors.**

[4.02.6.1.1 unchanged.]

4.02.6.1.2 Selection Process -- ~~Leadership Council, Legislative Council and Championships/Sports Management Cabinet. In order to assure that the requirements for diversity of membership (as set forth in Constitution 4.02.5) are met, the~~ **The** following process shall be used **for selection of members of the Council:**

(a) ~~The conferences represented in the Football Bowl Subdivision shall review together the open positions and shall attempt to coordinate the conference selections to assure adequate diversity in the subdivision's representatives. The conferences represented in the Football Championship Subdivision and Division I Subdivision shall review together the open positions in those subdivisions and shall attempt to coordinate the conference selections to assure adequate diversity in the representatives.~~ **Each conference listed in Constitution 4.2.1-(a), 4.2.1-(b) and 4.2.1-(c) shall nominate three candidates to serve as its representative on the Council.**

(b) The Board of Directors **or a designated committee** shall review the ~~selections~~ **nominations** to assess ~~the~~ **competency and ensure reasonable** diversity of ~~the selections~~ **perspectives and shall make the selection for service.** ~~If the Board of Directors does not approve the diversity of the selections, it shall ask the subdivision(s) to reconsider the selections and report any changes.~~

(c) ~~If, after reconsideration, the Board of Directors still does not agree that the selections are adequately diverse, it shall direct each conference that has made a selection in the subdivision(s) to select a slate of four individuals qualified to serve on the particular council or cabinet, including at least one woman and one ethnic minority, and the Board of Directors shall make the selection for service.~~

4.02.6.2 Term of Office.

4.02.6.2.1 Board of Directors. The term of office for the members of the Board of Directors shall be as follows:

[4.02.6.2.1-(a) through 4.02.6.2.1-(e) unchanged.]

4.02.6.2.2 ~~Leadership Council and Legislative~~ Council. The term of office for the ~~Leadership Council and Legislative~~ Council shall be as follows:

(a) Members shall serve a four-year term. Members are not eligible for immediate re-appointment;

(b) A conference may ~~remove~~ **recommend to the Board of Directors or a designated committee to replace** its representative during a term;

(c) The terms of office of Football Bowl Subdivision positions and Football Championship Subdivision and Division I Subdivision positions shall expire on a staggered basis to provide for continuity. Members may be appointed for less than full terms; and

(d) Members who serve more than one-half of a term shall be considered to have served a full term.

4.02.6.3 Institution's Membership in Different Subdivision. An institution's representative to the Board of Directors, ~~Leadership Council and Legislative~~ **or** Council is eligible to serve on behalf of the multisport conference in which the institution holds membership, even if the institution's NCAA membership is in a different subdivision.

#### 4.1 Executive Committee.

4.1.1 Composition. The Executive Committee shall consist of 20 members. The NCAA president and the chairs of the Division I ~~Leadership~~ Council and the Division II and Division III Management Councils shall be ex officio nonvoting members, except that the NCAA president is permitted to vote in the case of a tie among the voting members of the Executive Committee present and voting. The other 16 voting members of the Executive Committee shall include:

[4.1.1-(a) through 4.1.1-(e) unchanged.]

4.1.2 Duties and Responsibilities. The Executive Committee shall:

[4.1.2-(a) through 4.1.2-(h) unchanged.]

(h) Convene at least one same-site meeting per year of the Division I ~~Legislative~~ Council and the Division II and Division III Management Councils;

[4.1.2-(i) through 4.1.2-(m) unchanged.]

[4.1.3 unchanged.]

#### 4.2 Division I Board of Directors.

4.2.1 Composition. Giving due weight to gender and ethnic diversity per Constitution 4.02.5, the Board of Directors shall include ~~18~~ **24** members and shall be comprised of **20** presidents or chancellors, **one director of athletics, one senior woman athletics representative, one faculty athletics representative and one student-athlete**. The members of the Board shall include:

(a) One institutional president or chancellor from each of the following ~~H~~ conferences:

- (1) American Athletic Conference;
- (2) Atlantic Coast Conference;
- (3) Big Ten Conference;
- (4) Big 12 Conference;
- (5) Conference USA;
- (6) Mid-American Conference

- (7) Mountain West Conference;
- (8) Pac-12 Conference;
- (9) Southeastern Conference; **and**
- (10) Sun Belt Conference; ~~and~~
- ~~(11) Western Athletic Conference.~~

(b) ~~Seven~~ **Five** institutional presidents or chancellors from among the following conferences **(limited to one president or chancellor from any one conference):**

- ~~(1) America East Conference;~~
- ~~(2) Atlantic Sun Conference;~~
- ~~(3) Atlantic 10 Conference;~~
- ~~(4) Big East Conference;~~
- ~~(5) Big Sky Conference;~~
- ~~(6) Big South Conference;~~
- ~~(7) Big West Conference;~~
- ~~(8) Colonial Athletic Association;~~
- ~~(9) Horizon League;~~
- ~~(10) The Ivy League;~~
- ~~(11) Metro Atlantic Athletic Conference;~~

- ~~(12) Mid-Eastern Athletic Conference;~~
- ~~(13) Missouri Valley Conference;~~
- ~~(14) Northeast Conference;~~
- ~~(15) Ohio Valley Conference;~~
- ~~(16) Patriot League;~~
- ~~(17) Southern Conference;~~
- ~~(18) Southland Conference; **and**~~
- ~~(19) Southwestern Athletic Conference;~~
- ~~(20) The Summit League; and~~
- ~~(21) West Coast Conference.~~

**(c) Five institutional presidents or chancellors from among the following conferences (limited to one president or chancellor from any one conference):**

- (1) America East Conference;**
- (2) Atlantic Sun Conference;**
- (3) Atlantic 10 Conference;**

- (4) Big East Conference;**
- (5) Big West Conference;**
- (6) Horizon League;**

**(7) Metro Atlantic Athletic Conference;**

**(10) West Coast Conference; and**

**(8) Missouri Valley Conference;**

**(11) Western Athletic Conference.**

**(9) The Summit League;**

**(d) The chair of the Council.**

**(e) An institutional Division I member of the National Association of Collegiate Women Athletics Administrators (NACWAA), appointed by the Executive Committee of NACWAA.**

**(f) A Division I member of the Executive Committee of the Faculty Athletic Representatives Association, selected by the Executive Committee of the Faculty Athletic Representatives Association.**

**(g) The chair of the Student Athlete Advisory Committee.**

*4.2.1.1 Conference Representation. No conference listed in Constitution 4.2.1 (b) may have more than one conference representative serving on the Board of Directors simultaneously.*

*4.2.1.2 Increase or Decrease. The number of Board members from each category set forth in Constitution 4.2.1 (a) and 4.2.1 (b) shall remain the same regardless of an increase or decrease in the number of voting member conferences.*

4.2.1.3~~1~~ Rotation of Representatives. The rotation of Board of Directors conference representatives among the conferences listed in Constitution 4.2.1-(b) **and 4.2.1-(c)** shall be developed, maintained and revised by those conferences, **respectively.**

4.2.2 Duties and Responsibilities. The Board of Directors **shall serve as the overall governing body for Division I, with responsibility for strategy, policy, legislative oversight and management oversight. Specifically, the Board shall:**

(a) *Establish and direct general policy* **Address future issues, challenges, opportunities and outcomes, focusing on strategic topics in intercollegiate athletics and its relationship to higher education;**

(b) *Establish a strategic plan* **Review and set parameters that guide and determine present and future decisions, embracing general goals and acceptable procedures;**

(c) *Adopt or defeat legislative proposals independent of the Legislative Council (e.g., emergency, noncontroversial or other proposals sponsored by the Board)* **Monitor legislation to assure it does not conflict with basic policies and strategic goals;**

(d) ~~At its discretion, ratify~~ **Ratify**, amend or defeat **academically related** legislation adopted by the *Legislative Council (see Constitution 5.3.2)* **and, at its discretion, adopt academically related legislation otherwise addressed by the Council;**

**(e) Rescind or adopt other legislation addressed by the Council in order to prevent an extraordinary adverse impact on the Division I membership. The Board shall retain legislative authority, until August 1, 2017, to address unintended impacts and correct errors, or to adopt changes to the substructure recommended by the Council;**

**(f) Adopt legislation in circumstances in which significant values are at stake or the use of the regular legislative process is likely to cause significant harm or hardship to the Association or the Division I membership because of the delay in its effective date;**

~~(g)~~ Delegate to the ~~Leadership Council or Legislative Council~~ responsibilities for specific matters it deems appropriate;

~~(h)~~ Appoint members of the NCAA Division I Committee on Infractions, ~~and~~ the Division I Infractions Appeals Committee, **and the Division I Council and the Division I Committee on Academics;**

~~(i)~~ Review and approve policies and procedures governing the enforcement program;

~~(j)~~ ~~Ratify, amend or rescind the actions of the Leadership Council or Legislative Council~~ **Determine whether legislation proposed as an area of autonomy is consistent with the scope and nature of the applicable area of autonomy as set for in Constitution 5.3.2.1.2;**

~~(k)~~ Assure that there is gender and ethnic diversity among its membership and the membership of each of the other bodies in the administrative structure;

~~(l)~~ Require bodies in the administrative structure to alter (but not expand) their membership to achieve diversity;

~~(m)~~ Approve an annual budget;

~~(n)~~ Approve regulations providing for the expenditure of funds and the distribution of income consistent with the provisions of Constitution 4.01.2.2;

~~(o)~~ ~~Approve regulations providing for the administration of championships~~ **Collaborate with NCAA staff, as necessary, to determine how the national office can best to serve the Division I membership;**

~~(p)~~ Advise the Executive Committee concerning the employment of the NCAA president and concerning the oversight of his or her employment;

~~(q)~~ ~~Be responsible for the administration, compilation and disclosure of information concerning the Academic Progress Rate (APR) and Academic Performance Census (APC); and~~



**(q) Conduct biannual assessments to evaluate the operation of the governance structure and to monitor membership standards and criteria affecting Division I and subdivisional membership; and**

~~(pr)~~ Elect institutions to active Division I membership.

4.2.3 Voting Method. The method of voting on issues considered by the Board of Directors shall be by roll call, except for those actions taken by the unanimous consent of the Board members present and voting. Roll-call vote results shall be reported to the membership.

**4.2.4 Standing Committees. Standing committees of the Board of Directors shall provide oversight in areas related to governance/Division I membership, management of staff, finance and public affairs/communication. Other standing committees may be formed by the Board of Directors as it deems necessary.**

**4.2.5 Executive Sessions. The Board of Directors shall have the authority to conduct an executive session involving only presidents and chancellors.**

~~4.5 Division I Leadership Council.~~

~~4.5.1 Composition. Giving due weight to gender and ethnic diversity per Constitution 4.02.5, the Leadership Council shall include 32 members and shall be comprised of athletics administrators (e.g., athletics directors, senior woman administrators, assistant athletics directors, conference administrators), faculty athletics representatives and institutional administrators to whom athletics departments report or who have other significant duties regarding athletics. The members of the Leadership Council shall include:~~

~~(a) One administrator or representative (who shall have three votes) from each of the following seven conferences:~~

~~(1) American Athletic Conference;~~

~~(5) Conference USA;~~

~~(2) Atlantic Coast Conference;~~

~~(6) Pac-12 Conference; and~~

~~(3) Big Ten Conference;~~

~~(7) Southeastern Conference.~~

~~(4) Big 12 Conference;~~

~~(b) One administrator or representative (who shall have 1.5 votes) from each of the following four conferences:~~

~~(1) Mid American Conference;~~

~~(3) Sun Belt Conference; and~~

~~(2) Mountain West Conference;~~

~~(4) Western Athletic Conference.~~

~~(c) One administrator or representative (who shall have 1.14 votes) from each of the following conferences:~~

~~(1) America East Conference;~~

~~(2) Atlantic Sun Conference;~~

~~(3) Atlantic 10 Conference;~~

~~(4) Big East Conference;~~

~~(5) Big Sky Conference;~~

~~(6) Big South Conference;~~

~~(7) Big West Conference;~~

~~(8) Colonial Athletic Association;~~

~~(9) Horizon League;~~

~~(10) The Ivy League;~~

~~(11) Metro Atlantic Athletic Conference;~~

~~(12) Mid-Eastern Athletic Conference;~~

~~(13) Missouri Valley Conference;~~

~~(14) Northeast Conference;~~

~~(15) Ohio Valley Conference;~~

~~(16) Patriot League;~~

~~(17) Southern Conference;~~

~~(18) Southland Conference;~~

~~(19) Southwestern Athletic Conference;~~

~~(20) The Summit League; and~~

~~(21) West Coast Conference.~~

~~4.5.2 Duties and Responsibilities. The Leadership Council shall:~~

~~(a) Take final action on matters delegated to it by the Board of Directors;~~

~~(b) Make recommendations to the Board of Directors on matters that it deems appropriate;~~

~~(c) Suggest policies to the Board of Directors that are necessary to ensure proper management;~~

~~(d) Review recommendations of the substructure;~~

~~(e) Oversee the appointment of the members of the substructure (e.g., cabinets and committees);~~

~~(f) Recommend fiscal, competitive, academic and championships policies to the Board of Directors and the substructure;~~

~~(g) Oversee Division I membership requirements and processes;~~

~~(h) Advise the Board of Directors on the performance of the NCAA president;~~

~~(i) Coordinate strategic planning activities;~~

~~(j) Identify and examine trends and issues of intercollegiate athletics;~~

~~(k) In conjunction with the Minority Opportunities and Interests Committee, review issues related to the interests of ethnic minority student athletes, NCAA minority programs and NCAA policies that affect ethnic minorities; and~~

~~(l) In conjunction with the Committee on Women's Athletics, study and make policy recommendations concerning opportunities for women in athletics at the institutional, conference and national levels, and other issues directly affecting women's athletics.~~

~~4.5.3 Chair. The Leadership Council shall elect one of its members to serve for a period of not more than two years as chair. The chair shall not be eligible for immediate re-election to that position. At least once in every three chair rotations, a Football Championship Subdivision or Division I Subdivision member shall serve as chair.~~

#### 4.63 Division I *Legislative* Council.

4.63.1 Composition. Giving due weight to gender and ethnic diversity per Constitution 4.02.5, the *Legislative* Council shall include ~~32~~ **40** members and shall be comprised of athletics administrators (e.g., athletics directors, senior woman administrators, ~~assistant athletics directors~~, conference administrators, **compliance administrators and other senior level administrators**), faculty athletics representatives and ~~institutional administrators to whom athletics departments report or who have other significant duties regarding athletics~~ **student-athletes**. The members of the *Legislative* Council shall include:

**(a) One athletics administrator from each of the conferences listed in Constitution 4.2.1-(a), 4.2.1-(b) and 4.2.1-(c). At least 60 percent of these representatives shall be directors of athletics.**

~~(ab)~~ One *administrator or representative (who shall have three votes)* **conference commissioner** from *each* **one** of the following ~~seven~~ **five** conferences:

~~(1) American Athletic Conference;~~

~~(5) Conference USA;~~

~~(21)~~ Atlantic Coast Conference;

~~(64)~~ Pac-12 Conference; and

~~(32)~~ Big Ten Conference;

~~(75)~~ Southeastern Conference.

~~(43)~~ Big 12 Conference;

~~(bc)~~ One *administrator or representative (who shall have 1.5 votes)* **conference commissioner** from *each* **one** of the following ~~four~~ **five** conferences:

(1) **American Athletic Conference;**

(2) **Conference USA;**

**(3)** Mid-American Conference;

~~(35)~~ Sun Belt Conference; ~~and~~

~~(24)~~ Mountain West Conference; **and**

~~(4)~~ *Western Athletic Conference.*

~~(ed)~~ One *administrator or representative (who shall have 1-14 votes)* **conference commissioner** from *each* **one** of the following **11** conferences:

~~(1)~~ *America East Conference;*

~~(125)~~ Mid-Eastern Athletic Conference;

~~(2)~~ *Atlantic Sun Conference;*

~~(13)~~ *Missouri Valley Conference;*

~~(3)~~ *Atlantic 10 Conference;*

~~(146)~~ Northeast Conference;

~~(4)~~ *Big East Conference;*

~~(157)~~ Ohio Valley Conference;

~~(51)~~ Big Sky Conference;

~~(168)~~ Patriot League;

~~(62)~~ Big South Conference;

~~(179)~~ Southern Conference;

~~(7)~~ *Big West Conference;*

~~(1810)~~ Southland Conference; **and**

~~(83)~~ Colonial Athletic Association;

~~(1911)~~ Southwestern Athletic Conference;

~~(9)~~ *Horizon League;*

~~(20)~~ *The Summit League; and*

~~(104)~~ The Ivy League;

~~(21)~~ *West Coast Conference.*

~~(11)~~ *Metro Atlantic Athletic Conference;*

**(e) One conference commissioner from one of the following 11 conferences:**

**(1) America East Conference;**

**(7) Metro Atlantic Athletic Conference;**

**(2) Atlantic Sun Conference;**

**(8) Missouri Valley Conference;**

**(3) Atlantic 10 Conference;**

**(9) The Summit League;**

**(4) Big East Conference;**

**(10) West Coast Conference; and**

**(5) Big West Conference;**

**(11) Western Athletic Conference.**

**(6) Horizon League;**

**(f) Two faculty athletics representatives, one appointed by the 1A Faculty Athletics Representatives group and one appointed by the Faculty Athletics Representatives Association.**

**(g) Two members of the Student-Athlete Advisory Committee, each of whom may serve on the Council up to one year after completion of his or her intercollegiate athletics eligibility.**

4.63.2 Duties and Responsibilities. The *Legislative* Council shall:

(a) Serve as the division's primary legislative authority, subject to review by the Board of Directors (see Constitution 5.3.2);

(b) ~~Develop educational materials regarding pending legislation~~ **Recommend nonacademic policies to the Board of Directors;**

**(c) Coordinate strategic planning activities;**

**(d) Identify and examine trends and issues of intercollegiate athletics;**

(~~ee~~) Take final action on matters delegated to it by the Board of Directors;

(~~ff~~) Make interpretations of the bylaws; ~~and~~

(~~eg~~) Review the recommendations of the substructure;

**(h) Supervise qualification and/or selection procedures for National Collegiate Championships and Division I championships;**

**(i) Review recommendations from sports committees regarding the administration of championships; and**

**(j) Act as the final authority regarding championships matters in Division I or in a National Collegiate Championship that are subject to appeal to the Council;**

**(k) Oversee the appointment of the members of the substructure (e.g., subcommittees and committees);**

**(l) Oversee Division I membership requirements and processes;**

**(m) In conjunction with the Minority Opportunities and Interests Committee, review issues related to the interests of ethnic minority student-athletes, NCAA minority programs and NCAA policies that affect ethnic minorities; and**

**(n) In conjunction with the Committee on Women's Athletics, study and make policy recommendations concerning opportunities for women in athletics at the institutional, conference and national levels, and other issues directly affecting women's athletics.**

4.63.3 Chair. The *Legislative* Council shall elect ~~one of its members~~ **a member who is a director of athletics** to serve for a period of not more than two years as chair. The chair shall not

be eligible for immediate re-election to that position. At least once in every three chair rotations, a Football Championship Subdivision or Division I Subdivision representative shall serve as chair.

**4.3.4 Weighted Voting. Voting on matters other than football-specific issues or football-specific legislation shall be weighted as follows:**

**(a) Representatives [other than those noted in (d) and (e) below] from the following conferences in shall have four votes each:**

**(1) Atlantic Coast Conference;**

**(4) Pac-12 Conference; and**

**(2) Big Ten Conference;**

**(5) Southeastern Conference.**

**(3) Big 12 Conference;**

**(b) Representatives [other than those noted in (d) and (e) below] from the following conferences shall have two votes each:**

**(1) American Athletic Conference;**

**(4) Mountain West Conference; and**

**(2) Conference USA;**

**(5) Sun Belt Conference.**

**(3) Mid-American Conference;**

**(c) Representatives from the following conferences shall have one vote each:**

**(1) America East Conference;**

**(11) Metro Atlantic Athletic Conference;**

**(2) Atlantic Sun Conference;**

**(12) Mid-Eastern Athletic Conference;**

**(3) Atlantic 10 Conference;**

**(13) Missouri Valley Conference;**

**(4) Big East Conference;**

**(14) Northeast Conference;**

**(5) Big Sky Conference;**

**(15) Ohio Valley Conference;**

**(6) Big South Conference;**

**(16) Patriot League;**

**(7) Big West Conference;**

**(17) Southern Conference;**

**(8) Colonial Athletic Association;**

**(18) Southland Conference;**

**(9) Horizon League;**

**(19) Southwestern Athletic Conference;**

**(10) The Ivy League;**

(20) The Summit League;

(22) Western Athletic Conference.

(21) West Coast Conference; or

(d) The two designated faculty athletics representatives [see Constitution 4.3.1-(f)] shall have one vote each.

(e) Student-athlete representatives shall have one vote each.

4.3.4.1 Voting on Football Bowl Subdivision Issues and Legislation. Voting on Football Bowl Subdivision-specific issues and Football Bowl Subdivision-specific legislation other than legislation related to scholarship limitations shall be weighted as follows:

(a) Representatives from the following conferences shall have two votes each:

(1) Atlantic Coast Conference;

(4) Pac-12 Conference; and

(2) Big Ten Conference;

(5) Southeastern Conference.

(3) Big 12 Conference;

(b) Representatives from the following conferences shall have one vote each:

(1) American Athletic Conference;

(4) Mountain West Conference;  
and

(2) Conference USA;

(3) Mid-American Conference;

(5) Sun Belt Conference.

4.3.4.1.1 Voting on Scholarship Limitations. Voting on legislation related to scholarship limitations shall not be weighted.

4.3.5 Football Championship Subdivision Representation and Voting. Members of the Council who represent Football Championship Subdivision conferences shall act on issues and legislation specific to the subdivision in accordance with Constitution 5.3.2.2.6 (see Constitution 5.1.4.3.4). A Football Championship Subdivision conference not listed in Constitution 4.3.1-(d), may appoint an individual to represent its interests and vote on issues and legislation related to championship subdivision football, provided the conference consists of at least six championship subdivision football-sponsoring members (regular or affiliate members of the conference) that play a single round-robin schedule that leads to the declaration of a conference football champion and the affairs of the conference are administered by a conference listed in Constitution 4.3.1-(d) or 4.3.1-(e).

4.63.46 Voting Method. The method of voting on issues considered by the *Legislative* Council shall be by roll call, except for actions taken by the unanimous consent of the members present

and voting. Roll-call vote results of legislative actions shall be reported to the membership and shall include a record of each member's vote. The overall outcomes of votes on other matters shall be reported to the membership, but neither the vote count nor individual votes shall be reported.

#### 4.63.57 Administrative Committee.

4.63.57.1 Composition and Selection. The Administrative Committee of the *Legislative* Council shall consist of four members of the *Legislative* Council, including two representatives of Football Bowl Subdivision conferences, one representative of Football Championship Subdivision conferences and one representative of Division I Subdivision conferences.

4.63.57.2 Duties. The Administrative Committee is empowered to act on behalf of the *Legislative* Council to transact necessary and routine items of business clearly necessary to promote the normal and orderly administration in the interim between meetings of the *Legislative* Council.

4.63.57.3 Approval. All actions of the Administrative Committee shall be effective immediately and shall be reported to and subject to approval of the full *Legislative* Council.

~~4.6.6 Football Championship Subdivision Governance Committee. The Football Championship Subdivision Governance Committee of the Division I Legislative Council shall have the authority to act on behalf of the Football Championship Subdivision members of the Legislative Council on legislative issues specific to the subdivision in accordance with Constitution 5.3.2.2.6 (see Constitution 5.1.4.3.4).~~

~~4.6.6.1 Composition. The Football Championship Subdivision Governance Committee shall consist of the following:~~

~~(a) The members of the Legislative Council from the Football Championship Subdivision conferences listed in Constitution 4.6.1 (c) that are composed of at least six football-sponsoring members; however, if a Football Championship Subdivision conference representative is not from an institution that sponsors football in the subdivision, the conference may appoint another representative from an institution that sponsors football in that conference;~~

~~(b) A representative selected by the conference from each Football Championship Subdivision conference listed in Constitution 4.6.1 (c) that is composed of at least six football-sponsoring members and does not have a representative on the Legislative Council; and~~

~~(c) A representative selected by the conference from each Football Championship Subdivision conference not listed in Constitution 4.6.1 (c), provided:~~



~~(1) The conference consists of at least six championship subdivision football-sponsoring members (regular or affiliate members of the conference) that play a single round-robin schedule that leads to the declaration of a conference football champion; and~~

~~(2) The affairs of the conference are administered by a conference listed in Constitution 4.6.1 (a), 4.6.1 (b) or 4.6.1 (c).~~

~~(d) A Football Championship Subdivision conference represented on the committee that falls below the six member requirement may continue to be represented on the committee for a one-year time period. Such a conference no longer shall be represented on the committee after the one-year period unless it is composed of at least six championship subdivision football-sponsoring members. Further, a Football Championship Subdivision conference that sponsors football and plays a single round-robin schedule that leads to the declaration of a conference football champion, but does not meet the six member requirement, shall be permitted to have its Legislative Council member attend the Football Championship Subdivision Governance Committee meeting in a nonvoting capacity.~~

~~4.6.6.2 Administration. The administration and actions of the Football Championship Subdivision Governance Committee shall be governed by Legislative Council policies and procedures.~~

#### **4.4 Committee on Academics.**

**4.4.1 Composition. The Board of Directors shall appoint a Committee on Academics comprised of 20 members, including a minimum of two chancellors or presidents, one provost, four faculty athletics representatives, one director of athletics, one senior woman administrator, one conference administrator and one student-athlete. The Committee on Academics shall include at least two members from each of the three Division I membership subdivisions. A president or chancellor member shall serve as chair. After the chair has served two full terms, the Board of Directors may extend his or her term at two-year intervals.**

**4.4.1.1 Student-Athlete Representation. One member of the Division I Student-Athlete Advisory Committee shall serve as a voting member of the Committee on Academics up to one year after completion of his or her intercollegiate athletics eligibility.**

**4.4.2 Duties and Responsibilities. The Committee on Academics shall:**

**(a) Serve as the division's primary academic authority, subject to review by the Board of Directors;**

**(b) Manage all policy pertaining to academic matters, including academic eligibility standards and related policies;**

**(c) Recommend and review legislation pertaining to academic matters, including academic eligibility standards;**

**(d) Take final action on routine and noncontroversial matters of general academic policy and Academic Performance Program policy;**

**(e) Establish, oversee and support the work of the academic substructure as stipulated in Bylaw 21;**

**(f) Perform all duties directly related to the administration of the Academic Performance Program, including interpretations of Academic Performance Program legislation and policies, hearing appeals (or waivers) of institutions or teams subject to penalties and any other matters of appeal pursuant to the legislation and policies and procedures of the Academic Performance Program;**

**(g) Determine the appropriate standards on which Academic Performance Program penalties or rewards apply;**

**(h) Recommend changes to the Academic Performance Program based on research data analysis and practical experience;**

**(i) Oversee administration of academic waivers as specified by legislation and/or policy;**

**(j) Study issues and make policy or legislative recommendations concerning relationships between the Association and the nation's two-year colleges as represented by established regional and national organizations; and**

**(k) Work with the Division II governance structure to ensure that consistent policies exist when possible, while maintaining each division's philosophy and legislative intent.**

[4.9 unchanged.]

C. **Constitution:** Amend 5, as follows:

5 Legislative Authority and Process

[5.01 unchanged.]

5.02 Definitions and Applications.

5.02.1 Legislative (Constitution and Bylaw) Provisions.

**5.02.1.1 Area of Autonomy. An area of autonomy is a legislative provision that provides legislative flexibility to the Atlantic Coast Conference, Big Ten Conference, Big 12 Conference, Pac-12 Conference and Southeastern Conference and their member institutions. The abovementioned conferences are granted autonomy in**

**these areas to permit the use of resources to advance the legitimate educational or athletics-related needs of student-athletes and for legislative changes that will otherwise enhance student-athlete well-being. The requirements for adoption, amendment and expansion of the areas of autonomy are set forth in Constitution 5.3.2.1. A legislative provision that is an area of autonomy is identified by a capital letter A [A].**

[5.02.1.1 through 5.02.1.5 renumbered as 5.02.1.2 through 5.02.1.6, unchanged.]

## 5.1 Conventions and Meetings.

[5.1.1 through 5.1.3 unchanged.]

### 5.1.4 Operational Procedures.

[5.1.4.1 through 5.1.4.2 unchanged.]

5.1.4.3 Consideration of Legislation. Legislation shall be acted upon only at the Convention business sessions in accordance with the constitution and bylaws.

[5.1.4.3.1 through 5.1.4.3.3 unchanged.]

5.1.4.3.4 Football Classification, Voting. A member institution shall be entitled to vote on legislative issues pertaining only to football in the subdivision in which it is classified.

[5.1.4.3.4.1 through 5.1.4.3.4.2 unchanged.]

5.1.4.3.4.3 Conference of Football Bowl Subdivision and Football Championship Subdivision Members. A conference whose members are divided between the Football Bowl Subdivision and the Football Championship Subdivision shall vote in the subdivision in which the majority of its members are classified; or if the membership is divided equally between the two subdivisions, the subdivision in which it shall vote shall be determined by the *Legislative* Council Administrative Committee.

[5.1.4.4 unchanged.]

## 5.2 Elements of Legislation.

[5.2.1 through 5.2.2 unchanged.]

5.2.3 Administrative Bylaws. The administrative bylaws of the Association (administrative regulations, executive regulations and enforcement policies and procedures) provide rules and regulations for the implementation of policy adopted by the membership as set forth in the constitution and operating bylaws. They are distinct from the operating bylaws in that, to provide

greater flexibility and efficiency in the conduct of the affairs of the Association, they may be adopted or amended by the applicable division presidential administrative group, the Division I *Legislative* Council and the Division III Management Council.

5.2.3.1 Administrative Regulations. Each division is empowered to adopt or revise administrative regulations consistent with the provisions of the constitution and bylaws, subject to amendment by the Divisions II and III membership, for the implementation of policy established by legislation governing the general activities of each division. The administrative bylaws may be adopted or amended by the applicable division presidential administrative group, the Division I *Legislative* Council and the Division III Management Council or at any annual or special Convention by a majority vote of the delegates in Divisions II and III present and voting in accordance with the legislative process.

5.2.3.2 Executive Regulations. Each division is empowered to adopt or revise executive regulations consistent with the provisions of the constitution and bylaws, subject to amendment by the Divisions II and III membership. Executive regulations relate to the administration of the division's championships, the expenditure of the division's funds, the distribution of the income of the division and the general administration of the affairs of the division. The executive regulations may be adopted or amended by the applicable division presidential administrative group, the Division I *Legislative* Council and the Division III Management Council or at any annual or special Convention by a majority vote of the delegates in Divisions II and III present and voting in accordance with the legislative process.

[5.2.3.3 through 5.2.3.4 unchanged.]

5.2.3.5 Academic Performance Program Policies and Procedures. The Committee on Academics *Performance* shall have the authority to adopt or revise policies and procedures for the conduct of the academic performance program, subject to the approval of the Board of Directors.

[5.2.4 unchanged.]

5.2.5 Interpretations of Constitution and Bylaws. The divisional presidential administrative groups, the Division I *Legislative* Council and the Division II and Division III Management Councils, and the divisional interpretative committees, in the interim between meetings of the Division I *Legislative* Council and the Division II and Division III Management Councils, are empowered to make interpretations of the constitution and bylaws (see Constitution 5.4.1).

[5.2.6 through 5.2.7 unchanged.]

5.3 Amendment Process.

[5.3.1 unchanged.]

5.3.2 Division I Legislative Process.

~~5.3.2.1 Authority to Adopt or Amend Legislation. Legislation applicable to Division I may be adopted or amended at any meeting of the Board of Directors or of the Legislative Council.~~

~~5.3.2.1.1 Amendments Proposed by Board of Directors, Leadership Council or Legislative Council. The Board of Directors, Leadership Council or Legislative Council may sponsor legislative amendments for consideration as emergency or noncontroversial legislation or in the regular legislative cycle or at any legislative Convention. A member also may move that current or proposed policies and procedures become legislative proposals, subject to the override process.~~

~~5.3.2.2 Process for Adoption or Amendment of Legislation.~~

~~5.3.2.2.1 Legislative Council Action—Initial Review. On initial review of a legislative proposal, the Legislative Council shall conduct a single vote to accomplish one of the following actions:~~

~~(a) Adopt. A proposal that receives approval by at least a two-thirds majority vote of the Legislative Council members present and voting shall be considered adopted subject to possible review by the Board of Directors at its next meeting;~~

~~(b) Distribute for Membership Review. If a proposal is not adopted, but a majority of the Legislative Council members present and voting vote to adopt the proposal or to forward it to the membership for review and comment, or if the combined votes for the two options equal at least a majority, it shall be forwarded to the membership for review and comment pursuant to Constitution 5.3.2.4.1; or~~

~~(c) Defeat. A proposal that fails to receive the votes necessary for adoption or distribution to the membership for review and comment shall be considered defeated.~~

~~5.3.2.2.1.1 Amendment by Legislative Council. The Legislative Council may amend a proposal by a three-fourths majority vote of the Legislative Council members present and voting.~~

~~5.3.2.2.2 Legislative Council Action—Final Review. At its next regular meeting after the period for membership review and comment (see Constitution 5.3.2.4), the Legislative Council shall consider the reactions and suggestions received and take action on the proposed change. If the proposed change receives a majority vote of those Legislative Council members present and voting, it shall be considered adopted, subject to the possible review by the Board of Directors at its next meeting. If the proposed change does not receive a majority vote of those Legislative Council members present and voting, it shall be considered defeated. The Legislative Council's action will be considered final at the conclusion of the~~

~~next Board of Directors meeting, provided the action is not amended or rescinded by the Board.~~

~~5.3.2.2.2.1 Amendment by Legislative Council. The Legislative Council may amend a proposal by a three-fourths majority vote of the Legislative Council members present and voting, provided the amendment does not increase the modification specified in the original proposal.~~

~~5.3.2.2.3 Legislative Council—Sunset Provision. If, within two legislative meetings, the Legislative Council fails to act on a proposed change, it shall be considered defeated; however, when appropriate, the Legislative Council may extend the time period for action.~~

~~5.3.2.2.4 Board of Directors Action.~~

~~5.3.2.2.4.1 Legislation Adopted by the Legislative Council. Legislation adopted by the Legislative Council shall be subject to review by the Board of Directors at its next meeting. At its discretion, the Board of Directors may ratify, amend or defeat legislation adopted by the Legislative Council.~~

~~5.3.2.2.4.2 Legislation Defeated by the Legislative Council. The Board of Directors may restore a proposal defeated on initial review by the Legislative Council. The Board may forward the proposal to the membership for review and comment in its original form or amend the proposal and forward it for review and comment. The Board also may adopt the proposal in its original form or amend and adopt it. The Board may resurrect a proposal defeated on final review by the Legislative Council and consider the proposal on its merits. The Board also may amend such a proposal.~~

~~5.3.2.2.5 Emergency or Noncontroversial Legislation. The Legislative Council or Board of Directors may adopt emergency or noncontroversial legislation during any meeting. Such legislation may be adopted only by at least a three-fourths majority of the members of the adopting body present and voting.~~

~~5.3.2.2.6 Bowl Subdivision and Championship Subdivision Football. Members of the Board of Directors or Legislative Council who are representatives of conferences that are members of the Football Bowl Subdivision and the Football Championship Subdivision shall vote separately in their respective subdivisions on legislative issues that pertain only to football.~~

~~5.3.2.2.6.1 Geographical Representation. An institution classified as a Football Bowl Subdivision independent or a Football Championship Subdivision independent shall have its views expressed on football issues by a predetermined Football Bowl Subdivision or Football Championship~~

*Subdivision conference representative, respectively, within the institution's geographical region.*

*5.3.2.3 Membership Override of Legislative Changes. The membership may override the adoption of legislation by the Legislative Council or the Board of Directors or the defeat of legislation by the Board of Directors. Notification of the adoption of legislation by the Legislative Council or the Board of Directors or the defeat of legislation by the Board of Directors shall be provided to the membership within 15 days of the date of the Board of Directors' meeting on which the adoption or defeat became final.*

*5.3.2.3.1 Call for an Override Vote. In order to call for a vote to override the adoption or defeat of a legislative change, written requests for such a vote from at least 75 active member institutions with voting privileges must be received in the national office not later than 5 p.m. Eastern time within 60 days of the date of the Board of Directors' meeting on which the adoption or defeat became final. An override vote request must be approved by the institution's chancellor or president. The institution's chancellor or president or his or her designated representative may submit the override vote request to the national office. An adopted legislative change shall be suspended upon receipt of 125 requests pending the vote by the membership.*

*5.3.2.3.2 Call for an Override Vote — Bowl Subdivision Football Only Issues. In order to call for a vote to override the adoption or defeat of a football-only legislative change applicable to the Football Bowl Subdivision, written requests for such a vote from at least 25 active Football Bowl Subdivision member institutions with voting privileges must be received in the national office not later than 5 p.m. Eastern time within 60 days of the date of the Board of Directors' meeting in which the adoption or defeat became final. An override vote request must be approved by the institution's chancellor or president. The institution's chancellor or president or his or her designated representative may submit the override vote request to the national office. An adopted legislative change shall be suspended upon receipt of 50 requests for an override vote, pending the vote by the Football Bowl Subdivision membership.*

*5.3.2.3.3 Call for an Override Vote — Championship Subdivision Football Only Issues. In order to call for a vote to override the adoption or defeat of a football-only legislative change applicable to the Football Championship Subdivision, written requests for such a vote from at least 25 active Football Championship Subdivision member institutions with voting privileges must be received in the national office not later than 5 p.m. Eastern time within 60 days of the date of the Board of Directors' meeting in which the adoption or defeat became final. An override vote request must be approved by the institution's chancellor or president. The institution's chancellor or president or his or her designated representative may submit the override vote request to the national office. An adopted legislative change shall be suspended upon receipt of 50 requests for an*

~~override vote, pending the vote by the Football Championship Subdivision membership.~~

~~5.3.2.3.4 Conference Requests. A conference may file requests for an override vote on behalf of its member institutions. To take such action, a conference must annually submit to the Board of Directors its procedures to ensure that its presidents or chancellors have delegated this authority. The override vote request must be approved by the chair of the conference's official presidential group or at least two chancellors or presidents of the conference's member institutions if the conference has no presidential administrative group.~~

~~5.3.2.3.5 Legislative Council or Board of Directors Review. Once the required number of override requests has been received, the Legislative Council or the Board of Directors will review its legislative decision. If the decision is not changed, a vote by active members shall take in accordance with policies and procedures established by the Administration Cabinet.~~

~~5.3.2.3.6 Five Eighths Majority Vote. At least a five eighths majority vote of the active members voting shall be required to override the legislative action taken by the Legislative Council or the Board of Directors. The vote shall be based on the principle of one institution, one vote and all override votes shall be taken with recorded roll calls.~~

#### ~~5.3.2.4 Notification to Membership.~~

~~5.3.2.4.1 Membership Review and Comment. Proposed changes for which the Legislative Council recommends membership review and comment shall be forwarded to the membership within 15 days of adjournment of the Board of Directors' meeting immediately after the Legislative Council's actions. To be considered by the Legislative Council in its final review of the proposed change, any comments from the membership shall be received in the national office within 60 days of the adjournment of the Board of Directors' meeting immediately after the Legislative Council's actions.~~

~~5.3.2.4.2 Amendment to Amendment. A conference or cabinet may submit an amendment to any proposal under review during the 60-day comment period, provided the amendment does not increase the modification specified in the original proposal.~~

#### **5.3.2.1 Process for Areas of Autonomy.**

**5.3.2.1.1 Authority to Adopt or Amend Legislation. The Atlantic Coast Conference, Big Ten Conference, Big 12 Conference, Pac-12 Conference and Southeastern Conference and their member institutions shall have the authority to adopt or amend legislation that is identified as an area of autonomy.**



**5.3.2.1.2 Areas of Autonomy. The Atlantic Coast Conference, Big Ten Conference, Big 12 Conference, Pac-12 Conference and Southeastern Conference and their member institutions are granted autonomy in the following areas to permit the use of resources to advance the legitimate educational or athletics-related needs of student-athletes and for legislative changes that will otherwise enhance student-athlete well-being:**

**(a) Athletics Personnel. Definitions and limitations on athletics personnel and legislation to meet the support needs of student-athletes while properly managing the number of personnel directly or indirectly associated with a sport in a manner consistent with the need for competitive balance.**

**(b) Insurance and Career Transition. Legislation related to student-athletes securing loans to purchase career-related insurance products (e.g., disability, loss-of-value), institutions providing insurance-related expenses for student-athletes and the role of agents and advisors in assisting student-athletes with career planning and decision making.**

**(c) Promotional Activities Unrelated to Athletics Participation. Legislation related to promotional activities for careers and pursuits unrelated to athletics participation.**

**(d) Recruiting Restrictions. Legislation designed to reduce the infringement on a prospective student-athlete's academic preparation.**

**(e) Pre-enrollment Expenses and Support. Legislation related to expenses and support provided in the recruiting process and the transition to college enrollment, including assistance to families to visit campus, medical expenses and academic support during the summer prior to enrollment, and transportation to enroll.**

**(f) Financial Aid. Legislation related to a student-athlete's individual limit on athletically related financial aid and the eligibility of former student-athletes to receive undergraduate financial aid.**

**(g) Awards, Benefits and Expenses. Legislation related to awards, benefits and expenses for enrolled student-athletes and their families and friends.**

**(h) Academic Support. Legislation related to the academic support of student-athletes.**

**(i) Health and Wellness. Legislation related to the health and wellness of student-athletes, including insurance and other items to permit appropriate and sufficient care.**

**(j) Meals and Nutrition. Legislation related to meals and nutritional demands for student-athletes.**

**(k) Time Demands. Legislation that establishes an appropriate balance between athletics and other student-athlete activities and fosters participation in educational opportunities outside of intercollegiate athletics.**

**5.3.2.1.2.1 Additions to the Areas of Autonomy. Additions to the areas of autonomy may be recommended to the Board of Directors on support of three of the five conferences listed in Constitution 5.3.2.1.1. An addition shall require a 60 percent majority vote of the president or chancellor members of the Board of Directors present and voting.**

**5.3.2.1.2.1.1 Standard of Review. An addition to the areas of autonomy shall be subject to the standard that it must permit the use of resources to advance the legitimate educational or athletics-related needs of student-athletes, support legislative changes that will otherwise enhance student-athlete well-being, or complement and align with the values of higher education.**

**5.3.2.1.2.2 Application to Other Conferences/Institutions. Legislation set forth as an area of autonomy may be applied by other member institutions at each conference's respective discretion, which may include delegation of such discretion to its member institutions.**

**5.3.2.1.3 Sponsorship.**

**5.3.2.1.3.1 Amendment. An amendment to an area of autonomy may be sponsored by any conference listed in Constitution 5.3.2.1.1, subject to review by the other conferences listed in Constitution 5.3.2.1.1 and approval by a presidential review group that includes at least one representative from each conference listed in Constitution 5.3.2.1.1.**

**5.3.2.1.3.2 Amendment-to-Amendment. An amendment to an amendment of an area of autonomy may be sponsored by one of the conferences listed in Constitution 5.3.2.1.1.**

**5.3.2.1.4 Submission Deadlines.**

**5.3.2.1.4.1 Amendment. An amendment to an area of autonomy must be submitted to the national office by 5 p.m. Eastern time September 1. From September 1 until 5 p.m. Eastern time November 1, only the sponsors may refine and change proposals in any manner that is germane to the original proposal.**

**5.3.2.1.4.2 Amendment-to-Amendment.** **An amendment to an amendment of an area of autonomy may be submitted to the national office from 5 p.m. Eastern time November 1 until 5 p.m. Eastern time November 15. Any such amendment shall not increase the modification of the provision to be amended in the original proposal.**

**5.3.2.1.5 Notification to Membership.**

**5.3.2.1.5.1 Initial Notification.** **Proposed amendments shall be available on the NCAA website for membership review and comment not later than October 1.**

**5.3.2.1.5.2 Official Notice.** **Proposed amendments and amendments-to-amendments shall be available on the NCAA website for membership review and comment not later than December 1.**

**5.3.2.1.6 Membership and Council Review.**

**5.3.2.1.6.1 Membership Review.** **All Division I members may provide comments related to proposed amendments and amendments-to-amendments via the NCAA website for a 60-day period beginning on the date of the initial notification to the membership (not later than October 1).**

**5.3.2.1.6.2 Council Review.** **The Council shall review proposed amendments. The review may include a position of support or opposition.**

**5.3.2.1.6.3 Forum Review.** **The conferences named in Constitution 5.3.2.1.1 shall review proposed amendments and amendments-to-amendments during a forum that is conducted before a business session during which voting on the proposed amendments and amendments-to-amendments occurs.**

**5.3.2.1.7 Voting Process.**

**5.3.2.1.7.1 Business Session.** **Consideration of proposed amendments and amendments-to-amendments shall occur during a business session involving the member institutions of the conferences named in Constitution 5.3.2.1.1. The president or chancellor of each institution shall appoint one representative and each of the five conferences shall appoint three student-athlete representatives to cast votes on proposed amendments and amendments-to-amendments.**

**5.3.2.1.7.2 Adoption of Amendments and Amendments-to-Amendments. Adoption of proposed amendments and amendments-to-amendments shall require:**

**(a) Approval of three of the five conferences based on a simple majority vote of the representatives within each conference and a 60 percent majority vote of representatives present and voting; or**

**(b) Approval of four of the five conferences based on a simple majority vote of the representatives within each conference and a simple majority vote of representatives present and voting.**

**5.3.2.1.7.3 Finality of Action. An amendment adopted during a business session shall be final upon adjournment of the business session. The concept of a defeated amendment may not be resubmitted as a new amendment for a two-year period.**

**5.3.2.2 Process for Areas of Council Governance and Football-Specific Legislation.**

**5.3.2.2.1 Authority to Adopt or Amend Legislation. Federated legislation applicable to Division I may be adopted or amended at any meeting of the Council.**

**5.3.2.2.1.1 Emergency or Noncontroversial Legislation. The Council may adopt emergency or noncontroversial legislation during any meeting by at least a three-fourths majority vote of its members present and voting.**

**5.3.2.2.2 Sponsorship.**

**5.3.2.2.2.1 Amendments and Amendments-to-Amendments. An amendment or an amendment-to-amendment in an area of Council governance may be sponsored by the Board of Directors, the Council or a conference listed in Constitution 4.2.1-(a), 4.2.1-(b) or 4.2.1-(c). A football-specific amendment or amendment-to-amendment may be sponsored by a Football Bowl Subdivision conference or a Football Championship Subdivision conference.**

**5.3.2.2.3 Submission Deadlines.**

**5.3.2.2.3.1 Amendment. An amendment must be submitted to the national office by 5 p.m. Eastern time September 1. From September 1 until 5 p.m. Eastern time November 1, only the sponsor may refine and change a proposal in any manner that is germane to the original proposal.**

**5.3.2.2.3.2 Amendment-to-Amendment. An amendment to an amendment may be submitted to the national office from 5 p.m. Eastern time November 1 until 5 p.m. Eastern time November 15. Any such amendment shall not increase the modification of the provision to be amended in the original proposal.**

**5.3.2.2.4 Notification to Membership.**

**5.3.2.2.4.1 Initial Notification. Proposed amendments shall be available on the NCAA website for membership review and comment not later than October 1.**

**5.3.2.2.4.2 Official Notice. Proposed amendments and amendments-to-amendments shall be available on the NCAA website for membership review and comment not later than December 1.**

**5.3.2.2.5 Membership and Council Review.**

**5.3.2.2.5.1 Membership Review. All Division I members may provide comments related to proposed amendments and amendments-to-amendments via the NCAA website.**

**5.3.2.2.5.2 Council Review. The Council shall review proposed amendments. The review may include a position of support or opposition. The Council may sponsor an amendment-to-amendment by majority vote of its members present and voting.**

**5.3.2.2.6 Voting Process.**

**5.3.2.2.6.1 Adoption of Amendments and Amendments-to-Amendments. Adoption of proposed amendments and amendments-to-amendments shall require a majority vote of representatives of the Council present and voting.**

**5.3.2.2.6.1.1 Bowl Subdivision and Championship Subdivision Football. Members of the Council who are representatives of conferences that are members of the Football Bowl Subdivision and the Football Championship Subdivision shall vote separately in their respective subdivisions on legislative issues that pertain only to football.**

**5.3.2.2.6.1.1.1 Geographical Representation of Independents. An institution classified as a Football Bowl Subdivision independent or a Football Championship Subdivision independent shall have its views expressed on football issues by a predetermined**

**Football Bowl Subdivision or Football Championship Subdivision conference representative, respectively, within the institution's geographical region.**

**5.3.2.2.6.2 Finality of Action. Legislation adopted by the Council shall be considered final at the conclusion of the next Board of Directors meeting, subject to review by the Board of Directors as described in Bylaw 5.3.2.2.1.1. If a proposal does not receive a majority vote of Council members present and voting, it shall be considered defeated. The concept of a defeated amendment may not be resubmitted as a new amendment for a two-year period.**

**5.3.2.2.7 Rescission Process. An amendment adopted with less than an 85-percent majority vote of Council members present and voting shall be subject to a 60-day rescission period. An amendment adopted with an 85-percent majority vote or higher of Council members present and voting shall not be subject to a rescission process. A rescinded amendment may not be resubmitted as a new amendment for a two-year period.**

**5.3.2.2.7.1 Notification of the adoption of legislation by the Council shall be provided to the membership within 15 days of the date of the Board of Directors' meeting on which the adoption becomes final.**

**5.3.2.2.7.2 Submission of Rescission Requests. A rescission request may be submitted through the NCAA website by an active member institution with voting privileges. A request must be received in the national office not later than 5 p.m. Eastern time within 60 days of the date of the Board of Directors meeting on which the adoption or defeat becomes final. A request must be approved by the institution's chancellor or president. The institution's chancellor or president or his or her designated representative may submit the rescission request to the national office.**

**5.3.2.2.7.3 Threshold for Rescission. An amendment shall be rescinded upon submission of rescission requests from at least two-thirds of all active Division I institutions that are eligible to submit a request. An amendment that pertains only to football shall be rescinded in the applicable subdivision upon submission of rescission requests from at least two-thirds of all active Football Bowl Subdivision or Football Championship Subdivision institutions that are eligible to submit a request.**

5.3.2.52.8 Other Rules and Procedures. The Board of Directors may approve such additional rules and procedures governing the legislative process consistent with the provisions of this section (Constitution 5.3.2) as it determines are necessary to ensure an efficient process to meet the legislative needs of the membership.

[5.3.3 through 5.3.8 unchanged.]

5.3.9 Special Voting Requirements. The following topics are subject to special voting requirements.

[5.3.9.1 through 5.3.9.3 unchanged.]

~~5.3.9.4 Override. The membership may override (rescind) the adoption of legislation by the Legislative Council or the Board of Directors or the defeat of legislation by the Board of Directors. At least a five-eighths majority of the active members voting shall be required to override the legislative action taken.~~

[5.3.9.5 renumbered as 5.3.9.4, unchanged.]

[5.3.10 through 5.3.12 unchanged.]

5.4 Other Legislative and Amendment Procedures.

5.4.1 Interpretations of Constitution and Bylaws.

5.4.1.1 Authorization. The Board of Directors and the *Legislative* Council, and the Legislative Review/Interpretations Committee in the interim between meetings of the Board of Directors and *Legislative* Council, are empowered to make interpretations of the constitution and bylaws (see Constitution 5.2.5).

5.4.1.1.1 Modification of Wording. In addition to its general authority to make binding interpretations of NCAA legislation, the *Legislative* Council, by a two-thirds majority of its members present and voting, may interpret legislation consistent with the intent of the membership in adopting the legislation if sufficient documentation and testimony are available to establish clearly that the wording of the legislation is inconsistent with that intent. The *Legislative* Council shall initiate the legislative process to confirm any such interpretations.

5.4.1.2 Interpretation Process.

5.4.1.2.1 Staff Interpretation (Determination). The academic and membership affairs staff shall respond to a request from a member institution for an interpretation of NCAA rules.

5.4.1.2.1.1 Appeal of Staff Interpretation. An institution may appeal a staff interpretation to the Legislative Review/Interpretations Committee. Such a request must be submitted in writing by the institution's conference or by one of the five individuals who are authorized to request interpretations on behalf of the institution (president or chancellor, faculty athletics representative, athletics director, senior woman administrator, senior

compliance administrator, or a designated substitute for the president or chancellor and/or athletics director, as specified in writing to the national office).

5.4.1.2.1.1 Institutional Participation. An institution may participate by teleconference in the appeal of an interpretation if the activity at issue already has occurred and the interpretative decision could result in an individual or institutional violation. The Legislative Review/Interpretations Committee shall establish policies and procedures relating to an institution's participation.

5.4.1.2.1.2 Review of Staff Interpretations. The Legislative Review/Interpretations Committee shall review all staff interpretations.

5.4.1.2.1.3 Publication and Notification. A staff interpretation shall be binding on the requesting institution on notification of the response to its interpretation request, unless the interpretation is modified or reversed on appeal or review by the Legislative Review/Interpretations Committee. A staff interpretation that has been reviewed and approved by the Legislative Review/Interpretations Committee shall be binding on all other institutions on publication to the membership (e.g., announced on the NCAA website or Legislative Services Database for the Internet).

5.4.1.2.2 Review of Legislative Review/Interpretations Committee's Decision. The *Legislative* Council shall review all interpretations issued by the Legislative Review/Interpretations Committee and may approve, reverse or modify such interpretations. A member institution may appeal a decision of the Legislative Review/Interpretations Committee to the *Legislative* Council. The appeal must be submitted in writing by the institution's president or chancellor, faculty athletics representative or director of athletics. The *Legislative* Council shall establish the procedures for such an appeal. A decision of the *Legislative* Council is final and no additional appeal opportunity shall exist for a member institution.

5.4.1.2.3 Publication and Notification. Interpretations issued by the Legislative Review/Interpretations Committee shall be binding on notification to affected institutions and on all member institutions after publication and notification to the membership.

5.4.1.2.4 Revision. Interpretations approved by the *Legislative* Council may not be revised by the Legislative Review/Interpretations Committee. The Legislative Review/Interpretations Committee may only recommend to the *Legislative* Council revisions of such interpretations.

5.4.1.3 Subcommittee for Legislative Relief of the *Legislative* Council. An institution may appeal a decision of the NCAA staff regarding the application of NCAA legislation to a particular situation to the subcommittee when no other entity has the authority to act.



In reaching its decision, the subcommittee shall review the complete record in order to determine whether there is sufficient basis to grant relief from the application of the legislation. The *Legislative* Council shall establish the process for such a review, shall monitor the actions taken under this authorization, and shall report annually to the membership the actions taken, in summary, aggregate form.

[5.4.2 through 5.4.4 unchanged.]

**D. Bylaws:** Amend 11, as follows:

11 Conduct and Employment of Athletics Personnel

11.01 Definitions and Applications.

[11.01.1 unchanged.]

11.01.2 Coach, Head or Assistant. **[A]** A head or assistant coach is any coach who is designated by the institution's athletics department to perform coaching duties and who serves in that capacity on a volunteer or paid basis.

11.01.3 Coach, Graduate Assistant -- Women's Rowing. **[A]** In women's rowing, a graduate assistant coach is any coach who has received a baccalaureate degree and qualifies for appointment as a graduate assistant under the policies of the institution. In women's rowing, the individual is not required to be enrolled in a specific graduate degree program unless required by institutional policy. The following provisions shall apply:

[11.01.3-(a) through 11.01.3-(i) unchanged.]

[11.01.3.1 unchanged.]

11.01.4 Coach, Undergraduate Student Assistant. **[A]** An undergraduate student assistant coach is any coach who is a student-athlete who has exhausted his or her eligibility in the sport or has become injured to the point that he or she is unable to practice or compete ever again, and who meets the following additional criteria:

[11.01.4-(a) through 11.01.4-(d) unchanged.]

11.01.5 Coach, Volunteer. **[A]** In sports other than football and basketball, a volunteer coach is any coach who does not receive compensation or remuneration from the institution's athletics department or any organization funded in whole or in part by the athletics department or that is involved primarily in the promotion of the institution's athletics program (e.g., booster club, athletics foundation association). The following provisions shall apply:

[11.01.5-(a) through 11.01.5-(c) unchanged.]

11.01.6 Manager. **[A]** A manager is an individual who performs traditional managerial duties (e.g., equipment, laundry, hydration) and meets the following additional criteria:

[11.01.6-(a) through 11.01.6-(e) unchanged.]

[11.1 through 11.6 unchanged.]

11.7 Limitations on the Number and Duties of Coaches and Noncoaching Staff Members.

11.7.1 Designation of Coaching Category. **[A]** An individual who coaches and either is uncompensated or receives compensation or remuneration of any sort from the institution, even if such compensation or remuneration is not designated for coaching, shall be designated as a head coach, assistant coach, volunteer coach, graduate assistant coach or student assistant coach by certification of the institution.

11.7.1.1 Countable Coach. An institutional staff member or any other individual outside the institution (e.g., consultant, professional instructor) with whom the institution has made arrangements must count against coaching limits in the applicable sport as soon as the individual participates (in any manner) in any of the following:

[11.7.1.1-(a) through 11.7.1.1-(c) unchanged.]

11.7.1.1.1 Replacement Due to Extenuating Circumstances. **[A]** An institution may replace temporarily or on a limited basis one of its countable coaches if the coach is unable to perform any or all of his or her duties because of extenuating circumstances (e.g., suspension, prolonged serious illness, pregnancy). The replacement coach may perform only those coaching, administrative or recruiting duties, including the telephoning of prospective student-athletes, that the replaced coach is unable to perform.

11.7.1.1.2 Replacement for National or Olympic Team Coaches. **[A]** An institution may replace a coach temporarily or on a limited basis when that coach takes a leave of absence to participate on or to coach a national team or Olympic team, provided the replacement is limited to a one-year period and the coach who is replaced performs no recruiting or other duties on behalf of the institution.

11.7.1.2 Placement Within Categories. **[A]** If an institution has not reached its limit on the number of coaches in any category, any type of coach may be counted in that category.

11.7.2 Recruiting Coordination Functions. **[A]** The following recruiting coordination functions (except related routine clerical tasks) must be performed by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.6:

[11.7.2-(a) through 11.7.2-(b) unchanged.]

11.7.2.1 Exception -- Graduate Assistant Coach-- Women's Rowing. **[A]** In women's rowing, a graduate assistant coach may perform the functions set forth in Bylaw 11.7.2-(a) (on campus only) and 11.7.2-(b) if the coach has successfully completed the coaches' certification examination per Bylaw 11.5.1.1. [See Bylaw 11.01.3-(i).]

11.7.2.2 Exceptions -- Noncoaching Staff Members and Noncountable Coaches. **[A]**

[11.7.2.2-(a) through 11.7.2.2-(d) unchanged.]

11.7.3 Noncoaching Staff Member with Sport-Specific Responsibilities. **[A]** A noncoaching staff member with sport-specific responsibilities (e.g., director of operations, administrative assistant) is prohibited from participating in on-court or on-field activities (e.g., assist with drills, throw batting practice, signal plays) and is prohibited from participating with or observing student-athletes in the staff member's sport who are engaged in nonorganized voluntary athletically related activities (e.g., pick-up games).

[11.7.4 through 11.7.5 unchanged.]

11.7.6 Limitations on Number of Coaches and Off-Campus Recruiters. There shall be a limit on the number of coaches (other than graduate assistant coaches per Bylaw 11.01.3, undergraduate assistant coaches per Bylaw 11.01.4 and volunteer coaches per Bylaw 11.01.5) who may be employed by an institution and who may contact or evaluate prospective student-athletes off campus in each sport as follows:

[Sports and limits unchanged.]

11.7.6.1 Combined Sports Program. **[A]** A member institution that conducts a combined program in a sport (one in which all coaching staff members in the same sport are involved in practice activities or competition with both the men's and women's teams on a daily basis) may employ the total number of coaches specified separately for men and for women in that sport.

11.7.6.2 Exceptions to Number Limits. **[A]** No individual other than coaches designated to fill the coaching limits set forth in Bylaw 11.7.6 may participate in any manner in the coaching of the intercollegiate team of a member institution during any game, practice or other organized activity, with the following exceptions:

11.7.6.2.1 Weight or Strength Coach. **[A]** A weight (strength and conditioning) coach may conduct flexibility, warm-up and physical conditioning activities prior to any game and prior to or during any practice or other organized activities without being included in the limitations on number of coaches.

11.7.6.2.2 Undergraduate Student Assistant Coach. **[A]** An institution may employ undergraduate student assistant coaches (see Bylaw 11.01.4). The limit on the number of undergraduate student assistant coaches in each sport shall be the same as the limit on the number of coaches in the sport per Bylaw 11.7.6.

11.7.6.2.3 Volunteer Coach. **[A]** In sports other than football, basketball, women's equestrian, women's rowing and women's triathlon, a member institution may use the services of one volunteer coach (per Bylaw 11.01.5). Indoor track and field, outdoor track and field, and cross country are separate sports for purposes of this provision. In sports in which the NCAA conducts separate men's and women's championships, a combined men's and women's program may use two volunteer coaches.

11.7.6.2.3.1 Volunteer Coach -- Women's Rowing. **[A]** In women's rowing, an institution may use the services of four volunteer coaches.

11.7.6.2.3.2 Volunteer Coach -- Swimming and Diving. **[A]** An institution that conducts separate men's and women's swimming programs with a combined men's and women's diving program may employ three volunteer coaches, one for men's swimming, one for women's swimming and one for diving.

11.7.6.2.3.3 Volunteer Coach -- Cross Country/Track and Field. **[A]** An institution that sponsors cross country, indoor track and field, or outdoor track and field as separate sports may use the services of one volunteer coach for each of the sports that it sponsors. Each volunteer coach may coach student-athletes in any of the three sports throughout the academic year.

11.7.6.2.3.4 Volunteer Coach -- Track and Field-- Pole Vault. **[A]** An institution that competes in pole vault may use the services of one additional volunteer coach (to coach both genders), limited to coaching pole vault.

11.7.6.2.3.5 Volunteer Coach -- Women's Equestrian. **[A]** In women's equestrian, an institution may use the services of one volunteer coach for the hunt seat riding discipline and one volunteer coach for the western riding discipline.

11.7.6.2.3.6 Volunteer Coach -- Women's Triathlon. **[A]** In women's triathlon, an institution may use the services of one volunteer coach for the swimming element, one volunteer coach for the cycling element and one volunteer coach for the running element.

11.7.6.2.4 Special Attrition Provision. **[A]** The institution is permitted to meet these limitations through normal attrition only if the institution had in effect prior to September 15, 1990, a written obligation to the assistant coach through academic tenure, an enforceable contract or formal security-of-employment commitment.

11.7.6.2.5 Additional Coaches -- National Service Academies. **[A]** National service academies may employ two additional coaches in basketball.

11.7.6.2.6 Exception for Lightweight Rowing. **[A]** An institution that conducts a rowing program that includes heavyweight rowing and lightweight rowing may employ two additional coaches. Each of the institution's rowing teams must have at least one "eight" or two "fours" that compete in at least four spring events.

11.7.6.2.7 Graduate Assistant Coach -- Women's Rowing. **[A]** In women's rowing, an institution may employ one graduate assistant coach (see Bylaw 11.01.3).

**E. Bylaws:** Amend 12, as follows:

12 Amateurism and Athletics Eligibility

[12.01 unchanged.]

12.02 Definitions and Applications.

12.02.1 Agent. **[A]** An agent is any individual who, directly or indirectly:

(a) Represents or attempts to represent an individual for the purpose of marketing his or her athletics ability or reputation for financial gain; or

(b) Seeks to obtain any type of financial gain or benefit from securing a prospective student-athlete's enrollment at an educational institution or from a student-athlete's potential earnings as a professional athlete.

12.02.1.1 Application. **[A]** An agent may include, but is not limited to, a certified contract advisor, financial advisor, marketing representative, brand manager or anyone who is employed or associated with such persons.

[12.02.2 through 12.02.14 unchanged.]

12.1 General Regulations. An individual must comply with the following to retain amateur status. (See Bylaw 12.12 regarding the eligibility restoration process.)

[12.1.1 unchanged.]

12.1.2 Amateur Status. An individual loses amateur status and thus shall not be eligible for intercollegiate competition in a particular sport if the individual:

[12.1.2-(a) through 12.1.2-(g) unchanged.]

[12.1.2.1 through 12.1.2.3 unchanged.]

#### 12.1.2.4 Exceptions to Amateurism Rule.

[12.1.2.4.1 through 12.1.2.4.3 unchanged.]

12.1.2.4.4 Exception for Insurance Against Disabling Injury or Illness. **[A]** An individual may borrow against his or her future earnings potential from an established, accredited commercial lending institution exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury or illness that would prevent the individual from pursuing a chosen career, provided a third party (including a representative of an institution's athletics interests) is not involved in arrangements for securing the loan. However, an institution's president or chancellor (or his or her designated representative from outside the department of athletics) may designate an institutional staff member (or staff members) (e.g., professional sports counseling panel) to assist a student-athlete with arrangements for securing the loan and insurance. The institution shall retain copies of all documents related to loan transactions and insurance policies, regardless of whether the institution is involved in the arrangements.

[12.1.2.4.5 through 12.1.2.4.14 unchanged.]

[12.1.3 unchanged.]

[12.2 unchanged.]

#### 12.3 Use of Agents. **[A]**

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

12.3.1.1 Representation for Future Negotiations. **[A]** An individual shall be ineligible per Bylaw 12.3.1 if he or she enters into a verbal or written agreement with an agent for representation in future professional sports negotiations that are to take place after the individual has completed his or her eligibility in that sport.

12.3.1.2 Benefits from Prospective Agents. **[A]** An individual shall be ineligible per Bylaw 12.3.1 if he or she (or his or her relatives or friends) accepts transportation or other benefits from:

[12.3.1.2-(a) through 12.3.1.2-(b) unchanged.]

12.3.1.3 Exception -- Career Counseling and Internship/Job Placement Services. **[A]** A student-athlete may use career counseling and internship/job placement services available

exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.

12.3.2 Legal Counsel. **[A]** Securing advice from a lawyer concerning a proposed professional sports contract shall not be considered contracting for representation by an agent under this rule, unless the lawyer also represents the individual in negotiations for such a contract.

12.3.2.1 Presence of a Lawyer at Negotiations. **[A]** A lawyer may not be present during discussions of a contract offer with a professional organization or have any direct contact (in person, by telephone or by mail) with a professional sports organization on behalf of the individual. A lawyer's presence during such discussions is considered representation by an agent.

12.3.3 Athletics Scholarship Agent. **[A]** Any individual, agency or organization that represents a prospective student-athlete for compensation in placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid shall be considered an agent or organization marketing the individual's athletics ability or reputation.

12.3.3.1 Talent Evaluation Services and Agents. **[A]** A prospective student-athlete may allow a scouting service or agent to distribute personal information (e.g., high school academic and athletics records, physical statistics) to member institutions without jeopardizing his or her eligibility, provided the fee paid to such an agent is not based on placing the prospective student-athlete in a collegiate institution as a recipient of institutional financial aid.

12.3.4 Professional Sports Counseling Panel. **[A]** It is permissible for an authorized institutional professional sports counseling panel to:

[12.3.4-(a) through 12.3.4- (g) unchanged.]

12.3.4.1 Appointment by President or Chancellor. **[A]** This panel shall consist of at least three persons appointed by the institution's president or chancellor (or his or her designated representative from outside the athletics department).

12.3.4.2 Composition. **[A]** The majority of panel members shall be full-time employees outside the institution's athletics department. Not more than one panel member may be an athletics department staff member. No sports agent or any person employed by a sports agent or agency may be a member of the panel. All panel members shall be identified to the NCAA national office.

12.4 Employment.

[12.4.1 through 12.4.3 unchanged.]

12.4.4 Self-Employment. **[A]** A student-athlete may establish his or her own business, provided the student-athlete's name, photograph, appearance or athletics reputation are not used to promote the business.

## 12.5 Promotional Activities.

### 12.5.1 Permissible.

[12.5.1.1 through 12.5.1.2 unchanged.]

12.5.1.3 Continuation of Modeling and Other Nonathletically Related Promotional Activities After Enrollment. **[A]** If an individual accepts remuneration for or permits the use of his or her name or picture to advertise or promote the sale or use of a commercial product or service prior to enrollment in a member institution, continued remuneration for the use of the individual's name or picture (under the same or similar circumstances) after enrollment is permitted without jeopardizing his or her eligibility to participate in intercollegiate athletics only if all of the following conditions apply:

- (a) The individual's involvement in this type of activity was initiated prior to his or her enrollment in a member institution;
- (b) The individual became involved in such activities for reasons independent of athletics ability;
- (c) No reference is made in these activities to the individual's name or involvement in intercollegiate athletics;
- (d) The individual does not endorse the commercial product; and
- (e) The individual's remuneration under such circumstances is at a rate commensurate with the individual's skills and experience as a model or performer and is not based in any way upon the individual's athletics ability or reputation.

[12.5.1.4 through 12.5.1.9 unchanged.]

[12.5.2 unchanged.]

### 12.5.3 Media Activities. **[A]**

(a) During the Playing Season. During the playing season, a student-athlete may appear on radio and television programs (e.g., coaches' shows) or engage in writing projects when the student-athlete's appearance or participation is related in any way to athletics ability or prestige, provided the student-athlete does not receive any remuneration for the appearance or participation in the activity. The student-athlete shall not make any endorsement, expressed or implied, of any commercial product or service. The student-athlete may, however, receive actual and necessary expenses directly related to the appearance or participation in the activity. A student-athlete



participating in media activities during the playing season may not miss class, except for class time missed in conjunction with away-from-home competition or to participate in a conference-sponsored media day.

(b) Outside the Playing Season. Outside the playing season, a student-athlete may participate in media activities (e.g., appearance on radio, television, in films or stage productions or participation in writing projects) when such appearance or participation is related in any way to athletics ability or prestige, provided the student-athlete is eligible academically to represent the institution and does not receive any remuneration for such appearance or participation. The student-athlete may not make any endorsement, expressed or implied, of any commercial product or service. The student-athlete may, however, receive legitimate and normal expenses directly related to such appearance or participation, provided the source of the expenses is the entity sponsoring the activity.

[12.5.4 unchanged.]

[12.6 unchanged.]

## 12.7 General Eligibility Requirements.

[12.7.1 unchanged.]

### 12.7.2 Student-Athlete Statement.

12.7.2.1 Content and Purpose. Prior to participation in intercollegiate competition each academic year, a student-athlete shall sign a statement in a form prescribed by the *Legislative* Council in which the student-athlete submits information related to eligibility, recruitment, financial aid, amateur status, previous positive-drug tests administered by any other athletics organization and involvement in organized gambling activities related to intercollegiate or professional athletics competition under the Association's governing legislation. Failure to complete and sign the statement shall result in the student-athlete's ineligibility for participation in all intercollegiate competition. Violations of this bylaw do not affect a student-athlete's eligibility if the violation occurred due to an institutional administrative error or oversight, and the student-athlete subsequently signs the form; however, the violation shall be considered an institutional violation per Constitution 2.8.1.

[12.7.2.2 through 12.7.2.3 unchanged.]

### 12.7.3 Drug-Testing Consent Form.

12.7.3.1 Content and Purpose. Each academic year, a student-athlete shall sign a form maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports and approved by the *Legislative* Council in which the student consents to be tested for the use of drugs prohibited by NCAA legislation. Failure to complete and sign the consent form prior to practice or competition, or before the Monday of the fourth week of classes

(whichever occurs first) shall result in the student-athlete's ineligibility for participation (practice and competition) in all intercollegiate athletics.

[12.7.3.2 through 12.7.3.4 unchanged.]

#### 12.7.4 Student-Athlete Health Insurance Portability and Accountability Act (HIPAA) Authorization/Buckley Amendment Consent Form -- Disclosure of Protected Health Information.

12.7.4.1 Content and Purpose. Each academic year, a student-athlete may voluntarily sign a statement in a form maintained by the Committee on Competitive Safeguards and Medical Aspects of Sports and approved by the *Legislative* Council in which the student-athlete authorizes/consents to the institution's physicians, athletics directors and health care personnel to disclose the student-athlete's injury/illness and participation information associated with the student-athlete's training and participation in intercollegiate athletics to the NCAA and to its Injury Surveillance Program (ISP), agents and employees for the purpose of conducting research into the reduction of athletics injuries. The authorization/consent by the student-athlete is voluntary and is not required for the student-athlete to be eligible to participate. [D]

[12.7.4.2 unchanged.]

[12.7.5 unchanged.]

[12.8 through 12.9 unchanged.]

#### 12.10 Certification of Eligibility.

[12.10.1 unchanged.]

12.10.2 Squad-List Form. The institution's athletics director shall compile on a form *maintained by the Awards, Benefits, Expenses and Financial Aid Cabinet and* approved by the *Legislative* Council a list of the squad members in each sport on the first day of competition and shall indicate thereon the status of each member in the designated categories. A student-athlete's name must be on the official institutional form in order for the student to be eligible to represent the institution in intercollegiate competition. Violations of this bylaw do not affect a student-athlete's eligibility if the violation occurred due to an institutional administrative error or oversight and the student-athlete is subsequently added to the form; however, the violation shall be considered an institutional violation per Constitution 2.8.1. (See Bylaw 15.5.11 for details about the administration of the squad list.) [Remainder of 12 unchanged.]

### **F. Bylaws:** Amend 13, as follows:

#### 13 Recruiting

##### 13.01 General Principles.

[13.01.1 through 13.01.2 unchanged.]

13.01.3 Additional Recruiting Restrictions. The Committee on Academics *Performance* shall have the authority to determine the circumstances that would require an institution or team that fails to satisfy the academic performance program to apply additional recruiting restrictions. The Committee on Academics *Performance* shall establish and annually publish to the membership such circumstances under which the additional restrictions apply (see Bylaw 14.8).

[13.02 unchanged.]

13.1 Contacts and Evaluations. Recruiting contacts (per Bylaw 13.02.4) and telephone calls by institutional staff members or representatives of the institution's athletics interests are subject to the provisions set forth in this bylaw.

13.1.1 Contactable Individuals.

[13.1.1.1 through 13.1.1.2 unchanged.]

13.1.1.3 Four-Year College Prospective Student-Athletes. An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of another NCAA or NAIA four-year collegiate institution, directly or indirectly, without first obtaining the written permission of the first institution's athletics director (or an athletics administrator designated by the athletics director) to do so, regardless of who makes the initial contact. If permission is not granted, the second institution shall not encourage the transfer and the institution shall not provide athletically related financial assistance to the student-athlete until the student-athlete has attended the second institution for one academic year. If permission is granted to contact the student-athlete, all applicable NCAA recruiting rules apply. If an institution receives a written request from a student-athlete to permit another institution to contact the student-athlete about transferring, the institution shall grant or deny the request within seven business days (see Bylaw 13.02.1) of receipt of the request. If the institution fails to respond to the student-athlete's written request within seven business days, permission shall be granted by default and the institution shall provide written permission to the student-athlete.

[13.1.1.3.1 through 13.1.1.3.3 unchanged.]

13.1.1.3.4 Transfer From Institution Ineligible for Postseason Competition -- Academic Performance Program. On approval by the Committee on Academics *Performance*, an institution may contact a student-athlete at another institution whose team is ineligible for postseason competition during the remaining seasons of the student-athlete's eligibility due to sanctions pursuant to the Academic Performance Program, without obtaining written permission from the other institution. The student-athlete's institution must be notified of the recruitment and may establish reasonable restrictions related to the contact (e.g., no visits during class time), provided such restrictions do not preclude the opportunity for the

student-athlete to discuss transfer possibilities with the other institution [see Bylaw 14.7.2-(e)].

[13.1.1.3.5 unchanged.]

[13.1.2 through 13.1.10 unchanged.]

## 13.2 Offers and Inducements.

[13.2.1 through 13.2.4 unchanged.]

13.2.5 Summer Housing for Prospective Student-Athletes. **[A]** An institution may rent dormitory space to a prospective student-athlete during the summer months at the regular institutional rate, provided it is the institution's policy to make such dormitory space available on the same basis to all prospective students.

13.2.6 Medical Expenses -- Basketball. **[A]** In basketball, an institution may finance medical expenses (including rehabilitation and physical therapy expenses) for a prospective student-athlete who sustains an injury while participating in:

[13.2.6-(a) through 13.2.6-(c) unchanged.]

[13.2.7 through 13.2.9 unchanged.]

[13.4 unchanged.]

## 13.5 Transportation.

[13.5.1 unchanged.]

### 13.5.2 Transportation on Official Paid Visit.

[13.5.2.1 through 13.5.2.4 unchanged.]

13.5.2.6 Transportation of Prospective Student-Athlete's Relatives, Friends or Legal Guardians. **[A]** An institution shall not permit its athletics department staff members or representatives of its athletics interests to pay, provide or arrange for the payment of transportation costs incurred by relatives, friends or legal guardians of a prospective student-athlete to visit the campus or elsewhere; however, an institution may: **[R]**

[13.5.2.6-(a) through 13.5.2.6-(c) unchanged.]

13.5.2.6.1 Exception -- Transportation Expenses for a Prospective Student-Athlete's Parents or Legal Guardians -- Basketball. **[A]** In basketball, an institution may pay the actual round-trip costs for a prospective student-athlete's

parents or legal guardians (expenses for up to two people) to accompany the prospective student-athlete on his or her official visit.

[13.5.3 through 13.5.4 unchanged.]

### 13.6 Official (Paid) Visit.

[13.6.1 through 13.6.2 unchanged.]

13.6.3 Requirements for Official Visit. The following requirements must be met before an institution may provide an official visit to a prospective student-athlete: [D]

(a) A high school or preparatory school prospective student-athlete must present the institution with a score from a PSAT, SAT, PLAN or ACT taken on a national testing date under national testing conditions, except that a state-administered ACT may be used to meet the requirement. The score must be presented through a testing agency document, on a high school or preparatory school academic transcript (official or unofficial) or through the use of the applicable testing agency's automated-voice system. An international prospective student-athlete who requires a special administration of the PSAT, SAT, PLAN or ACT may present such a score upon the approval of the **Committee on** Academics ~~Cabinet~~ or the Initial-Eligibility Waivers Committee.

[13.6.3-(b) through 13.6.3-(d) unchanged.]

[13.6.3.1 unchanged.]

[13.6.4 through 13.6.6 unchanged.]

### 13.6.7 Entertainment/Tickets on Official Visit. **[A]**

13.6.7.1 General Restrictions. **[A]** An institution may provide entertainment, pursuant to Bylaw 13.6.7.5, on the official visit only for a prospective student-athlete and the prospective student-athlete's parents (or legal guardians) or spouse and only within a 30-mile radius of the institution's main campus. Entertainment and contact by representatives of the institution's athletics interests during the official visit are prohibited. It is not permissible to entertain other relatives or friends (including dates) of a prospective student-athlete at any time at any site. [R]

13.6.7.1.1 Meals and Lodging While in Transit. **[A]** It is permissible for an institution to pay a prospective student-athlete's actual costs for reasonable expenses (e.g., meals, lodging) incurred while traveling to and from campus on the official visit. In basketball, an institution may pay the actual costs for meals and lodging for a prospective student-athlete's parents or legal guardians (expenses for up to two people) that are incurred while traveling to and from campus to accompany the prospective student-athlete on his or her official visit.

13.6.7.2 Complimentary Admissions. [A] During the official visit, a maximum of three complimentary admissions to a home athletics event at any facility within a 30-mile radius of the institution's main campus in which the institution's intercollegiate team practices or competes may be provided to a prospective student-athlete. Such complimentary admissions are for the exclusive use of the prospective student-athlete and those persons accompanying the prospective student-athlete on the visit and must be issued only through a pass list on an individual-game basis. Such admissions may provide seating only in the general seating area of the facility used for conducting the event. Providing seating during the conduct of the event (including intermission) for the prospective student-athlete or those persons accompanying the prospective student-athlete in the facility's press box, special seating box(es) or bench area is specifically prohibited. [R]

[13.6.7.2.1 through 13.6.7.2.6 unchanged.]

[13.6.7.3 through 13.6.7.6 unchanged.]

13.6.7.7 Meals on Official Visit. [A] The cost of actual meals, not to exceed three per day, on the official visit for a prospective student-athlete and the prospective student-athlete's parents, legal guardians, spouse or children need not be included in the \$40-per-day entertainment expense. Meals must be comparable to those provided to student-athletes during the academic year. A reasonable snack (e.g., pizza, hamburger) may be provided in addition to the three meals. [R]

[13.6.7.7.1 through 13.6.7.7.2 unchanged.]

[13.6.7.8 through 13.6.7.10 unchanged.]

13.6.8 Entertainment on Official Visit for Spouse, Parent or Legal Guardian of Prospective Student-Athlete. [A] A member institution shall limit entertainment and lodging on the prospective student-athlete's official visit to a prospective student-athlete, the prospective student-athlete's parents (or legal guardians) and spouse. An institution shall limit meals on the prospective student-athlete's official visit to a prospective student-athlete, the prospective student-athlete's parents (or legal guardians), spouse and children. [R]

[13.6.8.1 unchanged.]

13.6.9 Lodging for Additional Persons. [A] Additional persons (e.g., prospective student-athlete's brother, sister, friend) may stay in the same room as the prospective student-athlete or parents, spouse or legal guardians of the prospective student-athlete, but the institution shall not pay the costs resulting from the additional occupants. The additional occupants shall not be prospective student-athletes being recruited by the institution. [R]

[13.7 through 13.14 unchanged.]

13.15 Precollege Expenses.

[13.15.1 unchanged.]

### 13.15.2 Permissible Expenses.

[13.15.2.1 through 13.15.2.3 unchanged.]

13.15.2.4 Student Orientation Sessions. **[A]** An institution may pay on-campus expenses (e.g., meals, lodging) for prospective student-athletes to attend institutional orientation sessions conducted for all students. However, an institution may provide on-campus expenses to student-athletes to attend orientation sessions for a particular group of students selected on a basis unrelated to athletics ability only if the institution is providing expenses on a uniform basis to all members of that particular group. An institutional staff member may provide transportation from and to the nearest bus or train station or major airport to the campus on the occasion of the prospective student-athlete's arrival or departure from the institution to attend the institution's required new-student orientation, provided the prospective student-athlete has been accepted for admission to the institution. **[R]**

[13.15.2.5 unchanged.]

### 13.16 U.S. Service Academy Exceptions and Waivers.

[13.16.1 through 13.16.3 unchanged.]

13.16.4 Precollege Expenses/Preparatory School Assistance -- Waiver. The *Legislative* Council Subcommittee for Legislative Relief may approve waivers of Bylaw 13.15, provided such waivers are limited to procedures involving preparation for entrance into one of the U.S. service academies.

[13.17 through 13.19 unchanged.]

## **G. Bylaws:** Amend 14, as follows:

### 14 Academic Eligibility

#### 14.01 General Principles.

[14.01.1 through 14.01.5 unchanged.]

#### 14.01.6 Disclosure Requirements -- Academic Performance Program.

14.01.6.1 Academic Progress Rate -- Disclosure. An institution shall not be eligible to enter a team or individual competitor in postseason competition (including NCAA championships and bowl games) unless it has submitted, by the applicable deadline, its academic progress rate (APR) in a form approved and administered by the Committee on Academics *Performance*.

14.01.6.2 Academic Performance Census -- Disclosure. An institution shall not be eligible to enter a team or individual competitor in postseason competition (including NCAA championships and bowl games) unless it has submitted, by the applicable deadline, its academic performance census (APC) in a form administered by the Committee on Academic Performance.

14.01.6.3 Graduation Success Rate -- Disclosure. An institution shall not be eligible to enter a team or individual competitor in a postseason competition (including NCAA championships and bowl games) unless it has submitted, by the applicable deadline, its graduation success rate (GSR) in a form approved and administered by the Committee on Academic Performance.

#### 14.02 Definitions and Applications.

14.02.1 Academic Progress Rate. The Committee on Academic Performance shall have the authority to determine the minimum acceptable academic progress rate (APR), which shall include a calculation that accounts for currently enrolled student-athletes. The rate shall account for the institution's success in retaining and graduating all such student-athletes. Further, the rate shall account for the academic eligibility of the student-athletes, including all applicable NCAA, conference and institutional academic eligibility requirements. The committee shall publish an explanation of the APR calculation to the membership annually.

[14.02.2 through 14.02.7 unchanged.]

14.02.8 Graduation Success Rate. The Committee on Academic Performance shall determine the minimum acceptable graduation success rate (GSR). The Committee on Academic Performance shall publish an explanation of the GSR calculation to the membership annually.  
[14.02.10 through 14.02.13 unchanged.]

#### 14.1 Admission, Enrollment and Academic Credentials.

[14.1.1 unchanged.]

14.1.2 Validity of Academic Credentials. As a condition and obligation of membership, it is the responsibility of a member institution to determine the validity of the information on which the eligibility of a student-athlete is based. Therefore, it is the responsibility of a member institution to determine whether a transcript is valid for purposes of applying appropriate NCAA legislation to the eligibility of a student-athlete when the institution receives notification, or otherwise has cause to believe, that a student-athlete's high school, preparatory school or two-year college transcript is not valid.

[14.1.2.1 unchanged.]

14.1.2.2 High School Review Committee. The High School Review Committee shall have the authority to establish policies and procedures related to the academic review of high schools and to determine the validity of a high school (e.g., core courses,



curriculum, grades) for the purpose of meeting initial-eligibility requirements. A review may result in a determination that a high school shall not be used for the purpose of meeting initial-eligibility requirements. The policies and procedures for the review and determination of the validity of a high school shall be approved by the **Committee on Academics** *Cabinet*. (See Bylaw 21.6.4.)

14.1.2.3 Student Records Review Committee. The Student Records Review Committee shall have the authority to establish policies and procedures related to the review of a prospective student-athlete's academic credentials and to determine the validity of a prospective student-athlete's academic credentials for the purpose of meeting initial-eligibility requirements. A review may result in a determination that a prospective student-athlete's academic credentials shall not be used for the purpose of meeting initial-eligibility requirements. The policies and procedures for the review of academic credentials and the determination of the validity of such credentials shall be approved by the **Committee on Academics** *Cabinet*. (See Bylaw 21.6.5.)

[14.1.2.4 unchanged.]

[14.2 unchanged.]

#### 14.3 Freshman Academic Requirements.

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

[14.3.1.1 unchanged.]

14.3.1.1.1 Exception -- Early Academic Certification. A student-athlete shall be certified as a qualifier, provided he or she has achieved the following academic criteria:

[14.3.1.1.1-(a) through 14.3.1.1.1-(b) unchanged.]

14.3.1.1.1.1 Submission of Final Transcript. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying institution during the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the NCAA Eligibility Center by February 1 following the student-athlete's initial full-time enrollment. If a student-athlete is certified as a qualifier pursuant to the early academic certification exception and his or her initial full-time collegiate enrollment occurs at the certifying

institution after the conclusion of the first term of the academic year, the institution shall ensure submission of his or her final high school transcript (official or unofficial) to the NCAA Eligibility Center by February 1 of the following academic year. [D]

14.3.1.1.1.1 Waiver. The **Committee on Academics *Cabinet*** may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The cabinet shall establish the process for reviewing such waiver requests.

[14.3.1.1.2 unchanged.]

[14.3.1.2 through 14.3.1.3 unchanged.]

14.3.1.4 Initial-Eligibility Waivers. The Initial-Eligibility Waivers Committee (see Bylaw 21.7.5.1.3.1) shall have the authority to waive the initial-eligibility requirements based on objective evidence that demonstrates circumstances in which a student's overall academic record warrants a waiver of the normal application of this regulation. The committee shall oversee the process for reviewing such waivers and shall report annually to the **Committee on Academics *Cabinet*** and to the membership the actions taken in summary, aggregate form.

[14.3.2 through 14.3.5 unchanged.]

14.4 Progress-Toward-Degree Requirements.

[14.4.1 through 14.4.2 unchanged.]

14.4.3 Eligibility for Competition.

[14.4.3.1 through 14.4.3.3 unchanged.]

14.4.3.4 Regulations for Administration of Progress Toward Degree.

14.4.3.4.1 Nontraditional Terms. An institution that determines registration other than on a traditional semester- or quarter-hour basis shall submit a statement describing the continuing-eligibility requirements applicable to its student-athletes for approval by the **Committee on Academics *Cabinet***.

[14.4.3.4.2 through 14.4.3.4.8 unchanged.]

[14.4.3.5 through 14.4.3.8 unchanged.]

14.4.3.9 Additional Progress-Toward-Degree Waivers. The Division I Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2) shall have the authority to waive all

other progress-toward-degree requirements based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of those regulations. The committee shall establish the process for granting such waivers and shall report annually to the Committee on Academics ~~Cabinet~~ and to the membership the actions taken in summary, aggregate form.

#### 14.5 Transfer Regulations.

[14.5.1 through 14.5.3 unchanged.]

14.5.4 Two-Year College Transfers. A student who transfers to a member institution from a two-year college or from a branch school that conducts an intercollegiate athletics program must complete an academic year of residence unless the student meets the following eligibility requirements.

[14.5.4.1 through 14.5.4.6 unchanged.]

14.5.4.7 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a two-year college transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. If a two-year college transfer student-athlete is added to an institution's squad list after the end of his or her first regular academic term of full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine his or her academic initial-eligibility status prior to end of the academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test-score reports. [D]

14.5.4.7.1 Waiver. The Committee on Academics ~~Cabinet~~ may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The ~~eabinet~~ Committee on Academics shall establish the process for reviewing such waiver requests.

14.5.4.8 Waivers. The Division I Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2) shall have the authority to waive all two-year college transfer requirements based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of those regulations. The ~~committee~~ Progress-Toward-Degree Waivers Committee shall establish the process for granting such waivers and shall report annually to the Committee on Academics ~~Cabinet~~ and to the membership the actions taken in summary aggregate form.

[14.5.5 unchanged.]

14.5.6 4-2-4 College Transfers. A student who transfers from a four-year college to a two-year college and then to the certifying institution shall complete one academic year of residence at the certifying institution prior to engaging in intercollegiate competition, unless:

[14.5.6-(a) through 14.5.6-(c) unchanged.]

[14.5.6.1 through 14.5.6.7 unchanged.]

14.5.6.8 Submission of Information Necessary to Determine Academic Initial-Eligibility Status. An institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine the academic initial-eligibility status of a 4-2-4 transfer student-athlete prior to the end of the student-athlete's first regular academic term of full-time enrollment at the institution. If a 4-2-4 transfer student-athlete is added to an institution's squad list after the end of his or her first regular academic term of full-time enrollment at the institution, the institution shall ensure submission of all necessary information (e.g., high school transcripts, test scores) to the NCAA Eligibility Center to determine his or her academic initial-eligibility status prior to the end of the academic year in which the student-athlete is added to the squad list. The necessary information may be submitted through official or unofficial transcripts or test-score reports. [D]

14.5.6.8.1 Waiver. The Committee on Academics ~~Cabinet~~ may waive the requirements of this legislation based on objective evidence that demonstrates circumstances for which a waiver is warranted. The ~~cabinet~~ Committee on Academics shall establish the process for reviewing such waiver requests.

14.5.6.9 Waivers. The Division I Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2) shall have the authority to waive all two-year college transfer requirements based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of those regulations. The ~~committee~~ Progress-Toward-Degree Waivers Committee shall establish the process for granting such waivers and shall report annually to the Committee on Academics ~~Cabinet~~ and to the membership the actions taken in summary aggregate form.

[14.6 unchanged.]

14.7 Additional Waivers for Eligibility Requirements.

14.7.1 Academic and General Requirements Waivers. The Committee on Academics ~~Cabinet~~ may waive academic and general eligibility requirements under the following conditions or circumstances:

[14.7.1-(a) through 14.7.1-(c) unchanged.]

14.7.2 Residence Requirement Waivers. The *Legislative* Council Subcommittee for Legislative Relief may waive the one-year residence requirement for student-athletes under the following conditions or circumstances:

[14.7.2-(a) through 14.7.2-(d) unchanged.]

(e) On the recommendation of the Committee on *Academic Performance* **Academics**, for a student-athlete who transfers to a member institution to continue the student-athlete's opportunity for full participation in a sport because the student-athlete's original institution is ineligible for postseason competition, pursuant to the Academic Performance Program, that would preclude the institution's team in that sport from participating in postseason competition during all of the remaining seasons of the student-athlete's eligibility, provided the student-athlete would have been academically eligible had he or she remained at his or her original institution (see also Bylaw 13.1.1.3.4).

## 14.8 Academic Performance Program.

### 14.8.1 Penalties, Rewards and Access to Postseason Competition.

14.8.1.1 Penalties. The Committee on *Academic Performance* **Academics** shall notify an institution or team when it fails to satisfy the appropriate academic standards as outlined in the academic performance program. The institution shall then apply the applicable penalty pursuant to the policies of the academic performance program.

14.8.1.1.1 Determination of Penalties. The Committee on *Academic Performance* **Academics** shall apply multiple levels of analysis when identifying those institutions or teams that fail to satisfy the academic performance program. The Committee on *Academic Performance* **Academics** shall publish annually to the Division I membership the standards for determining unsatisfactory performance under the academic performance program. An institution or team may be required to apply penalties for failing to meet the identified review factors, as determined by the committee's policies and procedures.

14.8.1.1.2 Progression of Penalties. Any institution or team that fails to satisfy the academic performance program may be required to apply the following penalties as specified in the policies and procedures of the academic performance program.

14.8.1.1.2.1 Level One Penalties. On the first occasion that an institution or team fails to satisfy the academic performance program, an institution or team must apply restrictions in the area of playing and practice seasons based on the policies and procedures of the academic performance program and a monitoring period shall begin.

14.8.1.1.2.1.1 Appeal Opportunity. An institution or team may appeal the application of Level One penalties to the Committee

on *Academic Performance Academics*, as specified by the committee's policies and procedures.

14.8.1.1.2.1.2 Monitoring Period. An institution or team that receives Level One penalties under the above must satisfy the identified review factors, as determined by the committee's policies and procedures, for three consecutive years before it is released from eligibility for the next level of penalties.

14.8.1.1.2.2 Level Two Penalties. On the second occasion that an institution or team fails to satisfy the academic performance program, it must apply additional restrictions in playing and practice seasons based on the policies and procedures of the academic performance program.

14.8.1.1.2.2.1 Appeal Opportunity. An institution or team may appeal the application of Level Two penalties to the Committee on *Academic Performance Academics*, as specified by the committee's policies and procedures.

14.8.1.1.2.2.2 Monitoring Period. An institution or team that receives Level Two penalties under the above must satisfy the identified review factors, as determined by the committee's policies and procedures, for three consecutive years before it is released from being subject to Level Three penalties.

14.8.1.1.2.3 Level Three Penalties. On the third occasion that an institution or team fails to satisfy the academic performance program, the institution shall apply penalties as specified in the policies and procedures of the academic performance program and subject to the approval by the Committee on *Academic Performance Academics*.

14.8.1.1.2.3.1 Appeal Opportunity. An institution or team may appeal the application of Level Three penalties to the Committee on *Academic Performance Academics*, as specified by the committee's policies and procedures.

14.8.1.1.2.3.2 Monitoring Period. An institution or team that receives Level Three penalties under the above must satisfy the identified review factors, as determined by the committee's policies and procedures, for three consecutive years before it is released from being subject to additional Level Three penalties.

14.8.1.2 Access to Postseason Competition. An institution or team that fails to satisfy the academic performance program shall be ineligible for any postseason competition, as specified in the policies and procedures of the academic performance program.

14.8.1.2.1 Determining Access to Postseason Competition. The Committee on *Academic Performance* **Academics** shall apply multiple levels of analysis to identify institutions or teams that are ineligible for postseason competition. The Committee on *Academic Performance* **Academics** shall publish annually to the Division I membership the standards for determining ineligibility for postseason competition under the academic performance program.

14.8.1.2.2 Individual Sports. A student-athlete who is a member of an individual sport team (see Bylaw 17.02.12.2) that is ineligible for postseason competition pursuant to Bylaw 14.8.1.2 shall not participate in postseason competition, including NCAA championships, as an individual (see Bylaw 14.4).

14.8.1.2.3 Appeal Opportunity. An institution or team may appeal the application of postseason ineligibility to the Committee on *Academic Performance* **Academics**, as specified in the committee's policies and procedures.

14.8.2 Appeal Procedures. An institution or team subject to penalty (or penalties) due to its failure to satisfy the appropriate standards of the academic performance program may appeal the application of such penalty (or penalties) to the Committee on *Academic Performance* **Academics**, as specified by the committee's policies and procedures.

14.8.2.1 Authority and Duties of Committee. The Committee on *Academic Performance* **Academics** shall act on appeals from institutions or teams subject to penalty (or penalties) pursuant to the legislation and the standards and procedures of the academic performance program published to the membership on an annual basis. The committee's determination shall be final, binding and conclusive and shall not be subject to further review by any other authority unless otherwise specified in this bylaw (see Bylaw 14.8.2.2).

14.8.2.2 Appeal of Committee on Academic Performance Decision. An institution may appeal a decision issued by the Committee on *Academic Performance* **Academics** to the designated subcommittee of the Board of Directors under the following conditions:

(a) The penalty (or penalties) at issue in the appeal involves Level Three penalties; and

(b) An institution or team appealing a decision of the Committee on *Academic Performance* **Academics** must demonstrate that the committee abused its discretion in applying the legislation and/or policies and procedures of the academic performance program. An institution may not seek an appeal for substitution of the committee's judgment.

14.8.3 Establishment and Revision of Academic Performance Policies and Procedures.

14.8.3.1 Amendment of Policies and Procedures. The Committee on *Academic Performance* **Academics** may establish or amend the policies and procedures of the academic performance program. The policies and procedures governing the

administration of the academic performance program are subject to review and approval by the Board of Directors.

14.8.3.1.1 Notification to Membership. The Committee on *Academic Performance* **Academics** shall notify the membership of any changes to the policies and procedures of the academic performance program.

**H. Bylaws:** Amend 15, as follows:

15 Financial Aid

15.01 General Principles.

[15.01.1 through 15.01.4 unchanged.]

15.01.5 Eligibility of Student-Athletes for Institutional Financial Aid. A student-athlete must meet applicable NCAA (see Bylaw 14), conference and institutional regulations to be eligible for institutional financial aid. If these regulations are met, the student-athlete may be awarded institutional financial aid during any term in which a student-athlete is in regular attendance [was enrolled initially in a minimum full-time program of studies as defined by the certifying institution during that term (see Bylaw 14.2.2.1.3 for final term exception and Bylaw 15.2.8 for summer-term exception)] under the following circumstances:

- (a) The student-athlete is an undergraduate with eligibility remaining under Bylaw 12.8 (five-year rule); or
- (b) The student-athlete is a graduate student eligible under Bylaw 14.6.

[Note: See Bylaw 13.1.1.3 for the financial aid implications in the prohibition against contacting student-athletes of another four-year collegiate institution without permission of that institution's athletics director. See Bylaw 14.5.5.4 for financial aid implications related to the academic eligibility of four-year college transfers.]

[15.01.5.1 unchanged.]

15.01.5.2 Exception -- Former Student-Athletes. **[A]** Institutional financial aid may be awarded to a former student-athlete for any term during which he or she is enrolled (full time or part time).

[15.01.5.3 unchanged.]

[15.01.6 through 15.01.7 unchanged.]

15.01.8 Additional Financial Aid Limitations. The Committee on *Academics* *Performance* shall have the authority to determine the circumstances that would require an institution or team(s) that fails to satisfy the academic performance program to apply additional financial aid



limitations. The Committee on Academics ~~Performance~~ shall establish and annually publish to the membership such circumstances (see Bylaw 14.8).

#### 15.02 Definitions and Applications.

[15.02.1 through 15.02.4 unchanged.]

15.02.5 Full Grant-in-Aid. **[A]** A full grant-in-aid is financial aid that consists of tuition and fees, room and board, and required course-related books.

[15.02.6 through 15.02.9 unchanged.]

15.1 Maximum Limit on Financial Aid -- Individual. **[A]** A student-athlete shall not be eligible to participate in intercollegiate athletics if he or she receives financial aid that exceeds the value of the cost of attendance as defined in Bylaw 15.02.2. A student-athlete may receive institutional financial aid based on athletics ability (per Bylaw 15.02.4.2) and educational expenses awarded per Bylaw 15.2.6.4 up to the value of a full grant-in-aid, plus any other financial aid up to the cost of attendance. (See Bylaws 15.01.6.1, 16.3, 16.4 and 16.12.)

15.1.1 Exception for Pell Grant. **[A]** A student-athlete who receives a Pell Grant may receive financial aid equivalent to the limitation set forth in Bylaw 15.1 or the value of a full grant-in-aid plus the Pell Grant, whichever is greater.

[15.1.2 through 15.1.3 unchanged.]

[15.2 through 15.3 unchanged.]

#### 15.5 Maximum Institutional Grant-in-Aid Limitations by Sport.

[15.5.1 through 15.5.10 unchanged.]

#### 15.5.11 Squad List.

[15.5.11.1 unchanged.]

15.5.11.2 Squad-List Form. The institution shall compile a list, ~~on a form maintained by the Awards, Benefits, Expenses and Financial Aid Cabinet and approved by the Legislative Council,~~ of the squad members in each sport on the first day of competition and shall indicate thereon the status of each member in the categories listed (**see Bylaw 12.10.2**). [D]

[15.5.11.2.1 unchanged.]

[15.5.11.3 unchanged.]

### I. Bylaws: Amend 16, as follows:

## 16 Awards, Benefits and Expenses for Enrolled Student-Athletes

[16.01 through 16.02 unchanged.]

### 16.1 Awards. **[A]**

#### 16.1.1 Application of Awards Legislation. **[A]**

16.1.1.1 Awards Received for Participation While Not Representing the Institution. **[A]** Awards received by an individual for participation in competition while not representing the institution shall conform to the rules of the amateur sports organization that governs the competition, but may not include cash (or cash equivalents) that exceeds actual and necessary expenses (see Bylaw 12.1.2.4).

16.1.1.2 Awards Received for Participation While Representing the Institution. **[A]** The awards limitations of Bylaw 16.1 apply to awards received by a student-athlete for participation in competition while representing his or her institution. Such awards may not include cash or cash equivalents, gift certificates or gift cards that are redeemable for cash (original amount or any balance thereof), or a country club or sports club membership. **[R]**

16.1.2 Uniformity of Awards. **[A]** Awards presented by a member institution, conference or other approved agency must be uniform for all team members receiving the award. **[R]**

16.1.3 Transfer of Nonpermissible Award. **[A]** Cash or any other award that an individual could not receive under NCAA legislation may not be forwarded in the individual's name to a different individual or agency (e.g., a collegiate institution).

16.1.4 Types of Awards, Awarding Agencies, Maximum Value and Numbers of Awards. **[A]** Athletics awards given to individual student-athletes shall be limited to those approved or administered by the member institution, its conference or an approved agency as specified in the following subsections and shall be limited in value and number as specified in this section. Awards received for intercollegiate athletics participation may not be sold, exchanged or assigned for another item of value, even if the student-athlete's name or picture does not appear on the award. Each of the following subsections is independent of the others so that it is permissible for an individual student-athlete to receive the awards described in all subsections. **[R]**

16.1.4.1 Participation Awards. **[A]** Awards for participation in intercollegiate athletics may be presented each year, limited in value and number as specified in Figure 16-1. Awards for participation in special events may be provided only to student-athletes eligible to participate in the competition. **[R]**

16.1.4.1.1 Senior Scholar-Athlete Award. **[A]** An institution may provide a maximum of two senior scholar-athlete awards each year to graduating seniors.

The award may consist of a tangible item valued at not more than \$175 and a postgraduate scholarship not to exceed \$10,000. The postgraduate scholarship shall be used for graduate studies at the recipient's choice of institution and shall be disbursed directly to that institution. Such a scholarship only may be awarded to a student-athlete who has completed the requirements for a baccalaureate degree. A student-athlete who has received an institutional postgraduate scholarship as part of a senior scholar-athlete award shall no longer be eligible to participate in intercollegiate athletics, except that the student may complete the remainder of any season currently in progress at the time of the award (e.g., postseason competition in the spring sport that occurs after graduation). [R]

16.1.4.1.2 Special Event Participation Awards Based on Level of Achievement. **[A]** Special event participation awards may include awards that are based on a level of achievement (e.g., all-tournament award, finalist award, place-finish award) in the event, provided the awards are uniform within each level and the combined value of all awards received for participation in the particular type of special event (e.g., conference championship; other established meets, tournaments and featured individual competition) does not exceed the maximum permissible value of such awards (see Figure 16-1).

16.1.4.2 Awards for Winning Conference and National Championships. **[A]** Awards for winning an individual or team conference or national championship may be presented each year, limited in value and number as specified in Figure 16-2. Awards for winning a conference or national championship in a team sport may be provided only to student-athletes who were eligible to participate in the championship event. The total value of any single award received for a national championship may not exceed \$415. The total value of any single award received for a conference championship may not exceed \$325, and each permissible awarding agency is subject to a separate \$325 limit per award. Each permissible awarding agency may provide only a single award for each championship to each student-athlete. Separate awards may be presented to both the regular-season conference champion and the postseason conference champion (with a separate \$325 limitation), but if the same institution wins both the regular-season and postseason conference championship, the combined value of both awards shall not exceed \$325. [R]

16.1.4.3 Special Achievement Awards. **[A]** Awards may be provided each year to individual student-athletes and teams to recognize special achievements, honors and distinctions, limited in value and number as specified in Figure 16-3. [R]

16.1.4.4 Local Civic Organization. **[A]** A local civic organization (e.g., Rotary Club, Touchdown Club) may provide awards to a member institution's team(s), provided such awards are approved by the institution and are counted in the institution's limit for institutional awards. [R]

16.1.5 Purchase Restrictions. **[A]**

16.1.5.1 Assignment of Normal Retail Value. **[A]** Normal retail value shall be assigned as the value of an award when determining whether an award meets specified value limits, even when a member institution receives institutional awards from an athletics representative or organization free of charge or at a special reduced rate. Normal retail value is the cost to the institution that is based solely on volume and is available to all purchasers of a similar volume and that does not involve an obligation to make additional purchases to enable the supplier to recover the costs for the original purchase.

16.1.5.2 Supplementary-Purchase Arrangement. **[A]** An institution may not enter into a supplementary-purchase arrangement with an awards supplier whereby the supplier agrees to sell an award (e.g., a watch or ring) at a price below the maximum amount specified by NCAA legislation with the understanding that the institution will make additional purchases of other unrelated items to enable the supplier to recover the costs for the original purchase. Such an arrangement would exceed the specific-value limitations placed on permissible awards. **[R]**

16.1.5.3 Combining Values. **[A]** An institution may not combine the value limits of awards given in a sport during the same season, or given to athletes who participate in more than one sport, to provide an award more expensive than permissible under separate application to some or all of its participating student-athletes. **[R]**

16.1.5.4 Student-Athlete Contribution to Purchase. **[A]** The value of an award may not exceed specified value limits, and a student-athlete may not contribute to its purchase in order to meet those limits. **[R]**

16.1.6 Institutional Awards Banquets. **[A]** An institution may conduct awards banquets to commemorate the athletics and/or academic accomplishments of its student-athletes.

16.1.6.1 Booster Club Recognition Banquet. **[A]** One time per year, an institution's athletics booster club may finance an intercollegiate team's transportation expenses to a recognition banquet, provided all expenses are paid through the institution's athletics department, the location of the event is not more than 100 miles from the campus and no tangible award is provided to members of the team. **[R]**

16.1.7 Expenses to Receive Noninstitutional Awards. **[A]** A conference, an institution, the U.S. Olympic Committee, a national governing body (or the international equivalents) or the awarding agency may provide actual and necessary expenses for a student-athlete to receive a noninstitutional award or recognition for athletics or academic accomplishments. Actual and necessary expenses may be provided for the student-athlete's family members to attend the recognition event or awards presentation. **[R]**

16.2 Complimentary Admissions and Ticket Benefits. **[A]**

16.2.1 Permissible Procedures. **[A]**

16.2.1.1 Institutional Events in the Student-Athlete's Sport. [A] An institution may provide four complimentary admissions per home or away intercollegiate athletics event to a student-athlete in the sport in which the individual participates (either practices or competes), regardless of whether the student-athlete competes in the contest.

16.2.1.1.1 Exception -- Postseason Events. [A] An institution may provide each student-athlete who participates in or is a member of a team participating in a postseason event (e.g., conference championship, NCAA championship, National Invitation Tournament, bowl game) with six complimentary admissions to all intercollegiate athletics events at the site at which the student (or team) participates.

16.2.1.1.2 Tournaments. [A] Complimentary admissions may be provided to members of the institution's team for all intercollegiate athletics events in a tournament in which the team is participating, rather than only for the games in which the institution's team participates. However, the contests must be at the site at which the institution's team participates.

16.2.1.2 General Regulations. [A] Complimentary admissions shall be provided only through a pass list for individuals designated by the student-athlete. "Hard tickets" shall not be issued. A violation of this administrative procedure shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility. The student-athlete's eligibility shall be affected by involvement in action contrary to the provisions of Bylaws 16.2.1.1 and 16.2.2.1 (receipt of more than the permissible four complimentary admissions or the sale or exchange of a complimentary admission for any item of value).

16.2.1.2.1 Issuance Procedures. [A] The individual using the complimentary admission must present identification to the person supervising the use of the pass list at the admission gate. The individual then shall be provided a ticket stub or other identification of a specified reserved seat or seating area or treated as a general-admission ticket holder.

16.2.1.3 Institution's Home Events in Other Sports. [A] An institution may provide admission for each student-athlete to all of the institution's regular-season home intercollegiate athletics events in sports other than that in which the student-athlete is a participant, via a printed student-athlete pass or gate list. Proof of identity shall be required upon admission. [R]

16.2.1.3.1 Nonqualifier. [A] A nonqualifier (per Bylaw 14.02.10.2) may receive a complimentary admission to all of the institution's regular-season home intercollegiate athletics events in the first academic year of residence. [R]

16.2.1.3.2 Complimentary Admissions to an Institution's Home Contest Honoring a Student-Athlete. [A] An institution may provide a maximum of four complimentary admissions to a student-athlete for an institution's game or event

during which a student-athlete is being honored but not participating, provided such complimentary admissions are used by the student-athlete's family members. [R]

## 16.2.2 Nonpermissible Procedures.

[16.2.2.1 through 16.2.2.2 unchanged.]

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

[16.2.2.4 unchanged.]

16.2.2.5 Professional Sports Tickets. **[A]** An institution or any representative of its athletics interests may not purchase or otherwise obtain tickets to a professional sports event and make these tickets available to student-athletes enrolled in an NCAA member institution. Such a gift of tickets would represent an unacceptable extra benefit. Professional sports tickets may be provided as entertainment in conjunction with practice or competition. [R]

## 16.3 Academic and Other Support Services. **[A]**

### 16.3.1 Mandatory. **[A]**

16.3.1.1 Academic Counseling/Support Services. **[A]** Member institutions shall make general academic counseling and tutoring services available to all student-athletes. Such counseling and tutoring services may be provided by the department of athletics or the institution's nonathletics student support services. In addition, an institution, conference or the NCAA may finance other academic support, career counseling or personal development services that support the success of student-athletes.

16.3.1.2 Life Skills Programs. **[A]** An institution shall be required to conduct a life skills program on its campus.

16.3.2 Expenses Related to Legal and Other Proceedings. **[A]** An institution may provide actual and necessary expenses to attend proceedings conducted by the institution, its athletics conference or the NCAA that relate to the student-athlete's eligibility to participate in intercollegiate athletics or legal proceedings that result from the student-athlete's involvement in athletics practice or competitive events. The cost of legal representation in such proceedings also may be provided by the institution (or a representative of its athletics interests). [R]

16.3.3 Expenses Related to Initial or Transfer-Eligibility Requirements. **[A]** An institution shall not provide academic expenses or services (e.g., tutoring, test preparation) to assist a prospective student-athlete or enrolled student-athlete in completing initial-eligibility or transfer-eligibility

requirements or in improving his or her academic profile in conjunction with a waiver request. [R]

16.4 Medical Expenses. [A] An institution, conference or the NCAA may provide medical and related expenses and services to a student-athlete.

16.5 Housing and Meals. [A]

16.5.1 General Rule. [A] An institution is required to apply the same housing policies to student-athletes as it applies to the student body in general. During the academic year, the institution may not house student-athletes in athletics dormitories or athletics blocks within institutional or privately owned dormitories or apartment buildings (when the institution arranges for the housing) on those days when institutional dormitories are open to the general student body. [R]

16.5.1.1 Athletics Dormitories. [A] Athletics dormitories shall be defined as institutional dormitories in which at least 50 percent of the residents are student-athletes.

16.5.1.2 Athletics Blocks. [A] Athletics blocks shall be defined as individual blocks, wings or floors within institutional dormitories or privately owned dormitories or apartment buildings in which at least 50 percent of the residents are student-athletes.

16.5.1.3 Exception -- Nondiscriminatory Housing Policies. [A] The prohibition against the use of athletics dormitories or blocks does not apply when the institution demonstrates that its housing assignment policies do not differentiate between student-athletes and students generally.

16.5.2 Permissible. [A] Identified housing and meal benefits incidental to a student's participation in intercollegiate athletics that may be financed by the institution are: [R]

[16.5.2-(a) through 16.5.2-(f) unchanged.]

16.5.2.1 Effect of Violation -- Preseason Practice Expenses. [A] A violation of Bylaw 16.5.2-(b) due to a miscalculation of the permissible start date for preseason practice shall be considered an institutional violation per Constitution 2.8.1; however, the student-athlete's eligibility shall not be affected.

16.6 Expenses for Student-Athlete's Friends and Family Members. [A]

16.6.1 Permissible. [A] An institution may not provide any expenses to a student-athlete's family members or friends, except as permitted in Bylaws 16.6.1 and 16.11. [R]

16.6.1.1 Expenses for Spouse/Children to Postseason Football Bowl Game or NCAA Championship. [A] The institution may provide the cost of actual and necessary expenses (e.g., transportation, lodging, meals and expenses associated with team entertainment functions) for the spouse and children of an eligible student-athlete to accompany the student-athlete to a postseason football bowl game or an NCAA football championship in

which the student-athlete is a participant, and in other sports, to one round (conducted at the site) of any NCAA championship in which the student-athlete is a participant. [R]

16.6.1.2 Family Lodging at Postseason Events. **[A]** An institution may reserve or secure lodging at any postseason event (other than a conference event) at a reduced or special rate for the family members of a student-athlete who is a participant. It is not permissible for an institution to cover any portion of the cost of lodging, including any cost associated with reserving or securing lodging. [R]

16.6.1.3 Injury or Illness. **[A]** The institution may pay transportation, housing and meal expenses for a student-athlete's family members and any other student-athlete to be present in situations in which a student-athlete suffers an injury or illness, or in the event of a student-athlete's death, to provide such expenses in conjunction with funeral arrangements. [R]

16.6.1.3.1 Family Members of Student-Athletes. **[A]** An institution may pay transportation, housing and meal expenses for a student-athlete's family members and any other student-athlete to be present in situations in which a family member of the student-athlete suffers an injury or illness, or in the event of such an individual's death, to provide the student-athlete's family members and any other student-athlete with such expenses in conjunction with funeral arrangements. [R]

16.6.1.4 National Team Competition -- Family Benefits. **[A]** A commercial company (other than a professional sports organization) or members of the local community may provide actual and necessary expenses for a student-athlete's family members to attend national team competition in which the student-athlete will participate. In addition, family members of student-athletes may receive nonmonetary benefits provided to the family members of all national team members in conjunction with participation in national team competition. [R]

16.6.1.5 Reasonable Food and Drinks. **[A]** An institution may provide the family members of a student-athlete with reasonable food and drinks in conjunction with educational meetings or celebratory events (e.g., senior night) and on an occasional basis for other reasons. [R]

16.6.1.6 Complimentary Admissions to Institutional Awards Banquets. **[A]** An institution may provide complimentary admissions to an institutional awards banquet for the family members of any student-athlete being honored at the banquet. [R]

16.7 Entertainment in Conjunction with Practice or Competition. **[A]** An institution, conference or the NCAA may provide reasonable entertainment (but may not provide cash for such entertainment) to student-athletes in conjunction with practice or competition. [R]

16.8 Expenses Provided by the Institution for Practice and Competition. **[A]**



16.8.1 Permissible. **[A]** An institution, conference or the NCAA may provide actual and necessary expenses to a student-athlete to represent the institution in practice and competition (including expenses for activities/travel that are incidental to practice or competition). In order to receive competition-related expenses, the student-athlete must be eligible for competition. **[D]**

16.8.1.1 Incidental Expenses at NCAA Championships, National Governing Body Championships in Emerging Sports and Postseason Bowl Games. **[A]** An institution may provide \$30 per day to each member of a team to cover unitemized incidental expenses during travel and practice for NCAA championship events or national governing body championship events in emerging sports, during a period limited to the maximum number of days of per diem allowed for the involved championship or, for postseason bowl games, for a period not to exceed 10 days. The \$30 per day may be provided only after the team departs for or reports to the site of the championship or postseason bowl contest. **[R]**

16.8.1.2 Other Competition. **[A]** During an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the following summer), an institution may provide actual and necessary expenses related to participation in the following activities: **[R]**

[16.8.1.2-(a) through 16.8.1.2-(c) unchanged.]

[16.8.2 unchanged.]

16.9 Other Travel Expenses Provided by the Institution. **[A]**

16.9.1 Permissible Travel Expenses Not Related to Practice or Competition. **[A]** An institution, conference or the NCAA may provide actual and necessary expenses to a student-athlete to represent the institution in noncompetitive events [e.g., goodwill tours, media appearances (see Bylaw 12.5.3), student-athlete advisory committee meetings]. Further, an institution may provide reasonable local transportation to student-athletes on an occasional basis. **[R]**

16.10 Provision of Expenses by Individuals or Organizations Other Than the Institution. **[A]**

16.10.1 Service or Religious Organization Encampments. **[A]** Nationally recognized service organizations and religious groups may underwrite the actual and necessary expenses of student-athletes attending such encampments. Neither the institution nor an athletically related organization may underwrite such expenses. **[R]**

16.10.2 Student-Teaching. **[A]** A student-athlete may accept actual and necessary travel expenses from a high school if he or she is student-teaching (even if teaching or coaching a sport) if the high school is located in a city other than the one in which the collegiate institution is located. In order for the student-athlete to accept such expenses: **[R]**

[16.10.2-(a) through 16.10.2-(c) unchanged.]

16.10.3 Luncheon Meeting Expenses. **[A]** A student-athlete may accept transportation and meal expenses in conjunction with participation in a luncheon meeting of a booster club or civic organization, provided the meeting occurs within a 30-mile radius of the institution's main campus and no tangible award is provided to the student-athlete. **[R]**

16.10.4 Recognition by Professional Sports Organization. **[A]** A student-athlete may accept complimentary admission to a professional sports contest during which the student-athlete and/or intercollegiate team is being recognized by the professional sports organization for extraordinary achievements. Further, it shall be permissible for the professional sports organization to promote this event to the general public. **[R]**

16.11 Benefits, Gifts and Services. **[A]**

16.11.1 Permissible. **[A]**

16.11.1.1 General Rule. **[A]** Receipt of a benefit (including otherwise prohibited extra benefits per Bylaw 16.11.2) by student-athletes, their family members or friends is not a violation of NCAA rules if it is demonstrated that the same benefit is generally available to the institution's students and their family members or friends.

16.11.1.2 Deferred Pay-Back Loan. **[A]** A student-athlete may receive a loan on a deferred pay-back basis without jeopardizing his or her eligibility, provided: **[R]**

[16.11.1.2-(a) through 16.11.1.2-(b) unchanged.]

16.11.1.3 Loan From Established Family Friend. **[A]** A student-athlete may receive a loan from an established family friend without such arrangement constituting an extra benefit, provided: **[R]**

[16.11.1.3-(a) through 16.11.1.3-(c) unchanged.]

16.11.1.4 Disabling-Injury Insurance. **[A]** A student-athlete may borrow against his or her future earnings potential from an established, accredited commercial lending institution, exclusively for the purpose of purchasing insurance (with no cash surrender value) against a disabling injury that would prevent the individual from pursuing his or her chosen career, provided a third party (including a representative of an institution's athletics interests) is not involved in arrangements for securing the loan. However, an institution's president or chancellor (or his or her designated representative from outside the athletics department) may designate an institutional staff member (or staff members) (e.g., professional sports counseling panel) to assist a student-athlete with arrangements for securing the loan and insurance. The institution shall retain copies of all documents related to loan transactions and insurance policies, regardless of whether the institution is involved in the arrangements. **[R]**

16.11.1.5 Occasional Meals. **[A]** A student-athlete or the entire team in a sport may receive an occasional meal in the locale of the institution on infrequent and special

occasions from an institutional staff member. An institutional staff member may provide reasonable local transportation to student-athletes to attend such meals. A student-athlete or the entire team in a sport may receive an occasional meal from a representative of athletics interests on infrequent and special occasions under the following conditions: [R]

[16.11.1.5-(a) through 13.11.1.5-(b) unchanged.]

#### 16.11.1.6 Research Studies Involving Only Student-Athletes. **[A]**

16.11.1.6.1 NCAA Research Studies. **[A]** A student-athlete may receive compensation from the Association for participating in specified NCAA research studies. Such compensation shall be consistent with the going rate for compensation offered in studies involving nonathlete populations. [R]

16.11.1.6.2 Institution-Based Research Studies. **[A]** A student-athlete may receive compensation from an institution for participating in a research study involving only student-athletes, provided: [R]

[16.11.1.6.2-(a) through 13.11.1.6.2-(b) unchanged.]

16.11.1.7 Miscellaneous Benefits. **[A]** An institution may provide or arrange for the following benefits for a student-athlete: [R]

[16.11.1.7-(a) through 13.11.1.7-(h) unchanged.]

16.11.1.8 Student Assistance Fund. **[A]** A student-athlete may receive money from the NCAA Student Assistance Fund. Member institutions and conferences shall not use money received from the fund to finance salaries, grants-in-aid (other than summer school) for student-athletes with remaining eligibility, capital improvements, stipends and outside athletics development opportunities for student-athletes (e.g., participation in a sports camp or clinic, private sports-related instruction, greens fees, batting cage rental, outside foreign tour expenses). [R]

16.11.1.9 Coaching and/or Athletics Administration Career Educational Programs. **[A]** An institution or conference may provide actual and necessary expenses to a student-athlete, who has completed his or her third year (sixth semester or ninth quarter) of collegiate enrollment to attend a coaching and/or athletics administration career educational program (e.g., Women's Basketball Coaches Association -- So You Want To Be A Coach, Black Women in Sports Foundation -- Next Step Program, U.S. Olympic Committee -- Minority/Women in Coaching Leadership). [R]

16.11.1.10 Career Counseling and Internship/Job Placement Services. **[A]** A student-athlete may use career counseling and internship/job placement services available exclusively to student-athletes, provided the student-athlete is not placed in a position in which the student-athlete uses his or her athletics ability.

16.11.2 Nonpermissible.

[16.11.2.1 unchanged.]

16.11.2.2 Other Prohibited Benefits. **[A]** An institutional employee or representative of the institution's athletics interests may not provide a student-athlete with extra benefits or services, including, but not limited to: **[R]**

[16.11.2.2-(a) through 16.11.2.2-(e) unchanged.]

16.11.2.3 Camp Concession. **[A]** It is not permissible for a member institution or a member of its athletics department staff conducting a sports camp to permit a student-athlete (enrolled in the institution) to operate, at the student-athlete's own expense, a concession selling items related to or associated with the camp to campers or others in attendance (see also Bylaw 13.12.1.7.3.2). **[R]**

16.11.2.4 Items Received for Participation in Intercollegiate Athletics. **[A]** An item received for participation in intercollegiate athletics may not be sold or exchanged or assigned for another item of value.

16.12 Expense Waivers. **[A]**

16.12.1 Previously Approved Incidental Expenses. **[A]** Specific incidental expenses that have been previously approved by the *Legislative* Council Subcommittee for Legislative Relief may be processed by an institution or conference. Documentation of each approval shall be kept on file at the conference office.

16.12.2 Student-Athletes in Financial Need. **[A]** A student-athlete may request additional financial aid (with no obligation to repay such aid) from a fund established pursuant to a special financial need program approved by the *Leadership* Council to assist student-athletes with special financial needs. The institution may provide reasonable local transportation in conjunction with financial assistance approved under this program.

Figure 16-1 Participation Awards **[A]**

[Content of figure unchanged.]

Figure 16-2 Championship Awards **[A]**

[Content of figure unchanged.]

Figure 16-3 Special Achievement Awards **[A]**

[Content of figure unchanged.]

**J. Bylaws:** Amend 17, as follows:

## 17 Playing and Practice Seasons

### 17.01 General Principles.

[17.01.1 unchanged.]

17.01.2 Additional Playing and Practice Seasons Limitations. The Committee on Academic *Performance* shall have the authority to determine the circumstances that would require an institution or team(s) that fails to satisfy the academic performance program to apply additional playing and practice seasons limitations. The committee shall establish and annually publish to the membership such circumstances (see Bylaw 14.8).

[17.02 through 17.2 unchanged.]

### 17.3 Basketball.

[17.3.1 through 17.3.4 unchanged.]

#### 17.3.5 Number of Contests.

[17.3.5.1 through 17.3.5.2 unchanged.]

17.3.5.3 Annual Exemptions. The following basketball contests each year may be exempted from a member institution's maximum number of contests:

[17.3.5.3-(a) through 17.3.5.3-(c) unchanged.]

(d) Automatic-Qualification Contests. Contests between conference champions that are provided by the Board of Directors, ~~Leadership~~ **or** Council ~~or Championships/Sports Management Cabinet~~ action in order to determine selection for automatic qualification into the Division I Men's Basketball Championship;

[17.3.5.3-(e) through 17.3.5.3-(h) unchanged.]

[17.3.5.4 unchanged.]

[Remainder of 17 unchanged.]

## **K. Bylaws:** Amend 18, as follows:

### 18 Championships and Postseason Football

[18.01 unchanged.]

#### 18.02 Definitions and Applications.

[18.02.1 through 18.02.2 unchanged.]

18.02.3 Open Date. An open date is a regular weekend playing date prior to the end of an institution's regular football schedule on which an institution is not playing a game, or a date approved by the ~~Leadership~~ Council, by a two-thirds majority of its members present and voting, to enable an institution to assist financially in meeting an unforeseen hardship situation resulting directly from the institution's intercollegiate athletics activities.

[18.02.4 unchanged.]

18.1 Regulations and Authority for Conduct of Championships. All NCAA championships shall be conducted in accordance with this bylaw and the policies and procedures established by the ~~Championships/Sports Management Cabinet, Leadership Council, Legislative~~ Council, Board of Directors and/or the Executive Committee, which shall establish and revise the policies and procedures governing the administration of NCAA championships, including selection processes, formats and distribution of revenues to participating institutions. NCAA championships shall be under the control, direction and supervision of the appropriate sports committees, subject to the requirements, standards and conditions prescribed in Bylaw 31.

[18.2 through 18.3 unchanged.]

18.4 Eligibility for Championships.

18.4.1 Student-Athlete Eligibility. To be eligible for NCAA championships, a student-athlete shall meet all applicable individual-eligibility requirements set forth in NCAA legislation. The general and academic eligibility requirements are set forth in detail in Bylaw 14.

[18.4.1.1 through 18.4.1.3 unchanged.]

18.4.1.4 Amateur-Status Certification. If requested by the ~~Championships/Sports Management Cabinet~~ **Council**, the student-athlete shall certify his or her amateur standing under the provisions of Bylaw 12 by signing an affidavit that is administered by the chair of the games committee and taken on a form prescribed by the ~~Championships/Sports Management Cabinet~~ **Council**.

[18.4.1.5 unchanged.]

18.4.2 Institutional Eligibility.

18.4.2.1 General Institutional Requirements. To be eligible to enter a team or an individual in NCAA championship competition, an institution shall:

[18.4.2.1-(a) through 18.4.2.1-(c) unchanged.]

(d) Certify, through its president or chancellor on a form approved by the *Legislative* Council, the institution's compliance with NCAA legislation. The certification of compliance shall be completed not later than September 15;

[18.4.2.1-(e) through 18.4.2.1-(h) unchanged.]

[18.4.2.1.1 through 18.4.2.1.2 unchanged.]

18.4.2.2 Championships -- Eligibility. To be eligible to enter a team or an individual in an NCAA championship, a member institution also shall:

[18.4.2.2-(a) through 18.4.2.2-(b) unchanged.]

(c) Report annually to the NCAA through the president or chancellor, on a form approved by the ~~Administration Cabinet~~ **Council**, the admissions and graduation-rate data specified in Bylaws 18.4.2.2.1, 18.4.2.2.2 and 18.4.2.2.3. The data shall be received in the national office not later than March 1. Any data received after that date shall appear on a form postmarked not later than February 22; and

[18.4.2.2-(d) unchanged.]

[18.4.2.2.1 through 18.4.2.2.4 unchanged.]

18.4.2.3 Academic Performance Program. The Committee on Academics ~~Performance~~ shall have the authority to determine the circumstances that require an institution or team(s) that fails to satisfy the academic performance program to be ineligible for postseason competition, including, but not limited to, NCAA championships and bowl games. The Committee on Academics ~~Performance~~ shall establish and annually publish to the membership such circumstances.

18.4.2.3.1 Appeal Opportunity. An institution may appeal such postseason competition restrictions to the Committee on Academics ~~Performance~~, as specified by the committee's policies and procedures. (See Bylaw 23.3.)

[18.5 through 18.6 unchanged.]

18.7 Postseason Football.

[18.7.1 through 18.7.2 unchanged.]

18.7.3 Written Report -- Championship Subdivision Football. The director of athletics of an institution that participates in a postseason championship football game or bowl game that is exempt from the maximum number of football contests per Bylaw 17.9.5.1, except for the Division I Football Championship, shall submit to the Football Issues Committee a written report on the conduct and administration of the event, with special emphasis on game management. The

report shall be submitted by the following March 1 on a form approved by the *Leadership Council*.

[Remainder of 18 unchanged.]

**L. Bylaws:** Amend 19, as follows:

#### 19 Infractions Program

[19.01 through 19.2 unchanged.]

#### 19.3 Committee on Infractions.

[19.3.1 through 19.3.5 unchanged.]

19.3.6 Authority and Duties of Committee. Disciplinary or corrective actions other than suspension or termination of membership may be prescribed by members of hearing panels of the Committee on Infractions present and voting at any duly called hearing thereof, provided the call of such a hearing shall have contained notice of the situation presenting the disciplinary problem. Actions of panels in cases involving Level I or Level II violations, however, may be subject to review by the Infractions Appeals Committee. The penalties prescribed by a panel are separate and apart from any penalties prescribed as part of the Academic Performance Program by the Committee on Academics *Performance*. The Committee on Infractions shall:

[19.3.6-(a) through 19.3.6-(h) unchanged.]

[19.3.7 through 19.3.8 unchanged.]

[19.4 through 19.8 unchanged.]

#### 19.9 Penalties.

[19.9.1 through 19.9.6 unchanged.]

19.9.7 Additional Penalties for Level I and Level II Violations. In addition to the core penalties for Level I and Level II violations, the panel may prescribe one or more of the following penalties:

[19.9.7-(a) through 19.9.7-(b) unchanged.]

(c) Prohibition against institutional staff members serving on the Board of Directors, *Leadership Council*, *Legislative Council*, or other ~~*cabinets*~~ or committees of the Association for a prescribed period (or requirement that any institutional staff members serving in leadership positions on any NCAA council, ~~*cabinet*~~ or committee resign their leadership positions);

[19.9.7-(d) through 19.9.7-(l) unchanged.]



[Remainder of 19 unchanged.]

**M. Bylaws:** Amend 20, as follows:

20 Division Membership

[20.01 through 20.1 unchanged.]

20.2 Establishment of and Compliance With Division Criteria.

[20.2.1 through 20.2.4 unchanged.]

20.2.5 Noncompliance and Waivers of Division Criteria.

[20.2.5.1 through 20.2.5.2 unchanged.]

20.2.5.3 Waivers of Division I Membership Criteria. The ~~Administration-Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may grant waivers of the Division I membership criteria according to the procedures specified below.

20.2.5.3.1 Submission of Request. The institution shall submit its written request for a waiver to the ~~Administration-Cabinet~~ **Council**, and it shall be received in the national office not later than September 15. The request shall be signed by the institution's president or chancellor and shall include pertinent information supporting the institution's request. The ~~Administration-Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may waive the September 15 deadline due to circumstances beyond an institution's control.

[20.2.5.3.2 through 20.2.5.3.3 unchanged.]

20.2.5.3.4 Effective Date of Waiver. If the division votes to admit the institution as a member of that division, such classification shall become effective:

- (a) In accordance with the requirements of Constitution 3.2.3.3 if a new member of the Association is involved;
- (b) September 1 following the ~~Leadership~~ Council action if an active member institution is seeking multidivision classification or change of division membership; or
- (c) Immediately if the institution receives a waiver of the restricted membership classification.

20.2.5.3.4.1 Maximum Three-Year Waiver Period. If after three years from the effective date of multidivision classification or reclassification

(September 1 following the ~~Leadership~~ Council action) the institution receiving such a waiver has not conformed to all adopted criteria of the division, the institution's membership (or its sport per Bylaw 20.4):

[20.2.5.3.4.1-(a) 20.2.5.3.4.1-(b) unchanged.]

[20.2.5.3.4.2 unchanged.]

20.2.5.3.5 Rejection of Waiver Request. If the ~~Administration Cabinet~~ **Council** votes to reject the institution's request, the institution's membership (or its sport per Bylaw 20.4):

[20.2.5.3.5-(a) through 20.2.5.3.5-(c) unchanged.]

#### 20.4 Multidivision Classification/Reclassification of Football Subdivision.

20.4.1 Multidivision Classification. A member of Division II or Division III may have a sport classified in Division I, provided the sport was so classified during the 2010-11 academic year. Such a classification shall continue until the institution fails to conduct the sport in Division I in any following academic year.

20.4.1.1 Reclassification of a Sport of the Opposite Gender. A member of Division II or Division III that had one sport classified in Division I during the 2010-11 academic year may petition to have one sport of the opposite gender, other than football or basketball, classified in Division I, provided the original sport remains classified in Division I.

[20.4.1.1.1 unchanged.]

20.4.1.1.2 Compliance With Criteria. The ~~Administration Cabinet~~ **Council** shall monitor the institution's progress and compliance with the criteria of the reclassification process. The ~~cabinet~~ **Council** shall have the authority to deny advancement to the next year of the process if it determines that deficiencies warrant a requirement that the institution repeat the first year. If the institution meets all applicable division membership criteria of this article (other than scheduling requirements during the first year of reclassification) and complies for the two years preceding June 1 of the year the institution intends to reclassify the applicable sport with all other bylaw requirements as they pertain to the sport in question, the ~~Administration Cabinet~~ **Council** shall refer the institution's request for participation in the division in that sport to the Board of Directors for election effective August 1 of the year that the institution selects as its effective date.

20.4.1.1.3 Reclassification Requirements.

20.4.1.1.3.1 First Year. During the first year of reclassification, an institution shall satisfy the following requirements:

[20.4.1.1.3.1-(a) through 20.4.1.1.3.1-(b) unchanged.]

(c) Report all violations to the ~~Administration Cabinet~~ **Council** as part of the required annual report.

20.4.1.1.3.2 Second Year. During the second year of reclassification, an institution shall satisfy the following requirements:

[20.4.1.1.3.2-(a) through 20.4.1.1.3.2-(b) unchanged.]

(c) Report all violations to the ~~Administration Cabinet~~ **Council** as part of the required annual report.

20.4.1.1.3.3 Compliance Review Requirement. The institution must engage in a compliance review (at the institution's expense) during the multidivision reclassification period. The review must be conducted by an authority outside the athletics department (e.g., multisport conference, outside consultant), subject to approval by the ~~Administration Cabinet~~ **Council**. A copy of the report of the compliance review must be kept on file at the institution and a copy must be submitted to the ~~Administration Cabinet~~ **Council**.

20.4.2 Football Subdivision Reclassification Options. A member of Division I may petition to be classified in football in the Football Bowl Subdivision or the Football Championship Subdivision.

20.4.2.1 Reclassification from Football Championship Subdivision to Football Bowl Subdivision.

[20.4.2.1.1 through 20.4.2.1.2 unchanged.]

20.4.2.1.3 Compliance with Criteria. The ~~Administration Cabinet~~ **Council** shall monitor the institution's progress and compliance with the criteria of the reclassification process. The cabinet shall have the authority to deny advancement to the next year of the process if it determines that deficiencies warrant a requirement that the institution repeat the first year. If the member has met all applicable division membership criteria of this article (other than scheduling requirements during the first year of reclassification) and has complied for the two years preceding June 1 with all other bylaw requirements as they pertain to the Football Bowl Subdivision, the ~~Administration Cabinet~~ **Council** shall refer the institution's request for participation in the Football Bowl Subdivision to the Board of Directors for election effective August 1 of the year that the institution selects as its effective date.

20.4.2.1.4 Reclassification Requirements.

20.4.2.1.4.1 First Year. During the first year of reclassification, an institution shall satisfy the following requirements:

[20.4.2.1.4.1-(a) through 20.4.2.1.4.1-(b) unchanged.]

(c) Report all violations to the ~~Administration Cabinet~~ **Council** as part of the required annual report.

20.4.2.1.4.2 Second Year. During the second year of reclassification, an institution shall satisfy the following requirements:

[20.4.2.1.4.2-(a) through 20.4.2.1.4.2-(b) unchanged.]

(c) Report all violations to the ~~Administration Cabinet~~ **Council** as part of the required annual report.

20.4.2.1.4.3 Compliance Review Requirement. The institution must engage in a compliance review (at the institution's expense) during the reclassification period. The review must be conducted by an authority outside the athletics department (e.g., multisport conference, outside consultant), subject to approval by the ~~Administration Cabinet~~ **Council**. A copy of the report of the compliance review must be kept on file at the institution and a copy must be submitted to the ~~Administration Cabinet~~ **Council**.

[20.4.3 unchanged.]

20.4.4 Compliance Review Requirement. At least once every four years, an active multidivisional institution must engage in a compliance review (at the institution's expense) conducted by an authority outside the athletics department (e.g., Division I multisport conference, outside consultant), subject to approval by the ~~Administration Cabinet~~ **Council**. A copy of the report of the compliance review must be kept on file at the institution and a copy must be submitted to the ~~Administration Cabinet~~ **Council**.

20.4.4.1 Failure to Meet Deadline. A multidivisional institution that fails to complete a compliance review and submit a copy of the report to the ~~Administration Cabinet~~ **Council** by the end of each four-year period shall be fined \$500. An additional \$500 shall be imposed if the institution fails to complete the compliance review and submit the report within six months of the end of the applicable four-year period. If the compliance review is not completed and the report submitted within one year of the end of the applicable four-year period, the institution shall be placed in restricted membership status, pursuant to Bylaw 20.02.3, for the following academic year. The institution may be removed from restricted membership status for the following academic year, provided the compliance review is completed and the report is received and approved.

20.4.4.1.1 Waiver. The ~~Administration Cabinet~~ **Council** may grant a waiver of the penalties in Bylaw 20.4.4.1 based on extenuating circumstances that prevent the completion of the compliance review and submission of the report.

## 20.5 Change of Division Membership.

20.5.1 Eligibility for Reclassification. A member of Division II may petition to change its membership to Division I subject to the following prerequisites:

[20.5.1-(a) through 20.5.1-(c) unchanged.]

20.5.2 Requesting Reclassification. In order to petition to change its membership to Division I, the institution and its sponsoring conference shall complete an application and submit it to the ~~Administration Cabinet~~ **Council** on a form approved by the ~~cabinet~~ **Council**.

[20.5.2.1 through 20.5.2.4 unchanged.]

20.5.2.5 Compliance With Criteria. The ~~Administration Cabinet~~ **Council** shall monitor the institution's progress and compliance with the criteria of the reclassification process. The cabinet shall have the authority to deny advancement to the next year of the process if it determines that deficiencies warrant a requirement that the institution repeat a particular year. If the institution has met the reclassification criteria of this article and has complied for the four years preceding June 1 with all other requirements set forth in this bylaw, the ~~Administration Cabinet~~ **Council** shall refer the institution's request for active Division I membership to the Board of Directors for election effective August 1 following such election. However, the ~~Administration Cabinet~~ **Council** may deny referral of a reclassifying institution to the Board of Directors for advancement to active Division I status if any of the institution's sport programs are subject to penalties pursuant to the Division I Academic Performance Program. An institution shall not be elected to active membership in Division I if it is subject to an Academic Performance Program penalty.

20.5.2.5.1 First Year. During the first year of reclassification, an institution shall satisfy the following requirements:

[20.5.2.5.1-(a) through 20.5.2.5.1-(f) unchanged.]

(g) Submit an annual report and a strategic plan by June 1. The institution shall report all violations to the ~~Administration Cabinet~~ **Council** as part of the annual report and provide notice whether it is involved in an investigation of potential rules violations, an infractions case or is on probation for rules violations.

20.5.2.5.2 Second Year. During the second year of reclassification, an institution shall satisfy the following requirements:

[20.5.2.5.2-(a) through 20.5.2.5.2-(e) unchanged.]

(f) Submit an annual report and an updated strategic plan by June 1 based on feedback related to the previous year's plan. The institution shall report all violations to the ~~Administration Cabinet~~ **Council** as part of the annual report and provide notice whether it is involved in an investigation of potential rules violations, an infractions case or is on probation for rules violation.

20.5.2.5.3 Third Year. During the third year of reclassification, an institution shall satisfy the following requirements:

[20.5.2.5.3-(a) through 20.5.2.5.3-(d) unchanged.]

(e) Submit an annual report and an updated strategic plan by June 1 based on feedback related to the previous year's plan. The institution shall report all violations to the ~~Administration Cabinet~~ **Council** as part of the annual report and provide notice whether it is involved in an investigation of potential rules violations, an infractions case or is on probation for rules violations.

20.5.2.5.4 Fourth Year. During the fourth year of reclassification, an institution shall satisfy the following requirements:

[20.5.2.5.4-(a) through 20.5.2.5.4-(d) unchanged.]

(e) Submit an annual report and an updated strategic plan by June 1 based on feedback related to the previous year's plan. The institution shall report all violations to the ~~Administration Cabinet~~ **Council** as part of the annual report and provide notice whether it is involved in an investigation of potential rules violations, an infractions case or is on probation for rules violations.

[20.5.3 through 20.5.5 unchanged.]

## 20.7 Division Legislation.

20.7.1 Applicable Legislation. A member institution shall observe the applicable legislation and requirements of its membership division. However, if the institution is eligible to participate in a sport in Division I (see Bylaw 20.4 for multidivision-classification privileges), it shall apply the rules of Division I that govern the sport in question.

[20.7.1.1 unchanged.]

20.7.1.2 Division III Application. A Division III member institution that has a sport classified in Division I must apply the rules of both divisions, or the more stringent rule if both divisions have a rule concerning the same issue except that in either instance, the Division III institution may apply the Division I playing and practice season regulations of Bylaw 17 in the Division I sport. (Revised: 1/11/94)

20.7.1.2.1 Waivers. If a member institution conducts a men's or women's sport that was classified in Division I during the 1982-83 academic year, the

~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve waivers of the application of the Division III regulations to such a sport.

[20.8 unchanged.]

20.9 Division Membership.

[20.9.1 through 20.9.2 unchanged.]

20.9.3 Financial Aid Requirements.

[20.9.3.1 unchanged.]

20.9.3.2 Minimum Awards. A member of Division I shall provide institutional financial assistance that equals one of the following:

[20.9.3.2-(a) unchanged.]

(b) Financial aid representing a minimum aggregate expenditure of \$1,394,580 in 2013-14 (with at least \$697,290 in women's sports) and \$1,419,682 in 2014-15 (with at least \$709,841 in women's sports) exclusive of grants in football and men's and women's basketball, provided the aggregate grant value is not less than the equivalent of 38 full grants, with at least 19 full grants for women. The ~~Administration Cabinet~~ **Council** shall adjust the minimum aggregate figure annually to reflect inflation, based on changes in average national tuition charges for regionally accredited institutions. The ~~Administration Cabinet~~ **Council** shall announce the revised figure in the fall each year for the following academic year. If the institution does not sponsor men's or women's basketball, the minimum aggregate expenditure must be \$920,707 in 2013-14 and \$937,280 in 2014-15 for the gender without the basketball program, but in no case fewer than the equivalent of 29 full grants for that gender;

[20.9.3.2-(c) through 20.9.3.2-(d) unchanged.]

[20.9.3.2.1 through 20.9.3.2.9 unchanged.]

20.9.3.2.10 Waiver of Minimum Financial Aid Awards. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may waive the minimum financial aid awards required for Division I membership based on objective evidence that demonstrates circumstances that warrant the waiver of the normal application of that legislation.

[20.9.4 unchanged.]

20.9.5 Three-Season Requirement. The institution shall sponsor at least one sport involving an all-male team or a mixed team of males and females and at least one sport involving an all-

female team in every sport season. An institution may use a sport to meet the three-season requirement only if the institution has met the minimum contests and participants requirements for sports sponsorship in that sport as set forth in Bylaw 20.9.6.3.

[20.9.5.1 through 20.9.5.3 unchanged.]

20.9.5.4 Waiver of Three-Season Requirement. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may waive the requirement that an active member shall conduct at least one sport in every sport season if the institution is precluded by its academic calendar and climatic conditions from conducting a sport in a particular season.

20.9.6 Sports Sponsorship. A member institution shall sponsor teams in a minimum of:

[20.9.6-(a) through 20.9.6-(b) unchanged.]

[20.9.6.1 unchanged.]

20.9.6.1.1 Waiver. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve a request from an active member institution to designate one sport involving all-male teams or mixed teams of males and females and one sport involving all-female teams other than those set forth in Bylaw 20.9.6.1-(a).

20.9.6.2 Waiver of Minimum Women's Sports Sponsorship Criterion. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may grant waivers of the minimum women's sports sponsorship requirement for active members in accordance with the procedures listed below:

[20.9.6.2-(a) through 20.9.6.2-(c) unchanged.]

(d) If the ~~Administration Cabinet~~ **Council** votes to reject the institution's request, the institution shall be placed in a division for which it qualifies or in the restricted membership category pursuant to the provisions of Bylaw 20.2.5.1.

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

[Remaining text unchanged.]

[20.9.6.3.1 through 20.9.6.3.8 unchanged.]



20.9.6.3.9 Waivers.

20.9.6.3.9.1 Minimum Contests and Participants. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve waivers of the minimum number of intercollegiate contests or the minimum number of participants in a contest in situations in which unforeseen circumstances beyond the institution's control have prevented the completion of a scheduled competition or the participation of the required minimum number of individuals and, despite a good-faith effort, the institution was unable to engage in at least the required minimum number of intercollegiate contests.

20.9.6.3.9.2 Minimum Contests. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve an additional waiver of the minimum number of intercollegiate contests in a situation in which:

[20.9.6.3.9.2-(a) through 20.9.6.3.9.2-(c) unchanged.]

20.9.7 Scheduling -- Sports Other Than Football and Basketball.

[20.9.7.1 through 20.9.7.2 unchanged.]

20.9.7.3 Application of Scheduling Requirements—Sports Other Than Football and Basketball.

[20.9.7.3.1 through 20.9.7.3.3 unchanged.]

20.9.7.3.4 Waiver -- Situations Beyond Institutional Control. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may approve waivers of the scheduling requirement in situations beyond the control of the institution (e.g., weather conditions or natural disasters) that prevent the completion of scheduled competition.

20.9.8 Basketball Scheduling.

[20.9.8.1 through 20.9.8.3 unchanged.]

20.9.8.4 Counting Contests.

20.9.8.4.1 Membership Classification of Opponents. In determining whether an institution meets the scheduling criteria, each opponent shall be counted as it was classified on August 1 of the academic year involved.

[20.9.8.4.1.1 unchanged.]

20.9.8.4.1.2 Waiver. The ~~Administration Cabinet~~ **Council**, by a two-thirds majority of its members present and voting, may grant a waiver of the provisions of Bylaw 20.9.8.4.1 in cases of reclassification of an opponent when there is an enforceable game contract, executed in writing, or in the case of similar contractual problems.

20.9.9 Football Bowl Subdivision Requirements. An institution classified in the Football Bowl Subdivision shall meet the additional requirements listed below.

[20.9.9.1 unchanged.]

20.9.9.2 Football Scheduling Requirement. The institution shall schedule and play at least 60 percent of its football games against members of the Football Bowl Subdivision. The institution shall schedule and play at least five regular-season home games against Football Bowl Subdivision opponents. For purposes of satisfying the scheduling requirement, a contest shall be considered a home contest if it is played in the stadium in which an institution conducts at least 50 percent of its home contests. In addition, an institution may use one home contest against a Football Bowl Subdivision member conducted at a neutral site to satisfy the home-game requirement.

[20.9.9.2.1 unchanged.]

20.9.9.2.2 Membership Classification of Opponents. In determining whether an institution meets the scheduling criteria of the Football Bowl Subdivision, each opponent shall be counted as it was classified on September 1 of the academic year involved.

[20.9.9.2.2.1 unchanged.]

20.9.9.2.2.2 Waiver. The members of the ~~Administration Cabinet~~ **Council** representing Football Bowl Subdivision conferences, by a two-thirds majority of its members present and voting, may grant a waiver of the provisions of Bylaw 20.9.9.2.2 in cases of reclassification of an opponent when there is an enforceable game contract, executed in writing, or in the case of similar contractual problems.

20.9.9.2.3 Canceled Games. A canceled game shall not be counted toward meeting the Football Bowl Subdivision scheduling criterion unless the members of the ~~Administration Cabinet~~ **Council** representing Football Bowl Subdivision conferences, by a two-thirds majority of its members present and voting, approve a waiver of the criterion in a situation in which:

[20.9.9.2.3-(a) through 20.9.9.2.3-(c) unchanged.]

[20.9.9.2.4 unchanged.]

[20.9.9.3 through 20.9.9.6 unchanged.]

20.9.10 Football Championship Subdivision Requirements. An institution classified as a Football Championship Subdivision member shall meet the additional requirements listed below.

[20.9.10.1 unchanged.]

20.9.10.2 Football Scheduling Requirement. The institution shall schedule and play more than 50 percent of its football games against Football Bowl Subdivision or Football Championship Subdivision members.

20.9.10.2.1 Membership Classification of Opponents. In determining whether an institution meets the scheduling criteria of the Football Championship Subdivision, each opponent shall be counted as it was classified on September 1 of the academic year involved.

[20.9.10.2.1.1 unchanged.]

20.9.10.2.1.2 Waiver. The **members of the Council representing** Football Championship Subdivision ~~*Governance Committee*~~ **conferences**, by a two-thirds majority of ~~*its members*~~ **those** present and voting, may grant a waiver of the provisions of Bylaw 20.9.10.2.1 in cases of reclassification of an opponent when there is an enforceable game contract, executed in writing, or in the case of similar contractual problems.

20.9.10.2.2 Canceled Games. A canceled game shall not be counted toward meeting the Football Championship Subdivision scheduling criterion unless the **members of the Council representing** Football Championship Subdivision ~~*Governance Committee*~~ **conferences**, by a two-thirds majority of ~~*its members*~~ **those** present and voting, approves a waiver of the criterion in a situation in which:

[20.9.10.2.2-(a) through 20.9.10.2.2-(c) unchanged.]

[20.9.10.2.3 unchanged.]

20.9.10.2.4 Geographical Waiver -- Football Championship Subdivision. The **members of the Council representing** Football Championship Subdivision ~~*Governance Committee*~~ **conferences**, by a two-thirds majority of ~~*its members*~~ **those** present and voting, may waive the provisions of Bylaw 20.9.10.2 for a Football Championship Subdivision institution that does not offer athletically related financial aid in football, or which offers fewer than 20 percent of the maximum allowable number of scholarships in the Football Championship Subdivision and was classified in Division II prior to September 1993, if it is determined that fewer than six other championship subdivision football programs exist within a 500-mile radius of the institution's campus that do not offer

athletically related financial aid in football or which offer fewer than 20 percent of the maximum allowable number of scholarships in the Football Championship Subdivision and were classified in Division II prior to September 1993. An institution must calculate the percentage based upon the amount of athletically related financial aid received by its student-athletes, as opposed to including all institutional aid.

**N. Bylaws:** Amend 21, as follows:

21 Committees.

21.02 Definitions and Applications.

[21.02.1 through 21.02.4 unchanged.]

21.02.5 Conflict of Interest. A ~~eabinet or~~ committee member shall not participate in the ~~eabinet or~~ committee's discussion or vote on any action that might bring direct or indirect financial benefit to the member of any organization in which the member is financially interested (other than the member's institution or the conference of which it is a member). A violation of this rule by a member of a ~~eabinet or~~ committee shall not invalidate the action taken by the ~~eabinet or~~ committee if, following disclosure of the conflict of interest, the ~~eabinet or~~ committee authorizes, ratifies or approves the action by a vote sufficient for the purpose, without counting the vote of the ~~eabinet or~~ committee member with the conflict of interest, and the ~~Leadership~~ Council approves such action. All ~~eabinet and~~ committee members shall agree to this policy prior to ~~eabinet or~~ committee service and shall abide by the policy at all times. The current conflict of interest policy is located on the NCAA website (NCAA.org) or may be obtained from the NCAA national office.

21.1 Playing Rules Oversight Panel.

[21.1.1 unchanged.]

21.1.2 Method of Selection. Three of the six Division I representatives shall be appointed by the Division I ~~Championships/Sports Management Cabinet (these appointees must be current members of the cabinet)~~ **Council** and one of those three must have experience working with playing rules. The remaining three shall be appointed by the Division I Collegiate Commissioners Association (CCA). Two of those three shall have experience working with playing rules. One of the three Divisions II and III representatives shall be appointed by the divisions' Championships Committees (these appointees must be current members of the divisions' Championships Committees). The remaining two representatives in Divisions II and III will be appointed at large and one of the two per each division shall have experience working with playing rules.

[21.1.2.1 unchanged.]

21.1.3 Term of Office. At-large **and Division I** members of the panel will serve four-year terms. ~~Championships/Sports Management Cabinet and~~ Championships Committee appointments will serve for the duration of their ~~cabinet or~~ committee term.

[21.1.4 through 21.1.6 unchanged.]

[21.2 through 21.5 unchanged.]

21.6 Common Committees -- Committees With Governance Administration Responsibilities.

[21.6.1 through 21.6.3 unchanged.]

21.6.4 High School Review Committee.

21.6.4.1 Composition. The committee shall consist of nine members and shall be constituted as follows:

[21.6.4.1-(a) through 21.6.4.1-(b) unchanged.]

(c) One representative from the Division I **Committee on** Academics ~~Cabinet~~;

[21.6.4.1-(d) through 21.6.4.1-(f) unchanged.]

21.6.4.2 Duties. The committee shall have the authority to establish policies and procedures related to the academic review of high schools and to determine the validity of a high school (e.g., core courses, curriculum, grades) for the purpose of meeting initial-eligibility requirements. A review may result in a determination that a high school shall not be used for the purpose of meeting initial-eligibility requirements. The policies and procedures for the review and determination of the validity of a high school shall be approved by the Division I **Committee on** Academics ~~Cabinet~~ and the Division II Academic Requirements Committee. (See Bylaw 14.1.2.2.)

21.6.4.3 Terms. Committee members shall be appointed to one four-year term. A member's term of service shall commence on the first day of July following the member's appointment. A member may be appointed to one additional term. An individual who has served two terms may not be re-appointed. Terms of service shall run concurrently with Division I **Committee on** Academics ~~Cabinet~~ and Division II Academic Requirements Committee service for members filling those roles.

[21.6.4.4 unchanged.]

21.6.5 Student Records Review Committee.

21.6.5.1 Composition. The committee shall consist of nine members and shall be constituted as follows:

[21.6.5.1-(a) through 21.6.5.1-(b) unchanged.]

(c) One representative from the Division I Committee on Academics ~~Cabinet~~;

[21.6.5.1-(d) through 21.6.5.1-(f) unchanged.]

21.6.5.2 Duties. The committee shall have the authority to establish policies and procedures related to the review of a prospective student-athlete's academic credentials and to determine the validity of a prospective student-athlete's academic credentials for the purpose of meeting initial-eligibility requirements. A review may result in a determination that a prospective student-athlete's academic credentials shall not be used for the purpose of meeting initial-eligibility requirements. The policies and procedures for the review of academic credentials and the determination of the validity of such credentials shall be approved by the Division I Committee on Academics ~~Cabinet~~ and the Division II Academic Requirements Committee. (See Bylaw 14.1.2.3.)

21.6.5.3 Terms. Committee members shall be appointed to one four-year term. A member's term of service shall commence on the first day of January following the member's appointment. A member may be appointed to one additional term. An individual who has served two terms may not be re-appointed. Terms of service shall run concurrently with Division I Committee on Academics ~~Cabinet~~ and Division II Academic Requirements Committee service for members filling those roles.

[21.6.5.4 unchanged.]

## 21.7 Division I ~~Cabinets and~~ Committees.

### 21.7.1 Eligibility for Membership.

21.7.1.1 "On the Staff." Individuals serving on Division I ~~cabinets or~~ committees, or as Division I representatives on Association-wide or common committees shall be salaried on a regular basis by a Division I institution or conference and perform a regular staff function representing at least 50 percent of the normal workload for a staff member at that institution or conference, unless otherwise specified. In addition, a conference office staff member must be employed at a single or multisport conference that meets the requirements for automatic qualification and he or she must be nominated by a multisport conference set forth in Constitution 4.2.1.

21.7.1.1.1 Modification in Employment Status. If a ~~cabinet or~~ committee member's employment status is altered to the extent that the individual no longer meets this requirement, the individual shall be replaced.

21.7.1.1.2 Individuals on Sabbatical or Temporary Leave. An individual on sabbatical or other temporary leave for a period not exceeding 12 consecutive months may be considered to be "on the staff" and eligible for ~~cabinet or~~

committee membership. An individual on terminal leave or on leave in excess of 12 consecutive months shall not be eligible to serve on a ~~cabinet or~~ committee.

21.7.1.1.3 Waiver of Replacement Requirement. The ~~Administration Cabinet~~ **Council**, subject to ratification by the Board of Directors, shall have the authority to waive this provision or to approve a delayed replacement if it deems that an immediate replacement would be detrimental to the work of the ~~cabinet or~~ committee involved.

21.7.1.1.4 Exception -- Secretary-Rules Editor. An individual serving as the secretary-rules editor on a sport rules committee shall not be subject to the "on the staff" requirement set forth in Bylaw 21.7.1.1.

21.7.1.1.5 Exception -- Playing Rules Committees. Institutional staff members from Division II or Division III institutions that sponsor a Division I sport may serve on that sport's playing rules committee as a Division I representative, provided at least 25 percent of the institutions that sponsor the sport are Division II or III institutions.

21.7.2 Representation. No subdivision shall have more than 50 percent representation on any committee unless approved by a vote of at least 85 percent of the Board of Directors. The Board of Directors, the ~~Leadership Council, the Legislative Council, the cabinets~~ and football-related committees are not subject to this requirement.

21.7.2.1 Exception. The following committees shall not be subject to the requirement that no subdivision shall have more than 50 percent representation on any committee:

[21.7.2.1-(a) through 21.7.2.1-(c) unchanged.]

~~(d) Men's Basketball Issues Committee;~~

~~(e) Women's Basketball Issues Committee;~~

**(f)** Committee on Academics Performance;

[21.7.2.1-(g) through 21.7.2.1-(q) relettered as 21.7.2.1-(e) through 21.7.2.1-(o), unchanged.]

21.7.3 Appointments, Methods of Selection and Term of Office.

[21.7.3.1 unchanged.]

~~21.7.3.2 Term of Office of Cabinets. The term of office for members of cabinets shall be as follows:~~

~~(a) Members of cabinets shall be appointed for one four-year term. A former cabinet or committee member may be appointed to an additional term on that cabinet or committee after three years have elapsed. An individual who has served two terms on a cabinet or committee may not serve further on that cabinet or committee;~~

~~(b) The terms of office of Football Bowl Subdivision positions and Football Championship Subdivision and Division I Subdivision positions shall expire on a staggered basis to provide for continuity. Members may be appointed for less than full terms;~~

~~(c) The terms of office shall commence on the first day of July following the member's appointment;~~

~~(d) Members who serve more than one-half of a term shall be considered to have served a full term;~~

~~(e) A conference may remove its representative to a cabinet during a term; and~~

~~(f) The chair of each cabinet may recommend to the Administration Cabinet that a member be replaced if he or she is not properly discharging his or her duties.~~

21.7.3.32 Appointment of Committees. The ~~Administration Cabinet~~ **Council** shall make committee appointments. ~~When specified, committees that are subordinate to a cabinet (and their chairs) shall be appointed by that cabinet.~~

21.7.3.43 Term of Office of Committees. The term of office for members of committees shall be as follows:

(a) Unless otherwise specified, members of committees shall be appointed for one four-year term. A former committee member may be appointed to an additional term on that committee after three years have elapsed. An individual who has served two terms on a committee may not serve further on that committee;

(b) Unless otherwise specified, a term of office shall commence on the first day of September following the member's appointment;

(c) Members who serve more than one-half of a term shall be considered to have served a full term; and

(d) The chair of each committee may recommend to the ~~applicable cabinet or the Administration Cabinet~~ **Council** that a member be replaced if he or she is not properly discharging his or her duties.

21.7.4 Meeting Length and Sites. The ~~Administration Cabinet~~ **Council**, subject to ratification by the Board of Directors, is responsible for developing policies governing the length, sites and expenses related to Division I ~~cabinet and~~ committee meetings (see Bylaw 31.7.2).



~~21.7.5 Cabinets.~~

~~21.7.5.1 Academic Cabinet.~~

~~21.7.5.1.1 Composition. The Academic Cabinet shall consist of 21 members, including one member from each of the conferences listed in Constitution 4.2.1 (a) and 10 members from among the conference listed in Constitution 4.2.1 (b).~~

~~21.7.5.1.1.1 Student-Athlete Representation. One member of the Division I Student-Athlete Advisory Committee shall serve as a member of the cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~

~~21.7.5.1.2 Duties. The cabinet shall:~~

~~(a) Be responsible for review and consideration of the portions of Division I legislation that relate to principles of sound academic requirements;~~

~~(b) Work with the Division II governance structure to ensure that consistent policies exist when possible, while maintaining each division's philosophy and legislative intent;~~

~~(c) Study issues and make policy or legislative recommendations concerning relationships between the Association and the nation's two-year colleges as represented by established regional and national organizations;~~

~~(d) Oversee academic policies;~~

~~(e) Establish, manage and monitor eligibility standards-related policies; and~~

~~(f) Administer waivers as specified by legislation and/or policy.~~

21.7.5.1.3 Committees **Reporting to the Committee on Academics**. *The following committees shall report directly to the Academic Cabinet.*

21.7.5.1.3.1 Initial-Eligibility Waivers Committee.

21.7.5.1.3.1.1 Composition. The Initial-Eligibility Waivers Committee shall consist of 20 members *appointed by the Administration Cabinet*.

21.7.5.1.3.1.2 Term of Office. A member's term of office shall commence on the first day of January following the member's appointment.

21.7.5.1.3.1.3 Duties. The committee shall be responsible for:

(a) Oversight of the process for reviewing requests for waivers of the initial-eligibility requirements in accordance with Bylaw 14.3.1.4. The policies and procedures for the review of such waivers shall be approved by the **Committee on Academics** ~~Cabinet~~; and

(b) Consideration of appeals of staff decisions related to initial-eligibility waiver requests.

[21.7.5.1.3.1.4 renumbered as 21.7.5.1.4 unchanged.]

#### 21.7.5.1.3.2 Progress-Toward-Degree Waivers Committee.

21.7.5.1.3.2.1 Composition. The Progress-Toward-Degree Waivers Committee shall consist of 14 members ~~appointed by the Administration Cabinet~~.

21.7.5.1.3.2.2 Duties. The committee shall be responsible for:

(a) Oversight of the process for reviewing requests for waivers of all progress-toward-degree requirements set forth in Bylaw 14.4.3 and all full-time enrollment requirements of Bylaw 14.1.8. The policies and procedures for the review of such waivers shall be approved by the **Committee on Academics** ~~Cabinet~~; and

(b) Oversight of the process for reviewing requests for waivers of the two-year college transfer requirements set forth in Bylaw 14.5.4 and 14.5.5. The policies and procedures for the review of such waivers shall be approved by the **Committee on Academics** ~~Cabinet~~; and

(c) Consideration of appeals of staff decisions related to waiver requests for which the committee has jurisdiction.

[21.7.5.1.3.2.3 renumbered as 21.7.5.2.3 unchanged.]

#### 21.7.5.1.4 ~~3~~ Common Committees. The following committees shall report to the **Committee on Academics** ~~Cabinet~~ regarding issues related to Division I:

(a) International-Student Records Committee;

(b) High School Review Committee; and

(c) Student Records Review Committee.

#### ~~21.7.5.2 Administration Cabinet.~~

~~21.7.5.2.1 Composition. The Administration Cabinet shall consist of 21 members, including one member from each of the conferences listed in Constitution 4.2.1 (a) and 10 members from among the conferences listed in Constitution 4.2.1 (b).~~

~~21.7.5.2.1.1 Student Athlete Representation. One member of the Division I Student Athlete Advisory Committee shall serve as a member of the cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~

~~21.7.5.2.2 Duties. The cabinet shall:~~

~~(a) Oversee the administrative functions related to the management of the governance structure;~~

~~(b) Appoint the members of the substructure (e.g., committees);~~

~~(c) Administer the legislation and policies and procedures related to Division I membership; and~~

~~(d) In conjunction with the Research Committee:~~

~~(1) Evaluate, supervise and coordinate research activities;~~

~~(2) Make recommendations regarding expenditures of funds for research projects; and~~

~~(3) Make recommendations concerning research topics in intercollegiate athletics.~~

~~21.7.5.2.3 Association Wide Committees. The following committees shall report to the Administration Cabinet regarding issues related to Division I:~~

~~(a) Honors Committee;~~

~~(b) Postgraduate Scholarship Committee;~~

~~(c) Research Committee; and~~

~~(d) Walter Byers Scholarship Committee.~~

~~21.7.5.3 Amateurism Cabinet.~~

~~21.7.5.3.1 Composition. The Amateurism Cabinet shall consist of 21 members, including one member from each of the conferences listed in Constitution 4.2.1 (a) and 10 members from among the conferences listed in Constitution 4.2.1 (b).~~

~~21.7.5.3.1.1 Student Athlete Representation. One member of the Division I Student Athlete Advisory Committee shall serve as a member of the~~

~~cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~

~~21.7.5.3.2 Duties. The cabinet shall:~~

~~(a) Be responsible for review and consideration of the portions of Division I legislation that relate to principles of amateurism;~~

~~(b) Study issues and make policy or legislative recommendations concerning the relationship between intercollegiate athletics and professional teams and organizations;~~

~~(c) Study issues and make policy or legislative recommendations related to commercialism and the use of student athletes' names and likenesses; and~~

~~(d) Serve as the final appellate body for cases involving the determination of facts related to the certification of amateur status per Bylaw 12.01.1.~~

~~21.7.5.3.3 Amateurism Fact Finding Committee. The Amateurism Fact Finding Committee shall report directly to the Amateurism Cabinet.~~

~~21.7.5.3.3.1 Composition. The Amateurism Fact Finding Committee shall consist of 15 members appointed by the Amateurism Cabinet.~~

~~21.7.5.3.3.2 Duties. The committee shall be responsible for making a determination of facts related to the certification of a prospective student-athlete's amateur status on request of an institution. An institution may make such a request if it disagrees with the determination of facts rendered by the NCAA Eligibility Center.~~

~~21.7.5.3.3.3 Appeals. After the Amateurism Fact Finding Committee has acted on an amateurism certification case, the involved institution may appeal the determination of facts to the Amateurism Cabinet. The cabinet determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.~~

~~21.7.5.4 Awards, Benefits, Expenses and Financial Aid Cabinet.~~

~~21.7.5.4.1 Composition. The Awards, Benefits, Expenses and Financial Aid Cabinet shall consist of 21 members, including one member from each of the conferences listed in Constitution 4.2.1 (a) and 10 members from among the conferences listed in Constitution 4.2.1 (b).~~

~~21.7.5.4.1.1 Student Athlete Representation. One member of the Division I Student Athlete Advisory Committee shall serve as a member of the~~

~~cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~

~~21.7.5.4.2 Duties. The cabinet shall:~~

~~(a) Be responsible for review and consideration of the portions of Division I legislation that relate to principles of awards, benefits, expenses and financial aid;~~

~~(b) Study issues and make policy or legislative recommendations related to the provision of financial aid to student athletes; and~~

~~(c) Study issues and make policy or legislative recommendations related to the provision of awards, benefits and expenses to student athletes (excluding awards, benefits and expenses related to NCAA championships).~~

~~21.7.5.5 Championships/Sports Management Cabinet.~~

~~21.7.5.5.1 Composition. The Championships/Sports Management Cabinet shall consist of 32 members with conference representation and weighted votes identical to the Legislative Council as set forth in Constitution 4.6.1 (a) through 4.6.1 (e).~~

~~21.7.5.5.1.1 Student Athlete Representation. One member of the Student Athlete Advisory Committee shall serve as a member of the cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~

~~21.7.5.5.2 Duties. The cabinet shall:~~

~~(a) In championships administration:~~

~~(1) Supervise qualification and/or selection procedures for National Collegiate Championships and Division I championships;~~

~~(2) Review recommendations from sports committees regarding the administration of those championships;~~

~~(3) Process other issues related to the administration of those championships; and~~

~~(4) Act for the Leadership Council as the final authority regarding championships matters in Division I or in a National Collegiate Championship that are subject to appeal to the Leadership Council (excluding appeals of championships selection or assignment in championships competition).~~

~~(b) In working with the Association-wide Committee on Competitive Safeguards and Medical Aspects of Sports:~~

~~(1) Assist in the collection and development of pertinent information regarding desirable training methods, prevention and treatment of sports injuries, usage of sound safety measures at the college level, drug education and drug testing;~~

~~(2) Assist in the dissemination of such information as might be brought appropriately to the attention of the membership and adopt recommended policies and standards designed to further the above objectives; and~~

~~(3) Assist in the supervision of the Association's drug education and drug testing programs under the direction of the Executive Committee.~~

~~(c) In other areas:~~

~~(1) Be responsible for issues involving postseason football contests, college all-star football and basketball contests and exempted contests. The Football Bowl Subdivision members shall vote on bowl subdivision football matters; the Football Championship Subdivision members shall vote on championship subdivision football matters; and all members, regardless of subdivision, shall vote on all other matters; and~~

~~(2) Be responsible for issues involving playing and practice seasons.~~

~~(d) In conjunction with the Association-wide Olympic Sports Liaison Committee:~~

~~(1) Act as a liaison between Division I, the U.S. Olympic Committee and national governing bodies; and~~

~~(2) Study and make recommendations concerning the division's and the Association's appropriate role and the involvement of student athletes in international athletics.~~

~~21.7.5.5.3 Committees. The committees listed in this section shall report directly to the Championships/Sports Management Cabinet.~~

~~21.7.5.5.3.1 Men's Basketball Issues Committee.~~

~~21.7.5.5.3.1.1 Composition. The composition of the Men's Basketball Issues Committee shall consist of 16 voting members, including eight members appointed by and representing the Football Bowl Subdivision (one allocated for a current head men's basketball coach or designated alternate coach); six members appointed by and representing the Football Championship Subdivision and Division I Subdivision (one allocated to a current~~

~~head men's basketball coach or designated alternate coach); and two men's basketball student athletes, one representing the Football Bowl Subdivision and one representing the Football Championship and Division I Subdivisions. Serving as an ex officio member without a vote shall be a member of the Men's Basketball Committee.~~

~~21.7.5.5.3.1.2 Duties. The committee shall ensure appropriate oversight of men's basketball is maintained, with emphasis on recruiting activities, enhance the development and public perception of the sport and make recommendations on policy issues unrelated to legislative and playing rules changes.~~

#### ~~21.7.5.5.3.2 Women's Basketball Issues Committee.~~

~~21.7.5.5.3.2.1 Composition. The composition of the Women's Basketball Issues Committee shall consist of 16 voting members, including eight members appointed by and representing the Football Bowl Subdivision (one allocated for a current head women's basketball coach or designated alternate coach); six members appointed by and representing the Football Championship Subdivision and Division I Subdivision (one allocated to a current head women's basketball coach or designated alternate coach); and two women's basketball student athletes, one representing the Football Bowl Subdivision and one representing the Football Championship and Division I Subdivisions. Serving as an ex officio member without a vote shall be a member of the Women's Basketball Committee.~~

~~21.7.5.5.3.2.2 Duties. The committee shall ensure appropriate oversight of women's basketball is maintained, with emphasis on recruiting activities, enhance the development and public perception of the sport and make recommendations on policy issues unrelated to legislative and playing rules changes.~~

#### ~~21.7.5.5.3.3 Football Issues Committee.~~

~~21.7.5.5.3.3.1 Composition. The Football Issues Committee shall consist of 24 members and shall be constituted as follows:~~

~~(a) One representative from each of the Football Bowl Subdivision conferences identified in Constitution 4.2.1 (a);~~

~~(b) One representative from each of the Football Championship Subdivision conferences from which representatives may be selected to the Football Championship Subdivision Governance Committee. If a conference that qualifies for a representative~~

*pursuant to this provision has a representative on the Football Championships Committee, the same representative shall serve on both committees;*

*(c) Two student athletes. One student athlete shall be from the Football Bowl Subdivision and one student athlete shall be from the Football Championship Subdivision;*

*(d) One representative of the Football Bowl Subdivision and one representative of the Football Championship Subdivision shall be a current head football coach; and*

*(e) One representative from the Football Rules Committee.*

*21.7.5.5.3.3.2 Duties. The committee shall be responsible for the review of issues related to football in Division I, including postseason bowl games (see Bylaw 18.7.2). Football Bowl Subdivision and Football Championship Subdivision members shall vote separately on football issues that pertain only to their respective subdivision.*

*21.7.5.5.4 Association Wide Committees. The following committees shall report to the Championships/Sports Management Cabinet regarding issues related to Division I:*

*(a) Committee on Competitive Safeguards and Medical Aspects of Sports;*

*(b) Olympic Sports Liaison Committee; and*

*(c) Playing Rules Oversight Panel (for information purposes only).*

## **21.7.6 Committees Reporting to the Council.**

### **21.7.5.5.56.1 Sports Committees.**

21.7.5.5.56.1.1 Rules Committees without Championships Responsibilities. These Association-wide committees shall report to the *Championships/Sports Management Cabinet* **Council** for Division I review of the playing rules developed by those committees, which are applicable to all divisions.

21.7.5.5.56.1.2 Rules Committees with Championships Responsibilities. These common committees shall report to the *Championships/Sports Management Cabinet* **Council** for Division I review of the playing rules developed by those committees, which are applicable to all divisions. Each committee shall act as one body to formulate playing rules and to administer championships in those sports in which there is only a National Collegiate Championship. Division I members



of each committee shall be responsible for administering the Division I championship in the sport.

21.7.5.5-~~56.1~~.2.1 Administration of Championships. Each committee shall develop policies and procedures governing the administration of the NCAA championships under its jurisdiction, subject to the approval of the *Championships/Sports Management Cabinet Council*, and shall control, direct and supervise the conduct of said championships subject to the requirements, standards and conditions prescribed by Bylaw 31. The Men's and Women's Track and Field Committee shall be responsible for the Association's cross country, indoor track and field, and outdoor track and field championships.

21.7.5.5-~~56.1~~.2.2 Regional Advisory Committees. Regional advisory committees may be appointed by each sports committee as prescribed by the *Championships/Sports Management Cabinet Council*.

21.7.5.5-~~56.1~~.3 Committees with Championships Administration and Sports Issues Responsibilities. These sports committees shall be responsible for administering the Division I championships or National Collegiate Championships in the applicable sport. Those committees that administer National Collegiate Championships may include representatives from member institutions in Divisions II and III. Those committees administering Division I championships may meet with committees administering championships in the same sport in other divisions as appropriate for the efficient administration of the championships.

21.7.5.5-~~56.1~~.3.1 Composition Requirements. For committees that administer championships in individual sports, at least 25 percent of the positions on each sports committee shall be filled by athletics administrators (e.g., athletics directors, associate or assistant athletics directors, senior woman administrators, individuals who are employed full time as administrators by member conferences, or individuals who are employed both part time as administrators by member conferences and full time by member institutions). For committees that administer championships in team sports, at least 50 percent of the positions on each sports committee shall be filled by athletics administrators.

21.7.5.5-~~56.1~~.3.2 Duties. Each committee shall be responsible for:

(a) Developing policies and procedures governing the administration and conduct of the NCAA championships under its jurisdiction, subject to the approval of the *Championships/Sports Management Cabinet Council* and the requirements, standards and conditions prescribed by Bylaw 31; and

(b) The review of issues related to the applicable sport (*except for those sports in which specific issues committees exist*).

~~21.7.5.5.5~~6.1.3.3 Championships Selection Criteria. Each committee shall have the authority to establish championships selection criteria, including requirements to use regular-season playing rules that conform with rules used in NCAA championships under its jurisdiction in those sports for which the Association does not maintain playing rules.

~~21.7.5.5.5~~6.1.3.4 Regional Advisory Committees. Regional advisory committees may be appointed by each sports committee as prescribed by the *Championships/Sports Management Cabinet* **Council**.

[21.7.5.5.3.5 through 21.7.5.5.3.27 renumbered as 21.7.6.1.3.5 through 21.7.6.1.3.27 unchanged.]

*~~21.7.5.6 Recruiting and Athletics Personnel Issues Cabinet.~~*

*~~21.7.5.6.1 Composition. The Recruiting and Athletics Personnel Issues Cabinet shall consist of 21 members, including one member from each of the conferences listed in Constitution 4.2.1 (a) and 10 members from among the conferences listed in Constitution 4.2.1 (b).~~*

*~~21.7.5.6.1.1 Student Athlete Representation. One member of the Student Athlete Advisory Committee shall serve as a member of the cabinet in an advisory capacity and may serve on the cabinet up to one year after completion of his or her intercollegiate athletics eligibility.~~*

*~~21.7.5.6.2 Duties. The cabinet shall:~~*

*~~(a) Be responsible for review and consideration of the portions of Division I legislation that relate to principles of recruiting and athletics personnel;~~*

*~~(b) Study issues and make policy or legislative recommendations related to the recruiting process; and~~*

*~~(c) Study issues and make policy or legislative recommendations related to athletics personnel issues.~~*

*~~21.7.6 Committees Reporting to the Leadership Council.~~*

~~21.7.6.1~~2 Association-Wide Committees. The following committees shall report to the *Leadership* Council regarding issues related to Division I:

(a) Committee on Women's Athletics;

(b) Minority Opportunities and Interests Committee; ~~and~~

(c) Committee on Sportsmanship and Ethical Conduct;

**(d) Committee on Competitive Safeguards and Medical Aspects of Sports;**

**(e) Olympic Sports Liaison Committee;**

**(f) Playing Rules Oversight Panel (for information purposes only);**

**(g) Honors Committee;**

**(h) Postgraduate Scholarship Committee;**

**(i) Research Committee; and**

**(j) Walter Byers Scholarship Committee.**

21.7.6.23 Student-Athlete Advisory Committee.

21.7.6.23.1 Composition. The Student-Athlete Advisory Committee shall consist of one student-athlete from each of the conferences identified in Constitution 4.2.1. The members shall be selected by the ~~Administration Cabinet~~ **Council** from a pool of three nominees from each of the represented conferences.

21.7.6.23.2 Term of Office. A student-athlete member shall not serve more than two years on the committee but may request appointment for another two-year term, subject to the ~~Administration Cabinet's~~ **Council's** approval. A member's term of office shall commence on the first day of July following the member's appointment.

~~21.7.6.23.3 Role with Leadership Council and Legislative Council. The Student-Athlete Advisory Committee shall designate one of its members to participate in each meeting of the Leadership Council in an advisory capacity and one of its members to participate in each meeting of the Legislative Council in an advisory capacity.~~

21.7.6.23.43 Duties. The committee shall receive information and explanations of divisional activities and legislation, review and react to topics referred to it by other governance entities and comment to the governance structure on any divisional subject of interest.

~~21.7.7 Committees Reporting to the Legislative Council.~~

21.7.7.~~16.5~~ Committee on Institutional Performance. The Committee on Institutional Performance shall be appointed as provided in Bylaw 22.1 and its duties assigned as set forth in Bylaw 22.1.2.

21.7.7.~~26.6~~ Legislative Review/Interpretations Committee.

21.7.7.~~26.6.1~~ Composition. The Legislative Review/Interpretations Committee shall consist of ~~nine~~ **11** members, including a ~~minimum of two members representing each subdivision and~~ **representative from each of the five conferences named in Constitution 5.3.2.1.1, two representatives from among the conferences listed in Constitution 4.3.1-(c), two representatives from among the conferences listed in Constitution 4.3.1-(d) and two representatives from among the conferences listed in Constitution 4.3.1-(e).** **The committee shall include** a minimum of one director of athletics/senior woman administrator, one campus compliance administrator, one conference administrator and one faculty athletics representative.

21.7.7.~~26.6.2~~ Duties. The committee shall:

- (a) Determine interpretations of all legislation;
- (b) Review interpretations issued by the membership services staff and, if necessary, modify such interpretations;
- (c) Respond to requests from the member institutions to interpret Division I bylaws (see Constitution 5.4.1.2.1); and
- (d) Identify interpretations to be incorporated into the NCAA Division I Manual.

21.7.7.~~26.6.3~~ Special Operating Rules.

**21.7.6.6.3.1 Limit on Authority.** The committee shall not have the authority to alter interpretations that have been approved by the *Legislative* Council. Its decision shall be binding unless overturned on appeal to the *Legislative* Council at its regularly scheduled meeting.

**21.7.6.6.3.2 Areas of Autonomy.** **The members of the committee who are representatives from the five conferences named in Constitution 5.3.2.1.1 shall have the authority to act on behalf of the committee on matters that relate to the areas of autonomy listed in Constitution 5.3.2.1.2.**

21.7.7.~~36.7~~ Committee on Student-Athlete Reinstatement.

[21.7.7.3.1 through 21.7.7.3.2 renumbered as 21.7.6.7.1 through 21.7.6.7.2, unchanged.]

21.7.7.~~36~~.7.3 Duties. The committee shall have the authority under Bylaw 14.11 to determine all matters pertaining to the policies and procedures for the restoration of eligibility of a student-athlete who is ineligible for intercollegiate competition as a result of a violation of NCAA legislation and for waivers of legislation for which the committee has been authorized to act.

21.7.7.~~36~~.7.3.1 Application of Eligibility Rules. In fulfilling the duties set forth above, the following shall apply:

(a) Authority of the Student-Athlete Reinstatement Staff. Subject to review by the *Legislative* Council, the student-athlete reinstatement staff is authorized to apply the eligibility rules of the division.

(b) Appeals. After the student-athlete reinstatement staff has acted on a reinstatement matter or waiver, the involved institution or conference may appeal the decision to the Committee on Student-Athlete Reinstatement. The committee's determination shall be final, binding and conclusive and shall not be subject to further review by any other authority.

21.7.8~~7~~ Committees Reporting to Board of Directors.

21.7.8~~7~~.1 Division I Presidential Advisory Group.

[21.7.8.1.1 through 21.7.8.1.2 renumbered as 21.7.7.1.1 through 21.7.7.1.2, unchanged.]

21.7.8~~7~~.1.3 Duties. The Division I Presidential Advisory Group shall advise and provide input to the seven members of the committee who serve on the Board of Directors. ~~Members of the Presidential Advisory Group who represent Football Championship Subdivision conferences shall have the authority to act on behalf of the Football Championship Subdivision members of the Board of Directors on legislative issues that relate to championship subdivision football, subject to review by the full Board of Directors.~~

21.7.8~~7~~.2 Committee on Academic~~s~~ *Performance*. The Committee on Academic~~s~~ *Performance* shall *administer the Academic Performance Program* **be appointed and its duties assigned as provided in Constitution 4.4.**

~~21.7.8.2.1 Composition. The committee shall consist of 15 members including a minimum of two chancellors or presidents, one faculty athletics representative, one director of athletics, one senior woman administrator and one conference administrator. The committee shall include at least two members from each of the three Division I membership subdivisions. All committee members should be on the staff of a Division I active institution or conference. A president or chancellor~~

~~member shall serve as chair. After the chair has served two full terms, the Board of Directors may extend his or her term at two-year intervals.~~

~~21.7.8.2.2 Duties. The Committee on Academic Performance shall:~~

~~(a) Oversee the process governing data collection, analysis and calculation used to determine the academic progress rate (APR), the graduation success rate (GSR) and the process governing data collection of the academic performance census (APC);~~

~~(b) Formulate and revise as needed, a statement of the established operating policies and procedures of the Academic Performance Program;~~

~~(c) Determine the appropriate standards on which penalties or rewards apply and notify members of such standards;~~

~~(d) Identify and notify institutions or teams that fail to satisfy the appropriate standards under which historical penalties apply;~~

~~(e) Identify and notify institutions or teams that demonstrate academic excellence under the Academic Performance Program;~~

~~(f) Oversee the administration of a public recognition program for institutions or teams that demonstrate academic excellence under the Academic Performance Program;~~

~~(g) Hear appeals (or waivers) of institutions or teams subject to penalties and any other matters of appeal pursuant to the legislation and policies and procedures of the Academic Performance Program;~~

~~(h) Recommend changes to the Academic Performance Program based on research data analysis and practical experience;~~

~~(i) Interpret Academic Performance Program legislation and policies; and~~

~~(j) Perform any other duties directly related to the administration of the Academic Performance Program.~~

21.7.8.3 Committee on Infractions. The Committee on Infractions shall be appointed and its duties assigned as provided in Bylaw 19.3.

21.7.8.4 Infractions Appeals Committee. The Infractions Appeals Committee shall be appointed and its duties assigned as provided in Bylaw 19.4.

**O. Bylaws:** Amend 22.1, as follows:

22.1 Committee on Institutional Performance. The ~~Administration Cabinet~~ **Council** shall appoint a Committee on Institutional Performance that shall be responsible for administration of the NCAA Division I Institutional Performance Program.

[22.1.1 unchanged.]

22.1.2 Duties. The duties of the Committee on Institutional Performance include, but are not limited to, making recommendations to the Division I Board of Directors related to the following:

[22.1.2-(a) through 22.1.2-(g) unchanged.]

(h) Determination of successful completion of the program for reclassifying institutions in collaboration with the ~~Administration Cabinet~~ **Council**; and

[22.1.2-(i) unchanged.]

**P. Bylaws:** Amend 31, as follows:

31 Executive Regulations

31.01 General Principles.

[31.01.1 through 31.01.2 unchanged.]

31.01.3 Size of Championship Fields. The size of all NCAA championships fields shall be established by the ~~Championships/Sports Management Cabinet~~ **Council** to provide for efficient management of the events, adequate NCAA championship opportunities relative to the nationwide quality of competition and sound economic administration of the financial resources of the Association and its championships. (See Bylaw 31.3.1 for the criteria to be considered in establishing the size of the championship field.)

[31.01.4 unchanged.]

31.02 Definitions and Applications.

31.02.1 Automatic Qualification. Automatic qualification is the automatic entry into a championship field by a team or individual student-athletes representing a member conference recommended by the appropriate sports committee and approved by the ~~Championships/Sports Management Cabinet~~ **Council** (see Bylaw 31.3.4).

[31.02.2 through 31.02.4 unchanged.]

31.1 Administration of NCAA Championships.

31.1.1 Authority of ~~Championships/Sports Management Cabinet, Leadership~~ Council, Board of Directors and/or Executive Committee and Sports Committees. As specified in Bylaw 18.1, all NCAA championships shall be conducted in accordance with the general policies established by the ~~Championships/Sports Management Cabinet, Leadership~~ Council, Board of Directors and/or Executive Committee and shall be under the control, direction and supervision of the appropriate sports committees, subject to the standards and conditions set forth in these executive regulations. Additional policies of an administrative nature are set forth in the respective championships handbooks and are to be followed in the administration of NCAA championships.

[31.1.1.1 unchanged.]

31.1.1.2 Appeal of Decisions of Sports Committees. An appeal of a decision of a governing sports committee, or a subcommittee designated by it, concerning questions of individual or institutional eligibility or the conduct of a championship will not be considered by the ~~Championships/Sports Management Cabinet~~ **Council** at any time during the championship or 48 hours immediately preceding the beginning of the championship. During such period, the governing sports committee, or a subcommittee designated by it, shall be the final authority in acting upon appeals concerning the conduct of the championship, subject to the provisions of Bylaw 31.2 regarding institutional and individual eligibility questions.

[31.1.2 unchanged.]

31.1.3 Sites and Dates. The governing sports committees recommend to the ~~Championships/Sports Management Cabinet~~ **Council** the sites and dates for all NCAA championships.

31.1.3.1 ~~Championships/Sports Management Cabinet~~ **Council** Approval. ~~Championships/Sports Management Cabinet~~ **Council** approval shall be obtained before final site commitments are made to the host institution or any other individual or organization associated with the management of an NCAA championship. However, in the sports of baseball, basketball, field hockey, football, ice hockey, lacrosse, soccer, softball and volleyball, the governing sports committees are authorized to select sites for preliminary rounds of competition without prior ~~Championships/Sports Management Cabinet~~ **Council** approval.

31.1.3.2 Site Selection. The governing sports committees shall evaluate prospective sites for NCAA championships in terms of the specific criteria approved by the ~~Championships/Sports Management Cabinet~~ **Council**. The division championships committees may assign specific priorities to these criteria for their respective championships. These shall be specified in the appropriate championships handbooks. A governing sports committee that desires to use additional criteria shall obtain ~~Championships/Sports Management Cabinet~~ **Council** approval before doing so.

31.1.3.2.1 Criteria for Site Determination. The following criteria are to be used in the evaluation of sites for all competition in NCAA championships:



[31.1.3.2.1-(a) unchanged.]

(b) Revenue potential (e.g., a financial guarantee or guideline that ensures fiscal responsibility and is appropriate for the particular event, as recommended by the governing sports committee and approved by the ~~Championships/Sports Management Cabinet~~ **Council**);

[31.1.3.2.1-(c) 31.1.3.2.1-(e) unchanged.]

31.1.3.2.1.1 Site Bid Information. Sports committees shall submit information related to championships site bids in a format approved by the ~~Championships/Sports Management Cabinet~~ **Council**.

[31.1.3.2.2 through 31.1.3.2.3 unchanged.]

31.1.3.2.4 Reconsideration of Host Institution. The ~~Championships/Sports Management Cabinet~~ **Council** may reconsider the designation of a host institution for an NCAA championship if that institution's team or individual student-athletes are not eligible to compete in the championship.

[31.1.3.2.5 unchanged.]

31.1.3.3 Concluding Dates. NCAA championships competition shall be concluded not later than May 31 each year unless later dates are approved by the ~~Championships/Sports Management Cabinet~~ **Council**. (Note: The Division I Baseball Championship, the Division I Men's Golf Championships, and the Division I Men's and Women's Outdoor Track and Field Championships have been granted waivers by the ~~Championships/Sports Management Cabinet~~ **Council**.)

31.1.4 Day of Competition. NCAA championships competition may be scheduled or conducted on any day, provided the governing sports committee has received the prior approval of the ~~Championships/Sports Management Cabinet~~ **Council** and the following regulations are applied.

[31.1.4.1 through 31.1.4.2 unchanged.]

31.1.4.3 Rescheduling. If an emergency develops that causes postponement of an NCAA championship, or if the competitive situation dictates a more expeditious completion of the meet or tournament, Sunday competition may be permitted, provided the competing institutions are agreeable and advance approval is obtained from the ~~Championships/Sports Management Cabinet~~ **Council**.

[31.1.4.4 unchanged.]

[31.1.5 through 31.1.9 unchanged.]

31.1.10 Misconduct. Each games committee shall hold a pretournament meeting with the coaches of participating institutions to review and explain the policies related to misconduct (as defined in Bylaw 31.02.4).

[31.1.10.1 through 31.1.10.2 unchanged.]

31.1.10.3 Penalty for Misconduct. A governing sports committee (or the games committee authorized to act for it) may impose any one or a combination of the following penalties on an institution or any student-athlete or representative of an institution guilty of misconduct:

[31.1.10.3-(a) through 31.1.10.3-(h) unchanged.]

(i) Financial or other penalties different from (a) through (h) above, but only if they have prior approval of the ~~Championships/Sports Management Cabinet~~ **Council**.

31.1.11 Failure to Adhere to Policies and Procedures.

31.1.11.1 Financial Penalties. A governing sports committee may assess a financial penalty against an institution for failure of any of its representatives to adhere to the policies and procedures governing championships administration, subject to review by and appeal to the ~~Championships/Sports Management Cabinet~~ **Council**. The institution may be assessed:

[31.1.11.1-(a) through 31.1.11.1-(c) unchanged.]

(d) Financial or other penalties different from (a), (b) and (c) above, but only if they have prior approval of the ~~Championships/Sports Management Cabinet~~ **Council**.

31.1.11.2 Late-Entry Fines. Institutions shall not be charged entry fees for teams or student-athletes competing in NCAA championships, but governing sports committees may establish late-entry fines, subject to the approval of the ~~Championships/Sports Management Cabinet~~ **Council**.

31.1.12 Awards. The Association has created standard participant and commemorative awards for individuals and teams that participate in NCAA championships. The number of such awards for each championship shall be determined by the governing sports committee, subject to the approval of the ~~Championships/Sports Management Cabinet~~ **Council**. These official NCAA awards shall be the only awards presented by the Association to teams and individuals for participation in NCAA championships competition and shall be the only awards presented at the site of an NCAA championship. "At the site" is intended to include the period from the time access to the site is available to spectators until all patrons have left the facility or area used for competition. (See Figure 16-1, Figure 16-2 and Figure 16-3 for additional limitations on awards.)

[31.1.13 through 31.1.15 unchanged.]

31.2 Eligibility for Championships.

31.2.1 Institutional Eligibility. To be eligible to enter teams or individual student-athletes in NCAA championships, an institution shall recognize the sport involved as a varsity intercollegiate sport (see Bylaw 17.02.13) and shall meet the institutional requirements set forth in Bylaw 18.4.2 applicable to the division in which the institution is a member or for which it is petitioning for eligibility in a sport. An institution that holds membership in a member conference may not enter teams or individuals in an NCAA championship unless they are eligible for such competition under the rules of that conference [see Bylaw 18.4.2.1-(a)].

[31.2.1.1 through 31.2.1.2 unchanged.]

31.2.1.3 Deadline Waivers. Institutions that fail to meet a deadline for institutional eligibility in NCAA championships may appeal to the *Championships/Sports Management Cabinet* **Council** for a waiver. If the appeal is granted, the institution may be restored to eligibility for NCAA championships.

[31.2.1.3.1 unchanged.]

31.2.1.4 Joint-Declaration Program. The NCAA and the National Association of Intercollegiate Athletics together administer a joint-declaration program in those men's and women's sports in which there is a date conflict between the national championships of the two organizations. In such championships, each institution that holds membership in both organizations must declare by mid-September each year whether it will participate (if selected) in the NAIA championship, in the NCAA championship or in no postseason competition in that sport. An institution that fails to submit the joint-declaration form by the established deadline shall be ineligible to compete in both associations' championships in the particular sport(s) that year. An appeal process exists for such institutions and such an appeal may be submitted to the *Championships/Sports Management Cabinet* **Council**.

[31.2.1.5 through 31.2.1.6 unchanged.]

31.2.1.7 Eligibility Requirements. Institutional eligibility for all championships shall be limited to member institutions that meet institutional eligibility requirements (see Bylaw 31.2.1) and any additional requirements specified in the applicable championships handbooks.

31.2.1.7.1 Eligibility of Participants. An institution shall advise the NCAA championships staff if a student-athlete who has participated in regular-season competition becomes ineligible before the date on which the governing sports committee selects championship participants, as indicated in the appropriate championships handbook.

[31.2.1.7.1.1 through 31.2.1.7.1.2 unchanged.]

31.2.1.7.1.3 Review of Violation of Terms of Availability Questionnaire. When an institution is alleged to have violated the terms of an availability questionnaire (e.g., failing to report an ineligible student-athlete), it may be represented at the meeting of the governing sports committee when the committee determines whether a violation occurred and, if so, whether the institution shall be ineligible to participate in the tournament for one or more years. The institution may submit a written statement or make an in-person presentation, or both. After the governing sports committee has ruled on the matter, its decision shall be final unless the institution appeals the decision to the ~~Championships/Sports Management Cabinet~~ **Council**. The ~~Championships/Sports Management Cabinet~~ **Council** shall hear the appeal at one of its regularly scheduled meetings unless there are compelling reasons to conduct a special meeting for such purpose.

[31.2.1.7.2 unchanged.]

31.2.2 Individual Eligibility. All student-athletes, regardless of division, must meet the eligibility standards established for NCAA championships competition. The general and academic eligibility requirements are set forth in detail in Bylaw 14, in which there also is reference to other legislation regarding eligibility of the individual student-athlete. Other specific requirements for eligibility for NCAA championships (e.g., authority of the **Committee on Academics**, ~~Cabinet~~, Committee on Student-Athlete Reinstatement, amateur status certification and ineligibility for use of banned drugs) are set forth in Bylaws 10.3, 10.4 and 18.4.1. The Executive Committee may require the student-athletes to certify their eligibility for championships competition.

[31.2.2.1 through 31.2.2.4 unchanged.]

[31.2.3 unchanged.]

31.3 Selection of Teams and Individuals for Championships Participation. A list of the institutions in good standing shall be supplied by the NCAA president to the chair of each governing sports committee and to the athletics director of the host institution. This list should be observed carefully to assure that no entries are accepted from or invitations extended to ineligible institutions.

31.3.1 Size of Championships Fields. The size of all NCAA championships fields shall be established by the ~~Championships/Sports Management Cabinet~~ **Council** to provide for efficient management of the events, adequate NCAA championship opportunities relative to the nationwide quality of competition and sound economic administration of the financial resources of the Association and its championships.

[31.3.2 unchanged.]

31.3.3 Criteria for Selection of Participants -- Divisions I and II. The following criteria shall be employed by a governing sports committee in selecting participants for NCAA championships

competition, and a governing sports committee that wishes to use additional criteria must obtain ~~Championships/Sports Management Cabinet~~ **Council** approval before doing so:

[31.3.3-(a) through 31.3.3-(c) unchanged.]

[31.3.3.1 through 31.3.3.5 unchanged.]

31.3.4 Automatic Qualification. Each governing sport committee shall forward annually to the ~~Championships/Sports Management Cabinet~~ **Council** those conferences that should receive automatic qualification for their teams or individual student-athletes into NCAA championships. Prior to forwarding the list of conferences to receive automatic qualification, a governing sport committee shall ensure that the member conference meets the requirements specified in Bylaws 31.3.4.1 through 31.3.4.7. A member conference may appeal to the ~~Championships/Sports Management Cabinet~~ **Council** the automatic-qualification review of the sport committee and the committee's decision to find, or not find, a conference qualified for automatic-qualification status. The decision of the ~~Championships/Sports Management Cabinet~~ **Council** on such appeals will be final.

[31.3.4.1 through 31.3.4.5 unchanged.]

31.3.4.6 Sports Groupings for Automatic Qualification. For purposes of evaluating criteria for automatic qualification, the various sports shall be grouped as follows:

- (a) Team Sports -- baseball, basketball, field hockey, football, ice hockey, lacrosse, soccer, softball, volleyball and water polo. In this category, subject to the approval of the ~~Championships/Sports Management Cabinet~~ **Council**, a sport committee may grant exceptions to the six-team requirement for sports that are sponsored by less than 30 percent of the membership, provided the conference previously included six teams that sponsored the sport;
- (b) Timed Individual Sports -- indoor track and field, outdoor track and field, and swimming; and
- (c) Other Individual Sports -- cross country, fencing, golf, gymnastics, rifle, skiing, tennis and wrestling. In this category, a sports committee may grant exceptions to the six-team requirement, subject to the approval of the ~~Championships/Sports Management Cabinet~~ **Council**.

31.3.4.7 Limitations on Automatic-Qualifying Positions.

31.3.4.7.1 Team Sports Other Than Men's Basketball. In team sports, per Bylaw 31.3.4.6-(a), excluding football and any team sport in which automatic qualification is not offered, the sport committee must award, if a sufficient number of applications for automatic qualification exist, at least 50 percent of the championship field to conferences that meet automatic-qualification criteria and provide play-in criteria. In sports other than men's volleyball, men's water polo

and women's water polo, the remaining 50 percent of the championship field shall be reserved for at-large teams. It will be the responsibility of the ~~Championships/Sports Management Cabinet~~ **Council** to determine if a conference play-in to a championship field is to be administered by the NCAA championships staff or by the member conference.

[31.3.4.7.2 unchanged.]

[31.3.5 through 31.3.6 unchanged.]

#### 31.4 Financial Administration of Championships.

31.4.1 Host Institution's Responsibility. The host institution shall administer the finances of an NCAA championship in accordance with this bylaw and consistent with the institution's championship budget, as submitted to and approved by the governing sports committee and the ~~Championships/Sports Management Cabinet~~ **Council**.

[31.4.1.1 unchanged.]

31.4.2 Gross Receipts. Gross receipts shall be all revenues derived from the championship, including:

[31.4.2-(a) through 31.4.2-(e) unchanged.]

[31.4.2.1 unchanged.]

31.4.2.2 Waiver. Any waiver of the policies for the gross receipts of championships shall be approved in advance by the ~~Championships/Sports Management Cabinet~~ **Council**.

31.4.3 Game Expenses. Game expenses are the actual costs directly related to the administration and conduct of the championship, including specifically the costs for tickets (printing, selling and collecting), sales taxes, ushers, game officials, police, buildings and grounds expenses, printing of related materials, motion pictures of the competition (if authorized by the ~~Championships/Sports Management Cabinet~~ **Council**), reasonable entertainment, expenses of selection committees authorized by the governing sports committee and any other out-of-pocket expense directly related to the administration and conduct of the championship.

[31.4.3.1 unchanged.]

31.4.3.2 Waiver. Any waiver of the policies for game expenses shall be approved in advance by the ~~Championships/Sports Management Cabinet~~ **Council**.

31.4.4 Institutional Allowance. The host institution may share in the balance remaining after game expenses are deducted from the gross receipts. Television rights fees and income from championships programs and merchandise produced and sold under contract between the NCAA and an outside agency shall not be included in determining the host institution's allowance.

31.4.4.1 Permissible Allowances. The amount of institutional allowance varies with the sport, the level of championships competition, whether there is a common site for men's and women's championships and whether an institution's facilities are used. The permissible institutional allowances (from balance of gross receipts after deduction of game expenses) are as follows:

[Allowances unchanged.]

[Note 1 unchanged.]

Note 2 For championships conducted at off-campus facilities, hosts may deduct the permissible allowance or a maximum of 10 percent of gross receipts after deduction of game expenses, upon the recommendation of the sports committee and approval of the ~~Championships/Sports Management Cabinet~~ **Council**.

[Note 3 unchanged.]

[31.4.4.2 unchanged.]

[31.4.5 unchanged.]

31.4.6 Transportation and Per Diem Expenses. Subject to the availability of funds, the Association may pay transportation and per diem expenses incurred by teams and individual competitors in NCAA championships competition. Transportation expenses and per diem allowances for the official traveling parties of competing institutions in Division I and National Collegiate team championships and individual-team championships shall be determined and provided in accordance with policies and procedures established by the ~~Championships/Sports Management Cabinet~~ **Council**. On an annual basis, the ~~Championships/Sports Management Cabinet~~ **Council** shall determine and announce to the membership the percentage of transportation expense and the per diem allowance to be paid in each championship for the next academic year.

31.4.7 Net Receipts. After payment of game and administrative expenses for each championship, the NCAA president shall place the remaining money in the general operating fund of the Association to be used to cover other expenses of the Association and to be apportioned among member institutions, as directed by the ~~Championships/Sports Management Cabinet~~ **Council**.

31.4.8 Distribution of Forfeited Receipts. An institution may be obligated to return its share of the revenue distribution for permitting an ineligible student-athlete to participate in the championship (see Bylaw 31.2.2.4). If so, such funds shall be distributed among other member institutions according to a formula prescribed by the ~~Championships/Sports Management Cabinet~~ **Council**.

[31.4.9 unchanged.]

[31.5 unchanged.]

### 31.6 Rights to NCAA Properties and Marketing Restrictions.

[31.6.1 through 31.6.3 unchanged.]

31.6.4 Championships Properties. The Association owns all rights to each and all of its championships as listed in Bylaw 18.3. These rights include, in addition to the rights with respect to participation and admission, rights to television (live and delayed), radio broadcasting, filming and commercial photography. In addition, the NCAA reserves the right to sell items developed through the NCAA marketing program at the site of a championship.

31.6.4.1 Awarding Media Rights. Television, radio and film rights shall be awarded in such a manner as to advance most fully the following interests:

[31.6.4.1-(a) through 31.6.4.1-(d) unchanged.]

31.6.4.1.1 Procedures. Specific policy decisions under the foregoing are determined by the governing sports committee for the particular championship, subject to the approval of the ~~Championships/Sports Management Cabinet~~ **Council**. Negotiations with respect to the awarding of any such rights shall be conducted by the president, who shall have authority to determine the specific terms and conditions and to execute contracts for the awarding of such rights on behalf of the Association. Inquiries concerning all such rights should be directed to the NCAA president at the national office. In accordance with the policies stated herein, the NCAA president shall negotiate with any party interested in such rights when they are available.

31.6.4.2 Marketing, Licensing, Promotional and Public Affairs Initiatives. The NCAA president shall be responsible for the oversight and administration of all marketing, licensing, promotions and public affairs initiatives. The NCAA president shall have the authority to appoint ad hoc advisory groups to provide assistance in developing policies to review any initiative and to provide assistance in addressing emerging issues. In addition, negotiations with respect to awarding merchandising, marketing and licensing rights (including corporate partner rights) shall be conducted by the NCAA president, who shall have the authority to determine the specific terms and conditions and to execute and enforce contracts for the awarding of such rights on behalf of the Association. The NCAA Executive Committee, at its discretion, may request a detailed accounting of any marketing, licensing, promotional and public affairs initiative that resulted in the awarding of a contract on behalf of the Association. The Board of Directors and the ~~Leadership~~ Council may request a report related to any matter handled by the NCAA president under the authority of this legislation.

31.6.4.3 Photographs, Films and Videotapes. The Association reserves all rights to the use of still photographs, films and videotapes of its championships. All rights to photograph, film and videotape NCAA championships may be assigned to media



representatives for news purposes but otherwise are to be controlled exclusively by NCAA Productions, a unit of the NCAA. NCAA Productions shall film or videotape certain NCAA championships, as recommended by the governing sports committees and approved by the ~~Championships/Sports Management Cabinet~~ **Council**. Its cost in filming or videotaping an NCAA championship and producing prints or video dubs for the NCAA library of films shall be entered as an item of game expenses for that championship. The filming or videotaping of NCAA championships by parties other than NCAA Productions (i.e., participating institutions or commercial film production companies) for any purpose other than news purposes may be permitted only with the advance written consent of the NCAA president.

[31.6.4.3.1 unchanged.]

[31.6.4.4 through 31.6.4.6 changed.]

### 31.7 General Financial Management.

[31.7.1 unchanged.]

#### 31.7.2 Committee and Delegate Finances.

31.7.2.1 Allowable Expenses, Committee Members. Any member of an NCAA committee who is entitled under the following regulations to reimbursement of expenses for attendance at a committee meeting shall not receive such payment if the member fails to remain in actual attendance at the meeting for its entire duration as announced in advance. However, in any special case in which a committee member for valid reasons is granted permission by the chair for late arrival or early departure, the member shall receive reimbursement in full.

[31.7.2.1.1 through 31.7.2.1.2 unchanged.]

31.7.2.1.3 Actual Expenses. The ~~Leadership~~ Council or Executive Committee for Association-wide issues may authorize reimbursement of actual expenses if circumstances warrant.

31.7.2.1.4 Meeting Frequency. Payment of expenses for attendance at meetings of an NCAA standing committee shall be limited to two meetings per year unless otherwise authorized by the ~~Leadership~~ Council or Executive Committee for Association-wide issues.

[31.7.2.1.5 unchanged.]

31.7.2.1.6 Special Committees. The expense allowance for any special committees or for individuals engaged in official Association business shall be determined by the ~~Leadership~~ Council or Executive Committee for Association-wide issues.

31.7.2.1.7 Sports Committees. Meetings of sports committees shall be held at places and times other than those authorized for the championships of their respective sports and shall be limited to two days (plus travel time) for purposes of the NCAA per diem expense allowance, unless other arrangements have been approved by the *Leadership* Council or Executive Committee for Association-wide issues.

31.7.2.1.8 Expense Allowance for Conventions. An expense allowance shall not be granted for committee meetings held in connection with a Convention of the Association, except that standing committees that regularly meet before or after an Association Convention shall be entitled to one day's per diem for each day or part thereof on Association business, subject to the approval of the *Leadership* Council or Executive Committee for Association-wide issues.

31.7.2.1.9 Approval of Payments. All expense payments shall be approved in writing by the committee chair or, in the case of the *Leadership* Council, Board of Directors and Executive Committee, by the secretary-treasurer or the NCAA president.

31.7.2.1.10 Waivers. The NCAA president, subject to the approval of the *Leadership* Council or Executive Committee for Association-wide issues, may grant such waivers of the committee-expense regulations in particular cases as are deemed advisable to prevent hardship upon a committee or an individual committee member.

[31.7.2.2 through 31.7.2.3 unchanged.]

[31.7.3 through 31.7.4 unchanged.]

[31.8 unchanged.]

31.9 National Statistics Program. A national statistics program shall be maintained for active member institutions in baseball, men's and women's basketball, field hockey, football, men's and women's ice hockey, men's and women's lacrosse, men's and women's soccer, softball, and men's and women's volleyball. The ~~*Championships/Sports Management Cabinet*~~ **Council** shall oversee the statistics program and approve its policies and procedures. The national statistics program policies and procedures shall be published on the NCAA website.

**Source:** NCAA Division I Board of Directors

**Effective Date:** Immediate for purposes of enabling the preliminary implementation/transition strategy as outlined by the Division I Steering Committee on Governance, including the initiation of the legislative process for areas of autonomy. The legislative process for areas of Council governance and football-specific legislation is effective August 1, 2015.

**Proposal Category:** Amendment

**Topical Area:** Organization, Legislative Authority and Process

**Rationale:** A new governance structure will enable Division I to operate in a more transparent, participative and streamlined manner, and to be more responsive to membership needs throughout the division, particularly to those of student-athletes. The model recognizes the diversity of the membership and the need for autonomy in terms of governance and legislative actions in certain areas while maintaining the overarching values of higher education. Significant improvement and alteration to the way Division I is governed should be achieved with the adoption of this model.

**Estimated Budget Impact:** TBD

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

**History:**

Jul 18, 2014: Submit; Submitted for Consideration.