

A G E N D A

National Collegiate Athletic Association

Division I Awards, Benefits, Expenses and Financial Aid Cabinet

NCAA
Indianapolis, Indiana

September 19, 2011

1. Opening remarks and review of schedule. [**No action anticipated.**] (Sarah Bobert)
2. Approval of report from June 21 meeting. [**Action anticipated.**] (Bobert)

Background: *The NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet will need to approve the report from its last meeting as distributed via email following the meeting.*

3. Review of cabinet policies and operating procedures. [Supplement No. 1] [**No action anticipated.**] (Bobert)

Background: *The cabinet will review its policies and operating procedures document, particularly Appendix G, which has been updated to reflect current legislation.*

4. Outcomes of presidential retreat. [Supplement No. 2] [**No action anticipated.**] (Bobert/Kris Richardson)

Background: *The cabinet will receive information about the next steps resulting from the August 9-10 presidential retreat.*

5. Legislative overview of NCAA Bylaws 15 and 16. [Supplement No. 3] [**No action anticipated.**] (Richardson/Shawna Cobb)

Background: *The NCAA staff will provide rules education on the primary rules within the cabinet's jurisdiction.*

6. Review recent interpretations of NCAA Bylaws 15 and 16. [Supplement No. 4] [**No action anticipated.**] (Richardson)

Background: *The NCAA staff will review recent interpretations involving legislation within the cabinet's jurisdiction.*

7. Discussion on legislative proposals in the 2011-12 legislative cycle. [Supplement No. 5] **[Action anticipated.]** (Cobb/Danielle Teetzel)

Background: *The cabinet will be asked to formulate a position on and offer suggested modifications of proposals in the 2011-12 legislative cycle.*

8. Discussion on cabinet's priorities.
 - a. Update on outreach to financial aid community. **[No action anticipated.]** (Kris Richardson)

Background: *The cabinet will receive an update on the efforts related to this priority item.*

- b. Examination of maximum grant-in-aid limitations/equivalency versus head count designations. [Supplement No. 6] **[Action anticipated.]** (Cobb)

Background: *The cabinet will continue its review of maximum grant-in-aid limitations and equivalency versus head count designations, including statistical information gathered by the staff and feedback cabinet members received from their campuses and conferences on the appropriateness of current designations (head count or equivalency) and team financial aid limits.*

- c. Review of equivalency computation method. [Supplement No. 7] **[Action possible.]** (Teetzel)

Background: *The cabinet will continue its review of the current equivalency computations legislation in Division I, including feedback cabinet members received from their campuses and conferences on suggestions for calculating equivalencies, including methods that would not use actual and average figures the way they currently are used.*

9. Discussion of items submitted by cabinet members. [**Action possible.**]
 - a. Departure/return expense restrictions – women’s golf. [Supplement No. 8] (Richard Carmichael)

Background: *This item will be a discussion of a proposed exception to the departure/return expense legislation for women’s golf.*
 - b. Room and board – unlimited meal plans. [Supplement No. 9] (Bobert)

Background: *This item will be a discussion of unlimited meal plans and current room and board legislation.*
10. Report from NCAA Division I Student-Athlete Advisory Committee (SAAC). [**No action anticipated.**] (Lauren Cochlin)

Background: *Lauren will provide an update on recent and upcoming SAAC activities.*
11. Report from the July/August governance meetings. [**No action anticipated.**] (Bobert/NCAA Staff)

Background: *NCAA staff will provide an update on the activities from the July/August governance meetings and Sarah will discuss the latest work of the NCAA Division I Communications and Coordination Committee.*
12. Summary of key items discussed and next steps. [**No action anticipated.**] (Bobert)
13. Future meeting dates and sites.
 - a. February 2, 2012; Dallas, Texas;
 - b. June 2012; Indianapolis, Indiana;
 - c. September 2012; Indianapolis, Indiana.

14. Other business.

15. Adjournment.

**NCAA Division I
Awards, Benefits, Expenses and
Financial Aid Cabinet**

Policies and Operating Procedures

[Effective July 1, 2008]

**NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet
Policies and Operating Procedures**

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**Division I Awards, Benefits, Expenses and Financial Aid Cabinet
Policies and Operating Procedures**

1. Cabinet Responsibilities

The NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet has oversight authority in the following areas:

- 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).

The cabinet meets three times annually (February, June and September). If a cabinet member is unable to attend a cabinet meeting for a compelling reason, a conference may appoint an alternate for that individual. Alternates may attend, participate fully in and vote in any cabinet meeting or activity in which the regular member is unable to participate (excluding Administrative Committee meetings).

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2. Cabinet Organization

Refer to Appendix A for information on conference representation in the governance structure and the representational requirements.

The cabinet has established an Administrative Committee in order to allow the cabinet to make timely and efficient progress on issues before it:

Administrative Committee

The Administrative Committee consists of five members, including the chair of the cabinet (who also serves as chair of the Administrative Committee) and one member from each of the subdivisions of Division I.

The Administrative Committee is authorized to:

- a. Act for the cabinet on routine and noncontroversial matters (e.g., responding to requests for feedback on waivers) between cabinet meetings.
- b. Act for the cabinet on matters of an emergency nature, particularly those related to the health and safety of student-athletes.
- c. Organize and structure meeting agendas subsequent to the submission of agenda items by cabinet members.

The full cabinet will receive minutes or reports of Administrative Committee actions as soon as possible.

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3. Objectives of the New Division I Governance Structure

a. Objectives at the Board of Directors Level.

- (1) To preserve the final decision-making role of the Board.
- (2) Strengthen the foundation for the Board's policy setting role.
- (3) Ensure high quality input/advice from other levels of the NCAA structure.
- (4) Reduce the legislative load on the Board.
- (5) Reduce/eliminate minutiae where possible.

b. Objectives at the Levels Below the Board of Directors.

- (1) Develop a national dialog within the full membership on consequential issues facing Division I and use representative governance bodies to develop legislation and discuss policy issues.
- (2) Achieve a significant contributing role for the membership in decisions that set the direction of the Association.
- (3) Identify a delegated agenda from the Board on which the councils take action for the Association.
- (4) Ensure that governance matters are addressed at the appropriate level in the substructure so that the Board and the councils are not tied down addressing minutiae.
- (5) Attract the right people to serve (experience, maturity, respect, and judgment) for meaningful work.
- (6) Regain membership trust that the operating level of intercollegiate athletics has a voice in consequential decisions within the Association.

Provide for minimum representational (functional, gender, ethnicity) distribution in some defined sense overall within the governance structure, but not necessarily on each council, cabinet, or committee.

4. Agenda Development

- a. Any cabinet member or conference may submit an agenda item for a meeting. (Conferences not represented on the cabinet may submit agenda items only with the knowledge of their conference commissioner.) Agenda items should be sent to the staff liaison at the NCAA national office. The staff will consult with the cabinet member or conference to determine how best to handle the item and what supplementary material should be provided, if any. The item will be placed on the agenda, with the name of the member or conference that submitted the item.
- b. The staff will send a request for agenda items to cabinet members approximately 10 weeks prior to the meeting. Items must be submitted eight weeks prior to the meeting. The agenda and supplements will be mailed approximately three weeks prior to the meeting so as to be received at least 17 days prior to the meeting.
- c. Generally, appearances before the cabinet are by invitation only. Exceptions may be made by the administrative committee on a case-by-case basis.

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5. Conflict of Interest Policy

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

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

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

Speaking Agent Policy

The president of the Association and the chair of the Executive Committee are the only individuals authorized to speak on behalf of the Association except as outlined below. An individual representing a member institution or conference who speaks or opines on an Association issue only has the authority to express the view of that individual or the member institution or conference unless the individual has been designated by the Executive Committee of the Association as a speaking agent of the Association on that issue. Committee chairs are hereby designated as speaking agents of their committees regarding issues within their committees' jurisdiction on which there is consensus, except that positions of advocacy on behalf of the committee or the Association to be communicated in writing or orally to persons or entities external to the Association must have prior approval by the NCAA Executive Committee or the president of the Association. The president of the Association is hereby granted authority to designate additional speaking agents of the Association. (*April 2001 Executive Committee minutes*)

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Conference Representation in the Governance Structure

- a. Conference Representation. Division I has a representative form of governance based on conference affiliation. Accordingly, conferences are responsible for submitting the names of nominees for the various governance bodies and representatives on the Board, Presidential Advisory Group, councils and cabinets serve on behalf of the conferences. All 31 multisport conferences are represented on the Legislative and Leadership Councils and the Championships/Sports Management Cabinet. (Subject to weighted voting.). All 11 Football Bowl Subdivision conferences are represented on the five 21-member cabinets. The 20 Football Championship and Division I Subdivision conferences are represented on no fewer than two but no more than three cabinets at any one time.
- b. Terms. With the reorganization of the Division I governance structure scheduled to take effect in September 2008, representatives on the cabinets and councils have been assigned staggered terms of two, three and four years to help create a level of continuity on the councils and cabinets. Upon expiration of those terms, all service terms will be four years in length. To assist the individual conferences along with the 31 multisport conferences in managing their governance nomination process, a conference rotational schedule has been designed. Pursuant to this schedule, all conferences within the Football Bowl Subdivision rotate at the same time and conferences in the Football Championship Subdivision/Division I Subdivision have been assigned to groups of 10 and further designated into groups of five, which rotate at the same time. This means that when these rotations occur, individuals will be assigned four-year terms. In the event of interim appointments, those appointments will complete the original four year term and are subject to the conference's rotational schedule. Where an individual serves a complete four-year term, that term will automatically coincide with the conference's term on the rotational schedule. To explain in more detail, where an individual leaves a term before the four-year term ends and someone else is appointed as a replacement, that person will serve until the conclusion of the conference's term on the rotational schedule. If the replacement representative serves less than two years, that person may again be appointed to a full term on the same governance body if the conference has a seat on that body when the conference's rotation starts anew.
- c. Eligibility to Serve. While a representative who serves what is considered to be a full term on a cabinet or council is not eligible to be reappointed immediately to the same cabinet or council, that representative is eligible to be immediately appointed to another cabinet or council for which the conference has a seat.
- d. Conference Rotation. Under the rotational schedule, all of a conference's terms on the councils and cabinets rotate at the same time. For example, the terms of all America East Conference representatives will end at the same time. Further, all representatives within the Football Bowl Subdivision will rotate at the same time. At the Football Championship and Division I Subdivision levels, all conferences have been placed in groups of 10 regardless of subdivision and then further divided in groups of five that will rotate seats at the same time. This assignment at the Football Championship Subdivision/Division I Subdivision levels is designed to anticipate future movement of conferences between the Football Championship and Division I Subdivisions. The 31 multisport conferences are

responsible for managing the conference rotational schedule but the NCAA governance staff will maintain a record of the rotational schedule at the National Office on their behalf.

The following 10 Football Championship/Division I Subdivision conferences are assigned to the same rotational grouping:

SWAC	Colonial
Ohio Valley	Patriot
Southland	Atlantic Sun
Missouri Valley	MAAC
Big South	Atlantic -10

The grouping of 10 conferences listed above is subdivided in groups of five conferences for rotational purposes as follows:

Group 1: Atlantic Sun, Colonial, Missouri Valley, Ohio Valley, SWAC; and

Group 2: Atlantic 10, Big South, MAAC, Patriot, Southland.

The following 10 Football Championship/Division I Subdivision conferences are assigned to the same rotational grouping:

Southern	Mid Eastern Athletic
Ivy League	Northeast
Big Sky	Summit League
West Coast	America East
Horizon	Big West

The grouping of 10 conferences listed above is subdivided in groups of five conferences for rotational purposes as follows:

Group 1: Mid-Eastern Athletic, Northeast, Southern, Summit League, West Coast; and

Group 2: America East, Big Sky, Big West, Horizon League, Ivy League.

- e. Rotational Schedule. The conference rotational schedule is attached as Addendum C.
- f. Weighted voting and voting percentages. Weighted voting shall be applied at the Leadership Council, Legislative Council, and Championships/Sports Management Cabinet levels, as these bodies are the three 31-member bodies in the Division I governance structure. The voting percentages in the new governance structure reflect the percentages established under the 1997 agreement. These percentages are listed below as follows:

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

1. Atlantic Coast Conference;
2. Big East Conference;
3. Big Ten Conference;
4. Big 12 Conference;
5. Conference USA;
6. Pacific-12 Conference; and
7. Southeastern Conference.

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

1. Mid-American Conference;
2. Mountain West Conference;
3. Sun Belt Conference; and
4. Western Athletic Conference.

One representative (who shall have 1.2 votes) from each of the following conferences:

1. America East;
2. Atlantic 10 Conference;
3. Atlantic Sun Conference;
4. Big Sky Conference;
5. Big South Conference;
6. Big West Conference;
7. Colonial Athletic Association;
8. Horizon League;
9. Ivy League;
10. Metro Atlantic Athletic Conference;
11. Mid-Eastern Athletic Conference;
12. Missouri Valley Conference;
13. Northeast Conference;
14. Ohio Valley Conference;
15. Patriot League;
16. Southern Conference;
17. Southland Conference;
18. Southwestern Athletic Conference;
19. Summit League; and
20. West Coast Conference.

There shall not be weighted voting at the five 21-member cabinets since not all of the 31 multisport conferences are represented on each of the bodies, with the 11 Football Bowl Subdivision conferences represented on all five cabinets and the 20 remaining conferences represented on at least two but no more than three cabinets at one time.

- g. Roll Call Voting. Roll call voting shall be used at the Legislative Council (as is the case at the Division I Board of Directors level).

Representational Requirements and the Appointment Process

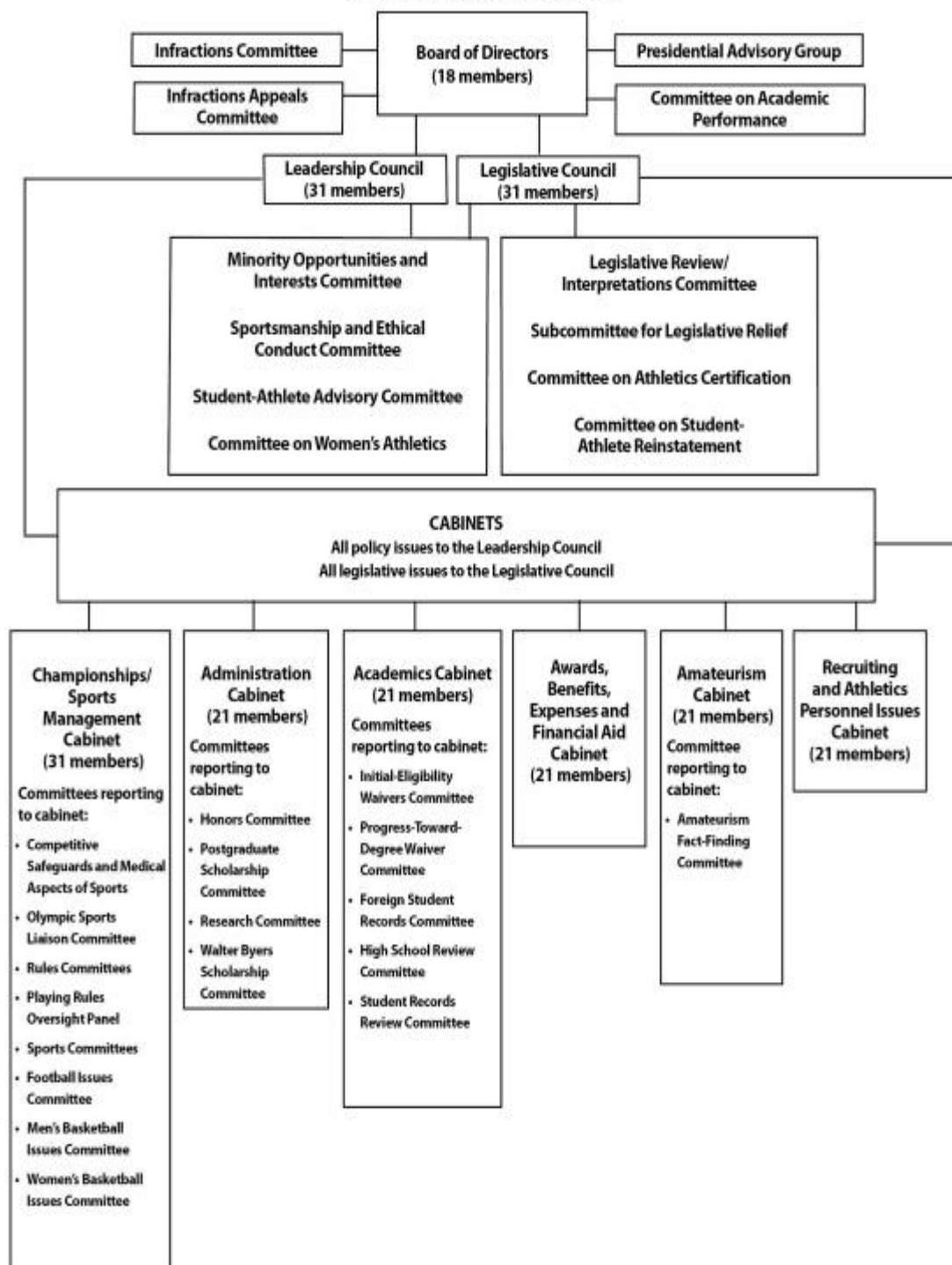
- a. Gender and Diversity Requirements. The legislated minimums of 20 percent ethnic minorities and 35 percent of either gender shall be applied independently to two separate groups of governance bodies, i.e. the three 31-member governance bodies and the five 21-member governance bodies. Specifically, the representational minimums shall be applied to the 93 service opportunities provided by the 31-member Legislative Council, Leadership Council and Championships/Sports Management Cabinet and that the minimum percentages be applied separately to the 105 service opportunities provided by the five 21-member cabinets.

Additionally, the Football Bowl Subdivision will be responsible for meeting the diversity requirements at each of the two tiers at the level approximately equal to their percentage of representation at that tier (1/3 and 1/2) and the other two subdivisions shall together be responsible for the diversity requirements at each of the two tiers at a level equal to their percentage of representation (2/3 and 1/2).

- b. Positional Requirements. While there are no specific positional requirements at the council and cabinet levels, it is expected that the Division I governance structure will be populated by faculty members and athletics administrators who hold a variety of positions. Representatives serving in the Division I governance structure shall represent a variety of perspectives and viewpoints reflective of the diversity of the Division I membership. It should be noted that given that intercollegiate athletics is woven into the fabric of higher education, it is expected that the faculty voice will be strongly heard in the Division I governance structure.
- c. Role of the Division I Board of Directors in the Appointment Process. The Board of Directors will make all appointments to the Division I councils and cabinets. As part of this process the Board will examine slates of nominees to not only ensure they meet the legislated requirements but to confirm that each governance body has balanced representation. The Board has stated it wants to ensure the required minimums are just a starting point and not an end in and of themselves.

- d. Call for Nominations. The call for nominations for the cabinets and councils will occur each January and the window for conferences to submit nominations will be open until the middle of March. This schedule is designed to provide the conferences with time to work together to present a diverse slate of nominees to the Division I Board of Directors at its April meeting.
- e. Role of the Conferences. For the Division I governance structure to truly be populated by a dynamic and diverse group of leaders, the 31 multisport conferences must work closely together to develop the slate of nominees. It is anticipated that each conference as well as the Football Bowl Subdivision and the Football Championship/Division I Subdivision assigned rotational groups will seek to develop tentative appointment plans to help identify and grow new talent to serve in the Division I governance structure.
- f. Interim Appointments. While the legislated gender and diversity requirements will not be applied at the time interim appointments are made, the legislated requirements will be applied at the next opportunity for the Board to make regular appointments, thereby ensuring that any appointments made in the interim period are ultimately subject to the legislated requirements.
- g. Alternates. The Board, councils and cabinets shall permit alternates to attend the appropriate governance meetings when the appointed representative cannot attend. These governance bodies are encouraged to establish a flexible standard to permit alternates to attend. Given that the Division I governance structure is based on conference representation, it is therefore essential that conferences are allowed to participate in the structure.

FIGURE 4-1
Division I Governance Structure



Meeting Schedule for Division I Governance Entities

Division I Awards, Benefits, Expenses and Financial Aid Cabinet

September 19, 2011, Indianapolis, Indiana;
February 2, 2012, Dallas, Texas; and
June 2012, Indianapolis, Indiana (date to be determined).

Division I Leadership Council

October 13, 2011, Indianapolis, Indiana; and
January 12, 2012, Indianapolis, Indiana.

Division I Legislative Council

October 17-18, 2011, Indianapolis, Indiana; and
January 10-12, 2012, Indianapolis, Indiana (in conjunction with the NCAA Convention).

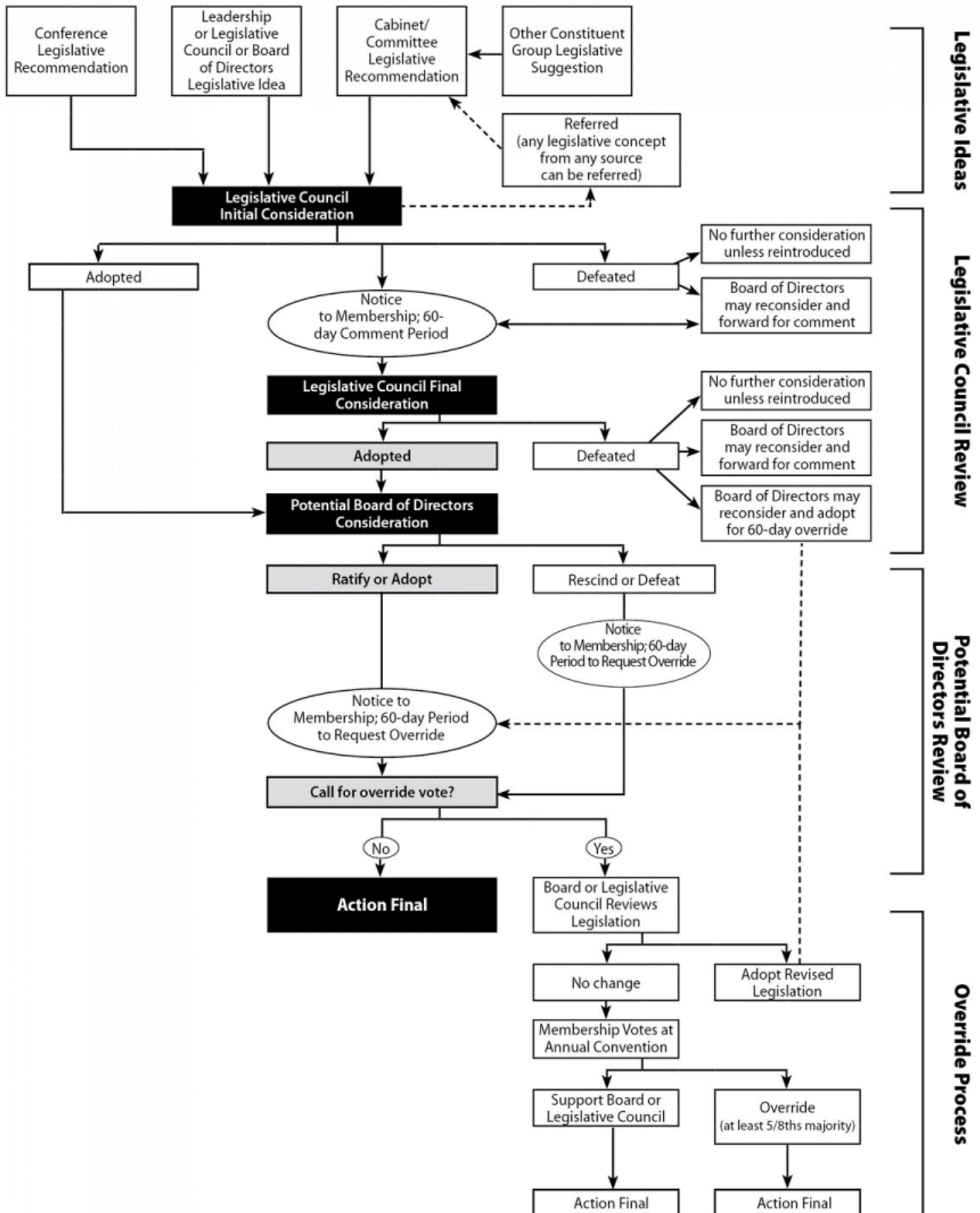
Division I Board of Directors

October 27, 2011, Indianapolis, Indiana;
January 14, 2012, Indianapolis, Indiana;
April 26, 2012, Indianapolis, Indiana; and
August 9, 2012, Indianapolis, Indiana.

Executive Committee

October 27, 2011, Indianapolis, Indiana; and
January 2012, Indianapolis, Indiana (in conjunction with the NCAA Convention).

FIGURE 5-1
NCAA Division I Legislative Process



Guidelines for Consideration of Emergency/Noncontroversial Legislation

Emergency/Noncontroversial Legislation – Guidelines. The following guidelines are to assist in determining whether a proposal should be considered outside the normal legislative process as either noncontroversial or emergency legislation:

a. Noncontroversial Legislation. Legislative proposals shall be considered noncontroversial only if:

- Broader consultation and debate are unlikely to improve the proposal in any substantial way.
- Significant disagreement or alternative points of view will not be generated.
- Such proposals do not have a significant impact (unanticipated consequences, undesirable precedent) on existing legislation or proposed legislation.

A noncontroversial proposal, at a minimum, should have the following factors present:

- The proposal should have minimal impact on competitive or recruiting equity.
- The proposal should have minimal financial impact.
- The proposal must enjoy broad support from its primary stake holders.
- The proposal should not negatively impact student-athlete welfare.
- The proposal should not significantly impact the Division I academic standards (initial and continuing eligibility).

b. Emergency Legislation. Legislative proposals shall be considered emergency legislation only if:

- Significant values or harm are at stake; and
- The use of the regular legislative cycle is likely to cause undue hardship to the Association or the Division I membership because of the delay in its effective date.

Examples of situations in which it may be appropriate to consider legislation emergency include, but are not limited to, the following:

- Immediate health and safety concerns or issues.
- Potential legal actions.
- Issues that have a significant financial impact.
- Egregious situations involving disparities in fairness.
- Unintended or unanticipated consequences resulting from the current legislation.

c. **Process for Considering Noncontroversial or Emergency Proposals.**

There is a two-part process for voting on noncontroversial or emergency proposals, as follows:

- The Legislative Council shall initially vote on whether a proposal shall be considered as noncontroversial or emergency. The proposal must receive three-fourths majority of all Legislative Council members present and voting to satisfy such a standard. Those proposals that do not satisfy such standards will not be considered defeated, but will be considered by the Division I membership in accordance with the normal legislative process.
- A proposal that satisfies the initial standard as being either noncontroversial or emergency will then be debated by the full Legislative Council on its merits. Such a proposal will then require a three-fourths majority of Legislative Council members present and voting to approve the proposal. Proposals that do not receive a three-fourths majority vote, but receive a majority vote, will be remanded back into the normal legislative cycle.

Excerpted Legislation Governing Division I Cabinets and Committees

Eligibility for Membership

[21.7.1]

1. "On the Staff." Individual shall be salaried on a regular basis by a Division I member in-stitution or conference and perform a regular staff function representing at least 50 percent of the normal workload, unless otherwise specified. [21.7.1.1]
2. 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. [21.7.1.1.1]
3. Individuals on Sabbatical or Temporary Leave. An individual on such leave for a period not exceeding 12 consecutive months may be considered to be "on the staff". An individ-ual on terminal leave or on leave in excess of 12 consecutive months shall not be eligible to serve. [21.7.1.1.2]
4. Waiver of Replacement Requirement. The Administrative Cabinet, 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. [21.7.1.1.3]

Appointments, Method of Selection and Term of Office

[21.7.3]

1. Appointment of Cabinets -- Conference Representation. Each conference listed in Constitution 4.2.1-(a) shall have one representative on each of the cabinets. Each of the conferences listed in Constitution 4.2.1-(b) shall have at least two representatives on the cabinets in the aggregate. [21.7.3.1]
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. [21.7.3.2]

Conflict of Interest

[21.02.5]

A cabinet or committee member shall not participate in the cabinet 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 cabinet or committee shall not invalidate the action taken by the cabinet or committee if, following disclosure of the conflict of interest, the cabinet or committee authorizes, ratifies or approves the action by a vote sufficient for the purpose, without counting the vote of the cabinet or committee member with the conflict of interest, and the Leadership Council approves such action. All cabinet and committee members shall agree to this policy prior to cabinet 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.

Guidance for Committee Members Regarding Meeting Minutes, Notes and Email

Committee members' notes of meetings are subject to discovery if litigation ensues regarding the committee's work. The following guidelines will assist in determining what is appropriate and what is not appropriate to include in meeting minutes and notes.

Meeting minutes and notes should:

- Be taken if needed.
- Include information regarding the historical development of programs.
- Synopsise the committee discussion along with whether the committee supported the proposed action or not.
- Clearly express the rationale and reasoning behind policy decisions and recommendations (including obvious reasons, e.g., the action was taken "to preserve the integrity of the game").

Meeting minutes and notes should not:

- Contain extraneous matters or personal comments.
- Identify what individual committee members said or how they voted.
- Include "attorney-client privileged" materials that were shared during a meeting (instead, the minutes should reflect that the committee reviewed and discussed recommendations of legal counsel in executive session without revealing specific recommendations and whether the committee chose to adopt them).

Retention of notes:

- Committee members should routinely discard their notes from committee meetings when they are no longer needed. However, in the event of litigation, committee members may be directed NOT to discard their notes. From that point until instructed otherwise by NCAA legal counsel, no material from past or present meetings may be discarded.

Email communications...

- Email communications between committee members and a staff liaison and other NCAA staff members are also discoverable in litigation. Care and discretion therefore should be exercised in committing to writing sensitive matters that might better be dealt with in person or by telephone.
- Committee members are advised to routinely discard email that is no longer needed, with the exception that should litigation ensue, they may be directed NOT to discard their email.

FIGURE 15-1
Financial Aid Maximum Limits

	Citation	Individual Limitation¹	Institutional Sport Limitation
Academic honor award	15.5.3.2.2.1	Yes	No
	15.5.3.2.2.2	Yes	No
Aid based on athletics ability	15.02.4.1-(a)	Yes ²	Yes
AmeriCorps Program	15.2.5.1-(a)	No	No
Athletics grant	15.02.4.1-(a)	Yes ²	Yes
Athletics participation compensation	15.1.2-(e)	Yes, if eligibility has not been exhausted ³	No ³
Dependents Education Assistance Program	15.2.5.1-(f)	No	No
Disabled Veterans award	15.2.5.1-(b)	No	No
Educational Expenses—USOC or NGB	15.02.4.2-(d)	Yes ²	Yes ⁷
	15.2.6.4	Yes ²	Yes ⁷
Employment	15.2.7	No	No
Gifts following completion of eligibility	15.1.2-(c)	Yes	No
Government grants, institutionally administered	15.02.4.1-(b)	Yes	Yes ⁴
	15.02.4.3-(c)	Yes	No
	15.02.4.3-(d)	Yes	No ⁸
	15.02.4.3-(e)	Yes	No ⁸
	15.1.2-(a)	Yes	Yes ⁴
	15.2.5	Yes	Yes ⁴
Government grants, not institutionally administered	15.1.2-(a)	Yes	No
	15.2.5	Yes	No
	15.2.5.1	No	No
Honorary academic award	15.02.4.3-(a)	Yes	No
	15.02.6	Yes	No
Institutional Employee Dependent Tuition Benefit	15.02.4.1-(a)	Yes	No ⁵
Institutional grant or scholarship	15.02.4.1-(a)	Yes	Yes ⁴
	15.5.3.2.2.2	Yes	No
Loan, legitimate, repayment schedule	15.02.4.1-(a)	No	No
	15.1.2-(f)	No	No
Military reserve training program	15.2.5.1-(c)	No	No
Montgomery G.I. Bill-Active Duty and Selected Reserve	15.2.5.1-(d)	No	No
Operation Gold Grant	15.02.4.5	No	No
Outside aid for educational purposes, unrelated to athletics ability	15.02.4.2-(b)	Yes	No
	15.2.6.2	Yes	No
Outside aid, other	15.02.4.2-(c)	Yes	No
	15.2.6.3	Yes	No

Key:

¹ The limitation is equal to the value of the cost of attendance as defined by Bylaw 15.02.2.

² This type of aid is limited to the value of a full grant-in-aid.

³ However, receipt of such compensation renders a student-athlete ineligible for intercollegiate athletics competition (see Bylaw 12).

⁴ If considered a counter per Bylaw 15.5 and not otherwise exempted.

⁵ Exempt if the student-athlete's parent or guardian has been employed as a full-time employee or staff member by the institution for at least five years.

⁶ Institution is limited to providing the value of a full grant-in-aid during summer.

⁷ Aid is countable toward a team's limit up to a full grant-in-aid. Additional aid up to the cost of attendance cannot be athletically related.

⁸ Exempt if specific criteria of Bylaw are met. Not exempt for purposes of Bylaw 15.5.1.2.

⁹ Contributions made by the institution pursuant to the Yellow Ribbon Program are institutional aid.

	Citation	Individual Limitation¹	Institutional Sport Limitation
Parent/guardian contribution	15.2.6.1 15.2.6.1.1	No	No
Pell Grant	15.1.1	Yes	No
Post-9/11 G.I. Bill	15.2.5.1-(e)	No ⁹	No ⁹
Postgraduate Scholarship	15.02.4.3-(b)	Yes	No
Professional sports stipend	15.1.2-(d)	Yes ³	No ³
Research grant	15.02.4.3-(a) 15.02.6	Yes Yes	No No
Social Security Insurance Program (including the Reinstated Entitlement Program for Survivors)	15.2.5.1-(f)	No	No
Special Assistance Fund	15.01.6.1	No	No
Summer school financial aid	15.2.8	Yes ⁶	No
Supplemental Educational Opportunities Grant	15.02.4.3-(c)	No	No
Student-Athlete Opportunity Fund	15.01.6.2	No	No
Tuition waiver	15.02.4.1-(a)	Yes	Yes ⁴
U.S. Nuclear Propulsion Officer Candidate Program	15.2.5.1-(h)	No	No
Veteran's Death Pension Program	15.2.5.1-(f)	No	No
Veterans Educational Assistance Program	15.2.5.1-(i)	No	No
Vocational Rehabilitation for Service-Disabled Veterans Program	15.2.5.1-(j)	No	No
Welfare Benefits	15.2.5.1-(k)	No	No

Key:

¹ The limitation is equal to the value of the cost of attendance as defined by Bylaw 15.02.2.

² This type of aid is limited to the value of a full grant-in-aid.

³ However, receipt of such compensation renders a student-athlete ineligible for intercollegiate athletics competition (see Bylaw 12).

⁴ If considered a counter per Bylaw 15.5 and not otherwise exempted.

⁵ Exempt if the student-athlete's parent or guardian has been employed as a full-time employee or staff member by the institution for at least five years.

⁶ Institution is limited to providing the value of a full grant-in-aid during summer.

⁷ Aid is countable toward a team's limit up to a full grant-in-aid. Additional aid up to the cost of attendance cannot be athletically related.

⁸ Exempt if specific criteria of Bylaw are met. Not exempt for purposes of Bylaw 15.5.1.2.

⁹ Contributions made by the institution pursuant to the Yellow Ribbon Program are institutional aid.

Division I Leaders Call for Sweeping Changes to College Athletics

By Ronnie Ramos

August 10, 2011

NCAA.org

NCAA Division I presidents concluded their two-day summit by calling for bold, sweeping changes to improve intercollegiate athletics.

Saying they were “fed up” with cheating and a lack of accountability, the presidents were adamant about advancing several major initiatives they want addressed – and decided quickly:

- Rewrite the NCAA rule book to reduce the number of rules and focus on the most significant issues.
- Improve academic standards for student-athletes and tie a team’s academic performance to participation in all NCAA championships.
- Revamp the NCAA penalty structure and increase the levels of violations.
- Refocus the NCAA enforcement staff to concentrate on major infractions.
- Strengthen the academic requirements for incoming freshman and student-athletes who transfer from two-year institutions.

“What stands out, above everything else, is the unanimity of thinking among university presidents who were assembled,” said Penn State President Graham Spanier.

“There is an unwavering determination to change a number of things about intercollegiate athletics today. Presidents are fed up with the rule breaking that is out there, we are determined to elevate the academic standards. We are concerned about the rapidly escalating costs of running intercollegiate athletics programs.”

During the two days of discussions, it became clear the presidents also wanted the changes fast-tracked.

“The presidents all came together with a very clear, strong consensus that status quo and continued order of the day is insufficient and that we need to have change in a number of key areas and we need to have it quickly,” said NCAA President Mark Emmert, who convened the summit with more than 50 Division I presidents.

Not all of the changes will be popular with everyone, Spanier said. “Some of these things our coaches and our boosters might not like, but we need to do what I think you are going to see happen in the next year. “

Tim White, president of the University of California-Riverside and a member of the NCAA Executive Committee, echoed Spanier’s resolve. “Quite frankly, it’s time for tough love in intercollegiate athletics. It’s as simple as that. It has to be timely, but it has to be tough.”

After the summit, Emmert and several of the presidents provided an overview of the areas where the most significant changes will occur:

Revising the NCAA rule book

“We would love to throw out the rule book and start all over again, but that's actually impractical,” Emmert said.

“We all agree the NCAA rule book needs some serious editing. The rules are in some cases too complex, unenforceable, in some ways convoluted and in some ways even irrelevant. We agreed we will, in very short order – meaning months, not years – bring back to the Division I Board of Directors a set of revisions to our rule book that will do two things: clear up the ancillary issues that are in the rule book and focus our attention on those things that are serious threats to the integrity of intercollegiate athletics.

“We want to focus on those things that actually make a difference in our institutions and not necessarily those things that deal with communication devices or whether or not a bagel has peanut butter on it... We can't legislate integrity. But we can define it and we can insist on it and that is what we intend to do.”

Added Ed Ray, president of Oregon State and chair of the NCAA's Executive Committee: “The issue of integrity in the game is so important that we need to make certain the rules we operate with don't inadvertently get in our way ... This is an important area where we think we need to take a new and creative look at the way we are managing rules and regulations so that we don't get distracted by small matters that keep us from the issues that need to be addressed.”

Enforcement and penalty structure

A significant part of Wednesday's conversations focused on how the NCAA should focus its enforcement efforts and how to best create an effective penalty structure. “We have to make sure that we have a set of penalties associated with those serious rules violations that provide strong disincentives,” Emmert said. “Those penalties need to create a healthy fear of being caught or the implications of being caught.”

The presidents want more options than the current two-tiered approach of minor secondary violations and major violations. “Those violations today are too crude in their definition between just secondary and majors, and we need a multi-tiered model for defining inappropriate behavior,” Emmert said.

The intended outcome is to more clearly define the major violations and then devote more of the NCAA's enforcement efforts in those areas.

That would serve as an effective deterrent, Penn State's Spanier said. Violators "should be afraid now, if they are going to go out and break any rules – because people have had enough of that.

"We are going to de-emphasize the nuisance rules no one cares about and focus significantly greater resources on the enforcement of major infractions... The folks that are trying to disrupt the integrity of intercollegiate athletics in this country are going to have to be held more accountable than has been the case in the past."

Improving academic requirements

The presidents endorsed plans to raise the academic standards of student-athletes. "We had a clear, strong consensus that we want to make sure that our students are just that: that they are students as well as athletes; that they are serious students, they are committed to being successful in the classroom and we are going to hold institutions more accountable than in the past," Emmert said.

The Division I Board of Directors will discuss such a proposal at its meeting Thursday.

The presidents also want to raise the academic requirements for incoming freshmen and those students who transfer from a two-year institution to a DI school. "We agreed to bring to our board a set of proposals around increasing initial eligibility expectations," Emmert said. "We agreed we would increase the expectations around GPA standards, increase the expectations around the core curriculum the students must take."

There also was consensus that appropriate academic performance should be required of all participants in NCAA championships. "We came to strong agreement that we want to make a decision to set clear academic expectations for participation in any of our tournaments," Emmert said. "If you don't meet those expectations, you will not be allowed to participate in our tournaments – including the men's basketball tournament."

What happens next

The Division I Board of Directors is scheduled to meet Thursday and then again during the upcoming academic year in October, January 2012 and April 2012. It is expected that the board will be asked to consider these presidential initiatives during each of those meetings. "I wouldn't describe this as an emergency but there is clearly a strong sense of urgency," Emmert said.

Penn State's Spanier was asked about that sense of urgency and what was different now. "What is different now is that a lot of things have reached the boiling point," he said. "Under the NCAA's current governance structure, the Board of Directors has the authority to make some changes that historically it has been reluctant to make because we're a membership organization.

But the presidents have reached a point where they've said there's too many things that are not working well and so the board needs to be prepared to take stronger actions directly.”

Judy Genshaft, president of the University of South Florida and chair of the Division I Board of Directors, said the board is ready to act. “We want to take some action in a more rapid fashion and we do have the prerogative of doing so,” she said. “We plan to have this year as a very, very impactful year for NCAA and for all the student-athletes. We are prepared to move forward as rapidly as we receive the recommendations – and they will start tomorrow.”

**Excerpt from the Report of the August 11, 2011, Meeting of the
National Collegiate Athletic Association Division I Board Of Directors**

2. President's Report. NCAA President Mark Emmert reported on the following items:

a. Presidential Retreat. President Emmert thanked the Board members for their lively discussion during the retreat the previous two days and noted that participants in the retreat have asked that he appoint working groups and establish an agenda with aggressive timelines for the Board to act on their recommendations that address the following areas:

(1) Financial Sustainability.

- (a) Institutional and NCAA resource efficiencies that can be achieved through the review of NCAA rules and athletics practices (e.g., personnel, travel, recruitment).
- (b) Identification of areas where greater flexibility can be employed on a conference-by-conference basis to use resources in support of the student-athlete well-being, particularly the value of grants-in-aid and multi-year scholarship commitments.

(2) Integrity of the Collegiate Model.

- (a) Review and amend the NCAA Division I Manual to reduce the volume of unenforceable and inconsequential rules that fail to support our core principles and place an emphasis on the most strategically important matters. The group is also charged with developing filters that ensure new legislation aligns and addresses our core principles and values.
- (b) Charge the NCAA Enforcement Staff, Division I Committee on Infractions and Division I Infractions Appeals Committee to propose a multi-level enforcement penalty structure.

BOARD ACTION: The Board directed President Emmert to bring to the Board in October an action plan (including the formation of several working groups and possible action items) that would expeditiously address the issues in the areas of financial sustainability and integrity of the collegiate model. (Unanimous voice vote.)

DI Board to Hear Cultural and Operational Recommendations

Sep 1, 2011 2:02:30 PM

By Michelle Brutlag Hosick
The NCAA News

The Division I Board of Directors will hear recommendations on specific changes to improve the culture and operation of Division I intercollegiate athletics at its upcoming meetings this academic year.

At its Oct. 27 meeting, the Board will discuss ways to create greater flexibility in the rules to support student-athlete well-being, especially on a conference-by-conference basis. Possible recommendations include multi-year scholarships and full-cost-of-attendance issues.

Also in October, the Division I Committee on Academic Performance will provide a series of recommendations designed to promote academic success among student-athletes. The recommendations will include new initial-eligibility, progress-toward-degree and two-four transfer standards, as well as the implementation plan for the Board-adopted 930 Academic Progress Rate penalty benchmark and the related penalty structure that will require teams to earn a multiyear APR of 930 to participate in the postseason.

At the 2012 NCAA Convention in January, the Board will address financial costs, evaluating current resource allocation practices and rules at all NCAA levels and recommend efficiencies. The Division I Leadership Council will also present recommendations on external influences and recruitment to the Board at its January meeting.

In April 2012, the Board will hear recommendations on amendments to the Division I Manual aimed at reducing the volume of unenforceable and inconsequential rules that are not national in scope. It will also review recommended legislative processes to ensure that any new rules align with those values.

Lastly, the Board will examine the enforcement process and penalties in April 2012, evaluating a new multi-level violation reporting and penalty structure that focuses on serious infractions.

The recommended changes to improve the culture and operation of Division I intercollegiate athletics will come to the Board from four presidentially led working groups. The groups are a direct outgrowth of an Aug. 9-10 Presidential Retreat called by NCAA President Mark Emmert.

Each working group will include a mix of presidents/chancellors and athletics administrators. The working groups, with chairs and vice-chairs, are:

- **Financial costs;** Mike Adams, University of Georgia, chair; and Ann Millner, Weber

State University, vice chair

- **Enforcement;** Edward Ray, University of Oregon, chair; and Nancy Zimpher, State University of New York, vice chair
- **Rules;** James Barker, Clemson University, chair; Stedman Upham, University of Tulsa, vice chair
- **Student-athlete well-being;** Graham Spanier, Pennsylvania State University, chair; Sidney McPhee, Middle Tennessee State University, vice chair.

The full working group make up is listed below:

	Name	Position	Conference
Collegiate Model Enforcement	Pat Haden	AD	PAC-12
Collegiate Model Enforcement	Peggy Bradley-Doppes	AD	Sun Belt
Collegiate Model Enforcement	Grant Teaff	Coach	
Collegiate Model Enforcement	Robin Harris	Commissioner	IVY
Collegiate Model Enforcement	Dan Beebe	Commissioner	Big 12
Collegiate Model Enforcement	Linda Salfrank	Consultant	
Collegiate Model Enforcement	Julie Cromer	Consultant/SME	
Collegiate Model Enforcement	Eleanor Myers	FAR	A-10
Collegiate Model Enforcement	David Williams	IAC	IAC
Collegiate Model Enforcement	Ed Ray	President	PAC-12
Collegiate Model Enforcement	John Bravman	President	Patriot League
Collegiate Model Enforcement	LouAnna Simon	President	Big Ten
Collegiate Model Enforcement	Nancy Zimpher	President	FCS
Collegiate Model Enforcement	Chris Strobel	Staff	
Collegiate Model Enforcement	David Berst	Staff	
Collegiate Model Enforcement	Donald Remy	Staff	
Collegiate Model Enforcement	Jackie Campbell	Staff	
Collegiate Model Enforcement	Jen Henderson	Staff	
Collegiate Model Enforcement	Julie Roe-Lach, Lead	Staff	
Collegiate Model Enforcement	Tom Hosty	Staff	
Collegiate Model Enforcement	Kevin McShane	Student	
Collegiate Model Rules	Bob Bowlsby	AD	PAC-12
Collegiate Model Rules	Joe Castiglione	AD	Big 12
Collegiate Model Rules	Warde Manuel	AD	MAC

Collegiate Model Rules	Harvey Perlman	Chancellor	Big Ten
Collegiate Model Rules	Jim Haney	Coach	
Collegiate Model Rules	Beth DeBauche	Commissioner	OVC
Collegiate Model Rules	Greg Sankey	Commissioner	SEC
Collegiate Model Rules	Amy Folan	Consultant/SME	
Collegiate Model Rules	Dydia DeLyser	FAR	SEC
Collegiate Model Rules	Charles Nelms	President	MEAC
Collegiate Model Rules	Jim Barker	President	ACC
Collegiate Model Rules	John DeGoia	President	Big East
Collegiate Model Rules	Stedman Upham	President	C-USA
Collegiate Model Rules	Jon Duncan	Consultant	
Collegiate Model Rules	Brad Hostetter	Staff	
Collegiate Model Rules	David Berst	Staff	
Collegiate Model Rules	Donald Remy	Staff	
Collegiate Model Rules	Jackie Campbell	Staff	
Collegiate Model Rules	Kevin Lennon, Lead	Staff	
Collegiate Model Rules	LuAnn Humphrey	Staff	
Collegiate Model Rules	Steve Mallonee	Staff	
Collegiate Model Rules	Curtis Schickner	Student	
Resource Allocation	Judy Rose	AD	A-10
Resource Allocation	Mike Alden	AD	Big 12
Resource Allocation	Kathy Deboer	Coach	
Resource Allocation	Britton Banowsky	Commissioner	C-USA
Resource Allocation	Joey D'Antonio	Commissioner	Big East
Resource Allocation	Terry Donovan	Consultant/SME	
Resource Allocation	Deb Ladyman	Consultant/SME	
Resource Allocation	Jack Evans	Former FAR	ACC
Resource Allocation	Ann Millner	President	Big Sky
Resource Allocation	George Wright	President	SWAC
Resource Allocation	John Peters	President	MAC
Resource Allocation	Mike Adams	President	SEC
Resource Allocation	Nathan Hatch	President	ACC
Resource Allocation	David Berst	Staff	

Resource Allocation	Jackie Campbell	Staff	
Resource Allocation	Kathleen McNeely	Staff	
Resource Allocation	Keith Martin	Staff	
Resource Allocation	Scott Bearby	Staff	
Resource Allocation	Todd Petr	Staff	
Resource Allocation	Lauren Cochlin	Student	
Well-Being	Bernard Muir	AD	Colonial
Well-Being	Jack Swarbrick	AD	Big East
Well-Being	Beth Bass	Coach	
Well-Being	Judy MacLeod	Commissioner	C-USA
Well-Being	Kevin Weiberg	Commissioner	PAC-12
Well-Being	Percy Bates	FAR	Big Ten
Well-Being	Ann Weaver-Hart	President	A-10
Well-Being	Graham Spanier	President	Big Ten
Well-Being	Harris Pastides	President	SEC
Well-Being	Holden Thorp	President	ACC
Well-Being	Sidney McPhee	President	Sun Belt
Well-Being	Byron Hatch	Staff	
Well-Being	Jackie Campbell	Staff	
Well-Being	Kathleen McNeely	Staff	
Well-Being	Kris Richardson	Staff	
Well-Being	Scott Bearby	Staff	
Well-Being	Todd Petr	Staff	
Well-Being	Eugene Daniels	Student	
Well-Being	Phil Martelli	Consultant/SME	
Well-Being	David Berst	Staff	

Transforming Intercollegiate Athletics

Since nearly its inception, the NCAA membership has governed itself against a set of broad principles by codifying behavior to achieve compliance. Through an ever and inevitably increasing set of bylaws, behavior is defined and then restricted in an effort to hold the conduct of intercollegiate athletics in rigid alignment with those broad principles. While this has been a well-intended effort, it inevitably results in a level of minutia as substitute for sound judgment and institutionally assumed responsibility.

Outcome-oriented management is a public policy approach that shifts the responsibility for compliance from adherence to a set of codifications to a set of intent-based outcomes that require much a greater exertion of responsibility at a micro level. By way of example in the governance of intercollegiate athletics, outcome-oriented management represents a shift from codifying whether the bagels served to student-athletes can have cream cheese on them to a defined outcome that recognizes this argument about bagels and cream cheese is primarily a financial and competitive equity consideration and sets a dollar ceiling beneath which institutions decide for themselves what to serve.

Simply put, this is an approach that gives attention to results and leaves process to those who must apply judgment to their behaviors.

If this outcome-oriented management approach is attractive to the working groups currently engaged to assess a set of financial, regulatory and academic concerns and to make recommendations, the conversations would move from a focus on codifications to one that defines outcomes. The outcomes should comply with the intent of core principles, provide a broad sense of performance metrics that establish benchmarks, and that establish the need for institutional and individual judgment to achieve the defined outcomes. The development of national policy governing intercollegiate athletics will move from compliance with codes and bylaws to support of a set of broadly held and enduring values. Those values are suggested below and are followed by a set of successful outcomes that, while not exhaustive, suggest a range of concepts to be considered.

Enduring Values and Successful Outcomes

Four enduring values:

- Student-athlete success academically and athletically is paramount.
- The collegiate model, in which athletics is embedded in the values of higher education including shared responsibility and accountability, should be protected and sustained.
- Amateurism as a student-participation model guides the relationship between students and institutions in the collegiate model of athletics.
- Competitive equity among institutions of similar commitment to intercollegiate athletics should guide the administration of the college model.

Successful Outcomes:

- Lasting change of behaviors among all constituents that keeps intercollegiate athletics aligned with higher education; sustain the collegiate model. For example:
 - Insistence that student-athletes are students first.
 - Greater compliance with bylaws.
 - Increased sense of shared responsibility.
 - Increased integration of athletics with higher education.
- Fully commit to the success of student-athletes, even at the cost of other considerations (branding success or success of individuals). For example:
 - Academic preparation sufficient for success at recruiting institution.
 - Access to higher education and to pursue academic disciplines of choice.
 - Time demands with regard to playing and practice seasons.
- Recognize, embrace and manage the need for revenue, which the economic realities of a diverse membership dictate, but sustain the status of the student-athlete as an amateur. For example:
 - Full cost of attendance/multi-year grants in aid.
 - Academic support at levels that ensure student-athlete success.

- Allocating resources to student-athlete priorities versus institutional image (academic support versus locker rooms/ personnel).

- Competitive equity should be defined as fundamentally conference-based. For example:
 - Competitive equity achieved only *among* conferences where practical, given the disparity of Division I membership.
 - Recognize that diversity of Division I membership dictates an approach other than one-size-fits-all.

To Be Posted at a Later Date

**Interpretations of NCAA Bylaws 15 and 16.
January 1 Through August 25, 2011**

Bylaw 15

1. Midyear Replacement of a Multisport Participant

Date Published: April 22, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that an institution may replace a football or women's volleyball student-athlete who graduates at midyear or who graduated during the previous academic year (including the summer) with another counter (who, in football; shall count as an initial counter), even if the student-athlete being "replaced" remains enrolled as a graduate student receiving athletically related financial aid and/or participates in another sport.

[References: NCAA Bylaws 15.5.2.3 (midyear replacement – women's volleyball), 15.5.6.3.5 (midyear replacement) and official interpretation (6/3/98, Item No 1), which has been archived]

2. Summer Financial Aid and Vacation Period Expenses

Date Published: May 13, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that a student-athlete who is enrolled in an institution's summer term, and is required to remain on campus for organized practice sessions (e.g., practice in preparation for an NCAA championship), may receive financial aid in accordance with the summer financial-aid legislation and vacation-period expenses, provided the student-athlete does not receive vacation-period expenses, in combination with any room and board financial aid, in excess of the full cost of room and board (as determined for financial aid purposes) during the time in which the student-athlete is required to remain on campus for practice or competition.

[References: NCAA Bylaws 15.2.8.1.2 (enrolled student-athletes), 16.5.2 (vacation-period expenses) and staff interpretation (04/12/1991, Item No. d), which has been archived]

3. Midyear Replacement -- Replaced Student-Athlete Remains Enrolled and Continues to Receive Athletics Aid

Date Published: July 1, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that a counter who is replaced at midyear pursuant to the midyear replacement legislation may remain enrolled at the same institution as a graduate student (or as an undergraduate student seeking a second baccalaureate degree) and may continue to receive athletically related financial aid.

[References: NCAA Bylaws 15.5.2.3 (midyear replacement – women’s volleyball) and 15.5.6.3.5 (midyear replacement) and staff interpretation (3/22/90, Item No 6), which has been archived]

Bylaw 16

1. Participation Awards for Student-Athletes in Special Events

Date Published: February 14, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that an institution may provide a participation award for participation in a special event to any student-athlete who is eligible to represent the institution in the special event, even if the student-athlete does not travel to the event or represent the institution in the competition (e.g., injured student-athlete, travel squad or participation limit).

[References: NCAA Bylaw 16.1.4.1 (participation awards)]

2. Return Travel Expense Restrictions for a Multi-Day Event

Date Published: March 10, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that if an institution’s team participates in a multi-day event (e.g., NCAA championship), the institution may provide travel expenses to a student-athlete (or the institution’s team) who remains not more than 36 hours (24 hours in men’s basketball) after the conclusion of the last contest, even if the institution is not participating in the last contest.

[References: NCAA Bylaw 16.8.1.2.1 (departure/return expense restrictions); and a staff interpretation (12/16/92, Item No. d), which has been archived]

3. Summer Financial Aid and Vacation Period Expenses

Date Published: May 13, 2011

Type: Staff Interpretation

Item No.: a

The academic and membership affairs staff confirmed that a student-athlete who is enrolled in an institution's summer term, and is required to remain on campus for organized practice sessions (e.g., practice in preparation for an NCAA championship), may receive financial aid in accordance with the summer financial-aid legislation and vacation-period expenses, provided the student-athlete does not receive vacation-period expenses, in combination with any room and board financial aid, in excess of the full cost of room and board (as determined for financial aid purposes) during the time in which the student-athlete is required to remain on campus for practice or competition.

[References: NCAA Bylaws 15.2.8.1.2 (enrolled student-athletes), 16.5.2 (vacation-period expenses) and staff interpretation (04/12/1991, Item No. d), which has been archived]

4. Departure Restriction for Extended Road Trip That Includes Multiple Competition Sites

Date Published: August 12, 2011

Type: Staff Interpretation

Item No.: 2

The academic and membership affairs staff determined that, in sports other than men's basketball, a member institution may provide travel expenses for a student-athlete representing the institution in multiple competitions on an extended road trip, provided each competition occurs within 84 hours of the first or each subsequent competition (i.e., institution may provide expenses 36 hours after each competition and 48 hours prior to the subsequent competition, for a total of 84 hours between competitions). In men's basketball, an institution may provide travel expenses to a student-athlete representing the institution in multiple competitions on an extended road trip, provided each competition occurs within 72 hours of the first or each subsequent competition (i.e., 24 hours after each competition and 48 hours prior to the subsequent competition, for a total of 72 hours between competitions).

[References: NCAA Bylaws 16.7.1 (away-from-home contests and vacation periods) and 16.8.1.2.1 (departure/return expense restrictions) and a staff interpretation (4/26/91, Item No. a), which has been archived]

NCAA Division I Legislative Proposals for Review by the Awards, Benefits, Expenses and Financial Aid Cabinet

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-26	Amateurism, Recruiting, Eligibility and Awards, Benefits and Expenses -- World University Championships	Legislative Council Initial Consideration	NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)	Immediate	To include the World University Championships in all bylaws that apply to the World University Games.
2011-43	Recruiting and Financial Aid - Letter-of-Intent Programs, Financial Aid Agreements -- Letter of Intent Restriction -- Limitation on Number of Signings -- Bowl Subdivision Football	Legislative Council Initial Consideration	Southeastern Conference	August 1, 2012	In bowl subdivision football, to specify that there shall be an annual signing limit of 25 on the number of prospective student-athletes who may sign a National Letter of Intent or institutional offer of financial aid from December 1 through May 31; further to specify that a prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on signings.

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-73	Financial Aid and Awards, Benefits and Expenses -- Training-Table Meals -- One Meal per Day - - Student-Athletes not Receiving Full Board -- Football	Legislative Council Initial Consideration	Big East Conference	August 1, 2012	In bowl subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid; further, in championship subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid that covers the full cost of board; finally, to specify that the provision of the one training-table meal per day to such a student-athlete shall not be considered financial aid.
2011-74	Financial Aid - - Summer Financial Aid - - Enrolled Student-Athletes -- Proportionality Restriction -- Exhausted Eligibility Exception	Legislative Council Initial Consideration	Big 12 Conference	Immediate	To specify that the summer aid proportionality restriction shall not apply to a student-athlete who has exhausted his or her eligibility and is enrolled in course work acceptable toward his or her degree requirements.

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-75	Financial Aid -- Summer Financial Aid -- Prior to Initial Full-Time Enrollment -- Football -- Counter for the Ensuing Academic Year	Legislative Council Initial Consideration	Southeastern Conference	Immediate	In football, to specify that a prospective student-athlete who receives athletically related financial aid during a summer term prior to initial full-time enrollment at the certifying institution shall be an initial and overall counter for the ensuing academic year.
2011-76	Financial Aid -- Maximum Institutional Grant-in-Aid Limitations by Sport -- Equivalency Computations	Legislative Council Initial Consideration	NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet	August 1, 2012	To specify that in calculating equivalencies, an institution may use either the actual or average amount received by the student-athlete as the numerator and either the actual full grant-in-aid value for the student-athlete or the average amount of a full grant-in-aid for all students at the institution as the denominator.

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-77	Financial Aid -- Maximum Institutional Grant-in-Aid Limitations by Sport -- Baseball Limitations -- Minimum Equivalency Value -- Exception -- Final Year of Eligibility and Not Previously Aided	Legislative Council Initial Consideration	Big South Conference and Southern Conference	August 1, 2012	In baseball, to specify that an institution may provide less than 25 percent of an equivalency to a student-athlete, provided the student-athlete is in the final year of eligibility and has not previously received athletically related financial aid in baseball.
2011-78	Awards, Benefits and Expenses -- Housing and Meals -- Fruit, Nuts and Bagels -- Bagel Spreads	Legislative Council Initial Consideration	Big East Conference	August 1, 2012	To permit an institution to provide bagel spreads (e.g., butter, peanut butter, jelly, cream cheese) with bagels it may provide to a student-athlete at any time.

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-79	Awards, Benefits and Expenses -- Expenses for Student-Athlete's Friends and Relatives -- Permissible Expenses -- Life-Threatening Injury or Illness -- Expenses for any Student-Athlete	Legislative Council Initial Consideration	NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet	August 1, 2012	To specify that the institution may pay transportation, housing and meal expenses for any student-athlete to be present in situations in which a student-athlete or a family member or legal guardian of a student-athlete suffers a life-threatening injury or illness, or in the event of a student-athlete's or student-athlete's family member or legal guardian's death.
2011-80	Awards, Benefits and Expenses -- Expenses Provided by the Institution for Practice and Competition -- National Team Tryouts -- not More Than Two Events	Legislative Council Initial Consideration	NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)	August 1, 2012	To permit an institution to provide actual and necessary expenses for a student-athlete to participate in not more than two national team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup or World University Games.

Proposal Number	Title	Status	Source	Effective Date	Intent
2011-81	Awards, Benefits and Expenses -- Other Travel Expenses Provided by the Institution -- Conference-Sponsored Life Skills Program	Legislative Council Initial Consideration	Big 12 Conference	Immediate	To permit an institution or conference to pay actual and necessary expenses for a student-athlete to attend a conference-sponsored life skills program (e.g., leadership, personal development, conflict resolution).
2011-82	Awards, Benefits and Expenses -- Provision of Expenses by Individuals or Organizations Other Than the Institution -- Benefits, Gifts, and Services -- Miscellaneous Benefits - Fundraisers for Student-Athletes or Immediate Family Members	Legislative Council Initial Consideration	NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet	August 1, 2012	To specify that proceeds from fundraisers for student-athletes (or their immediate families) due to extreme circumstances beyond the student-athlete's control (e.g., life-threatening illness, natural disaster) may be given directly to the beneficiaries, with receipt kept on file by the institution, which must include the amount of expenses incurred and the total amount received.

Proposal No.: 2011-26

Title: Amateurism, Recruiting, Eligibility and Awards, Benefits and Expenses -- World University Championships

Status: Legislative Council Initial Consideration

Intent: To include the World University Championships in all bylaws that apply to the World University Games.

A. Bylaws: Amend 12.1.2.4, as follows:

12.1.2.4 Exceptions to Amateurism Rule.

[12.1.2.4.1 through 12.1.2.4.13 unchanged.]

12.1.2.4.14 Commemorative Items for Student-Athletes Participating in Olympic Games, World University Games, **World University Championships**, Pan American Games, World Championships and World Cup Events. It is permissible for student-athletes to receive commemorative items incidental to participation in the Olympic Games, World University Games, **World University Championships**, Pan American Games, World Championships and World Cup events through the applicable national governing body. These benefits may include any and all apparel, leisure wear, footwear and other items that are provided to all athletes participating in the applicable event.

[12.1.2.4.15 unchanged.]

B. Bylaws: Amend 12.5.1, as follows:

12.5.1 Permissible.

[12.5.1.1 through 12.5.1.8 unchanged.]

12.5.1.9 Olympic, Pan American, World Championships, World Cup, ~~and~~ World University Games **and World University Championships**. A student-athlete's name or picture may be used to promote Olympic, Pan American, World Championships, World Cup, ~~or~~ World University Games **or World University Championships** as specified in this section.

[Remainder of 12.5.1 unchanged.]

C. Bylaws: Amend 13.1.7, as follows:

13.1.7 Limitations on Number of Evaluations.

[13.1.7.1 through 13.1.7.18 unchanged.]

13.1.7.19 Coaches' Attendance at Elite International Events. Coaching staff members may attend Olympic, Pan American, World Championships, World Cup, ~~or~~ World University Games **or World University Championships** competition that occurs outside the permissible contact and evaluation periods. However, attendance at qualifying competition for such events, including tryouts, remains subject to the applicable recruiting calendars.

[Remainder of 13.1.7 unchanged.]

D. Bylaws: Amend 14.1.8.3, as follows:

14.1.8.3 Waivers. Waivers may be granted to the minimum 12-semester or 12-quarter hour enrollment as follows:

[14.1.8.3.1 through 14.1.8.3.2 unchanged.]

14.1.8.3.3 Olympic Games, Pan American Games, World Championships, World Cup, World University Games, **World University Championships** or World Youth Championships -- Competition. The Progress-Toward-Degree Waivers Committee (see Bylaw 21.7.5.1.3.2) may waive the minimum full-time enrollment requirement for any participant in the Olympic Games, Pan American Games, World Championships, World Cup, World University Games, **World University Championships** or World Youth Championships (including junior levels of such events) who, because of such participation, may lose eligibility for practice and competition in any sports.

[Remainder of 14.1.8.3 unchanged.]

E. Bylaws: Amend 14.2.1, as follows:

14.2.1 Five-Year Rule. A student-athlete shall complete his or her seasons of participation within five calendar years from the beginning of the semester or quarter in which the student-athlete first registered for a minimum full-time program of studies in a collegiate institution, with time spent in the armed services, on official religious missions or with recognized foreign aid services of the U.S. government being excepted. For international students, service in the armed forces or on an official religious mission of the student's home country is considered equivalent to such service in the United States.

[14.2.1.1 through 14.2.1.3 unchanged.]

14.2.1.4 Athletics Activities Waiver. The Committee on Student-Athlete Reinstatement, or a committee designated by it, shall have the authority to waive this provision by a two-thirds majority of its members present and voting to permit student-athletes to participate in:

(a) Official Pan American, World Championships, World Cup, World University Games, World University Championships and Olympic training, tryouts and competition.

[14.2.1.4-(b) through 14.2.1.4-(c) unchanged.]

[Remainder of 14.2.1 unchanged.]

F. Bylaws: Amend 14.2.3.2, as follows:

14.2.3.2 Delayed Enrollment – Seasons of Competition.

[14.2.3.2.1 unchanged.]

14.2.3.2.1.1 Exception -- National/International Competition. For a maximum of one year after a prospective student-athlete's first opportunity to enroll full time in a collegiate institution following the one-year time period after his or her high school graduation date or the graduation date of his or her class, whichever occurs earlier, participation in the following organized national/international competition is exempt from application of Bylaw 14.2.3.2.1:

(a) Official Olympic Games, Pan American Games, World Championships, World Cup, World University Games **and World University Championships** competition;

- (b) Officially recognized competition from which participants may directly qualify for final tryouts for a national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup, ~~or~~ World University Games **or World University Championships** and final tryout competition from which participants are selected for such teams; or

[14.2.3.2.1-(c) unchanged.]

[14.2.3.2.1.2 through 14.2.3.2.1.4 unchanged.]

14.2.3.2.1.5 Matriculation After 20th Birthday -- Tennis. In tennis, a student who is eligible under Bylaw 14.2.3.2, but who participates in organized tennis events after his or her 20th birthday and before full-time enrollment at the certifying institution shall be subject to the following:

- (a) The student will be charged with one season of intercollegiate tennis competition for each calendar year after his or her 20th birthday and prior to full-time enrollment at the certifying institution during which the student-athlete has participated in organized tennis competition per Bylaw 14.02.9. [Note: This includes participation in intercollegiate tennis while enrolled full-time in another two-year or four-year institution; however, this provision replaces the season of competition counted in Bylaw 14.2 (only one season is used in any one year).]
- (b) Upon matriculation at the certifying institution, the student-athlete must fulfill an academic year in residence before being eligible to represent the institution in intercollegiate tennis, unless the student transfers to the certifying institution with a minimum of 24 semester hours (or equivalent) of transferable degree credit. (Note: All other NCAA transfer and academic eligibility requirements apply.)

14.2.3.2.1.5.1 Exception -- Olympic Games, Pan American Games, World Championships, World Cup, ~~and~~ World University Games **and World University Championships** Participation. Participation in the Olympic Games, Pan American Games, World Championships, World Cup, ~~and~~ World University Games **and World University Championships** is exempt from application of Bylaw 14.2.3.2.1.5.

G. Bylaws: Amend 14.4.3, as follows:

14.4.3 Eligibility for Competition.

[14.4.3.1 through 14.4.3.5 unchanged.]

14.4.3.6 Waivers of Progress-Toward Degree Rule. The Division I Progress-Toward-Degree Waivers Committee shall establish appropriate criteria for waivers of this legislation. The following waivers shall be administered by the conference members of the Association or, in the case of an independent institution, by the Division I Progress-Toward-Degree Waivers Committee.

[14.4.3.6-(a) unchanged.]

(b) International Competition. The credit hours required under the progress-toward-degree regulation of Bylaws 14.4.3.1 and 14.4.3.5-(c) may be prorated at nine hours per term of actual attendance during an academic year in which a student is not enrolled for a term or terms or is unable to complete a term as a full-time student as a result of participation in the FIFA World Youth Championship, Pan American Games, Olympic Games, World Championships, World Cup, ~~or~~ World University Games or World University Championships (including final Olympic tryouts and the officially recognized training program that directly qualifies participants for those tryouts). This waiver provision may be applied to no more than two semesters or three quarters. Credits earned by the student during the term or terms to which the waiver applies may be used to satisfy the 24-/36-hour [see Bylaw 14.4.3.1-(a)], percentage-of-degree (see Bylaw 14.4.3.2) and grade-point average requirements (see Bylaw 14.4.3.3).

[Remainder of 14.4.3 unchanged.]

H. Bylaws: Amend 14.7, as follows:

14.7 Outside Competition, Effects on Eligibility

The eligibility of a student-athlete who engages in outside competition (see Bylaw 17.02.9) is affected as set forth in the following regulations.

[14.7.1 through 14.7.2 unchanged.]

14.7.3 Exceptions – All Sports. The following exceptions to the outside-competition regulations are permitted:

[14.7.3-(a) through 14.7.3-(d) unchanged.]

- (e) Official World Championships, World University Games, World University Championships and World Cup Tryouts and Competition. A student-athlete may participate in official World Championships, World University Games, World University Championships and World Cup tryouts and competition.

[14.7.3-(f) unchanged.]

[Remainder of 14.7 unchanged.]

I. Bylaws: Amend 16.8.1.3, as follows:

16.8.1.3 Other Competition. 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:

[16.8.1.3-(a) unchanged.]

- (b) Specific competition (e.g., Olympic Trials) from which participants may directly qualify for the Olympic Games, Pan American Games, World Championships, World Cup, ~~and~~ World University Games and World University Championships; and
- (c) One national team tryout competition event from which participants are selected for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup, ~~or~~ World University Games or World University Championships. Although national team participants may be selected from multiple tryout events for a particular listed competitive event, an institution may provide expenses for only one such tryout event for each of the listed competitive events.

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Amateurism

Rationale: The World University Championships take place on even years and feature several individual sports and a few team sports that are not included in the World University Games, which occur on odd years. The World University Championships have grown and have had increasing success in recent years. They allow a large number of students and university sports

leaders to unite on occasions other than at the World University Games. By expanding the noted bylaws to include the World University Championships, student-athletes participating in baseball, softball, cross country and women's equestrian will receive the same opportunities and benefits as student-athletes who participate in the World University Games.

Estimated Budget Impact: Varies, depending on the relevant bylaws and eligibility of student-athletes to participate in the World University Championships.

Impact on Student-Athlete's Time (Academic and/or Athletics): Varies.

History

May 05, 2011: Submit; Submitted for consideration.

May 12, 2011: Olympic Sports Liaison Committee, Recommends Approval

Jun 24, 2011: Championships/Sports Management Cabinet, Sponsored

Proposal No. 2011-43

Title: Recruiting and Financial Aid – Letter-of-Intent Programs, Financial Aid Agreements -- Letter of Intent Restriction -- Limitation on Number of Signings -- Bowl Subdivision Football

Status: Legislative Council Initial Consideration

Intent: In bowl subdivision football, to specify that there shall be an annual signing limit of 25 on the number of prospective student-athletes who may sign a National Letter of Intent or institutional offer of financial aid from December 1 through May 31; further to specify that a prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on signings.

A. Bylaws: Amend 13.9.2.3, as follows:

[Federated provision, FBS only]

13.9.2.3 Limitation on Number of National Letter of Intent/Offer of Financial Aid Signings -- Bowl Subdivision Football. In bowl subdivision football, there shall be an annual limit of ~~28~~ **25** on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from **December 1** ~~the initial signing date of the regular signing period of the National Letter of Intent~~ through May 31. [D]

13.9.2.3.1 Exception -- Counter During Same Academic Year. A prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on signings.

B. Bylaws: Amend 15.5.1.10.1, as follows:

[Federated provision, FBS only]

15.5.1.10.1 Limitation on Number of National Letter of Intent/Offer of Financial Aid Signings -- Bowl Subdivision Football. [FBS] In bowl subdivision football, there shall be an annual limit of ~~28~~ **25** on the number of prospective student-athletes who may sign a National Letter of Intent or an institutional offer of financial aid from **December 1** ~~the initial signing date of the regular signing period of the National Letter of Intent~~ through May 31. [D]

15.5.1.10.1.1 Exception -- Counter During Same Academic Year. A prospective student-athlete who signs a National Letter of Intent or an institutional offer of financial aid and becomes an initial counter for the same academic year in which the signing occurred (e.g., midyear enrollee) shall not count toward the annual limit on signings.

Source: Southeastern Conference

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Recruiting

Rationale: This proposal seeks to address concerns regarding to the practice of "oversigning" football prospective student-athletes to National Letters of Intent or financial aid agreements. Reducing the signing limit from 28 to 25 is an appropriate step to focus recruitment and signing of prospective student-athletes to the Football Bowl Subdivision limit on initial counters. By limiting the number of signees, institutions will be encouraged to focus their recruiting efforts on prospective student-athletes with the necessary academic and athletic credentials to succeed at the certifying institution.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 08, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-73

Title: Financial Aid and Awards, Benefits and Expenses -- Training-Table Meals -- One Meal Per Day -- Student-Athletes not Receiving Full Board -- Football

Status: Legislative Council Initial Consideration

Intent: In bowl subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid; further, in championship subdivision football, to permit an institution to provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid that covers the full cost of board; finally, to specify that the provision of the one training-table meal per day to such a student-athlete shall not be considered financial aid.

A. Bylaws: Amend 15.2.2, as follows:

[Federated provision, FBS and FCS, divided vote]

15.2.2 Room and Board. An institution may provide a student-athlete financial aid that includes the cost of room and board, based on the official allowance for a room as listed in the institution's official publication (e.g., catalog) and a board allowance that consists of three meals per day, even if the institution's maximum permissible award allowance for all students represents a lesser cost figure.

[15.2.2.1 unchanged.]

[15.2.2.1.1 through 15.2.2.1.5 unchanged.]

15.2.2.1.6 Training-Table Meals. The cost of meals provided on the institution's training table shall be deducted from a student-athlete's board allowance, even if the student-athlete is not receiving a full grant-in-aid. In determining the cost figure to be deducted, the institution may use the actual meal costs listed in the institution's catalog or the average meal costs of its student-athletes living on campus.

15.2.2.1.6.1 Exception -- Student-Athlete Who Receives Less Than Full Board -- Football.
In bowl subdivision football, an institution may provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid. In championship subdivision football, an institution may provide one training-table meal per day to a student-athlete who does not receive athletically related financial aid that covers the full cost of board. The provision of the one training-table meal per day to such a student-athlete shall not be considered financial aid.

[Remainder of 15.2.2 unchanged.]

B. Bylaws: Amend 16.5.2, as follows:

[Federated provision, FBS and FCS, divided vote]

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

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

(c) Training Table Meals. An institution may provide only one training table meal per day to a student-athlete during the academic year on those days when regular institutional dining facilities are open (see Bylaw 15.2.2.1.6). A student-athlete who does not receive institutional athletically related financial aid covering the full cost of board, including a walk-on or partial scholarship recipient, may purchase one training table meal per day at the same rate that the institution deducts from the board allowance of student-athletes who receive athletically related financial aid covering board costs pursuant to Bylaw 15.2.2.1.6.

(1) Training Table Meals -- Student-Athlete Who Receives Less Than Full Board -- Football. In bowl subdivision football, a student-athlete who does not receive institutional athletically related financial aid (walk-on) may receive one training-table meal per day. In championship subdivision football, a student-athlete who does not receive institutionally related financial aid covering the full cost of board (walk-on or partial scholarship recipient) may receive one training-table meal per day. The provision of the one training-table meal per day to such a student-athlete shall not be considered financial aid.

[16.5.2-(d) through 16.5.2-(h) unchanged.]

Source: Big East Conference

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: Under current legislation, a bowl subdivision football student-athlete who does not receive institutional athletically related financial aid or a championship subdivision football student-athlete who does not receive athletics aid covering the full cost of board may only eat a training-table meal with the team if the student-athlete purchases the meal. Many such student-athletes are not able to afford a training-table meal. As a result, these student-athletes often feel

as though they are not part of the team, even though they participate in other team-related activities. In the spirit of student-athlete well-being, an institution should be allowed to provide these student-athletes with one training-table meal per day, without affecting the student-athletes' counter status.

Estimated Budget Impact: Varies by institution, depending on the number of student-athletes eligible to receive the benefit.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 24, 2011: Submit; Submitted for consideration

Proposal No.: 2011-74

Title: Financial Aid -- Summer Financial Aid -- Enrolled Student-Athletes -- Proportionality Restriction – Exhausted Eligibility Exception

Status: Legislative Council Initial Consideration

Intent: To specify that the summer aid proportionality restriction shall not apply to a student-athlete who has exhausted his or her eligibility and is enrolled in course work acceptable toward his or her degree requirements.

Bylaws: Amend 15.2.8.1.2, as follows:

15.2.8.1.2 Enrolled Student-Athletes. After initial full-time enrollment during a regular academic year, a student-athlete shall not receive athletically related financial aid to attend the certifying institution's summer term or summer school unless the student-athlete received such athletically related aid from the certifying institution during the student-athlete's previous academic year at that institution. Further, such aid may be awarded only in proportion to the amount of athletically related financial aid received by the student-athlete during the student-athlete's previous academic year at the certifying institution, ~~except that this.~~ **The** proportionality restriction shall not apply to a student-athlete who has exhausted his or her eligibility and is enrolled in ~~a summer program of studies that will permit the student-athlete to complete~~ **course work acceptable toward** his or her degree requirements.

Source: Big 12 Conference

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: Currently, a student-athlete is subject to the summer aid proportionality restriction unless he or she has exhausted eligibility and will complete his or her degree requirements in the summer. The current legislation does not account for situations in which a student-athlete who has exhausted intercollegiate eligibility is unable to enroll in all courses necessary to earn his or her degree in the summer due to limited course availability and/or degree-sequencing issues. This proposal would remove the requirement that the student-athlete must graduate at the conclusion of the summer term. This legislative change promotes student-athlete well-being by providing an additional opportunity for a student-athlete to receive the maximum allowable athletics aid and expedite degree completion. In addition, the proposal helps institutions' Academic Progress Rates and/or Graduation Success Rates by further enabling student-athletes to graduate within five years of initial enrollment.

Estimated Budget Impact: Minimal increase in summer athletically-related aid awarded. Potential decrease in regular academic year aid awarded.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 30, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-75

Title: Financial Aid -- Summer Financial Aid -- Prior to Initial Full-Time Enrollment -- Football -- Counter for the Ensuing Academic Year

Status: Legislative Council Initial Consideration

Intent: In football, to specify that a prospective student-athlete who receives athletically related financial aid during a summer term prior to initial full-time enrollment at the certifying institution shall be an initial and overall counter for the ensuing academic year.

Bylaws: Amend 15.5.1.9, as follows:

[Federated provision, FBS and FCS, divided vote]

15.5.1.9 Summer-Term Aid. Institutional financial aid received during a summer term is not countable in these limitations and does not make a student-athlete a counter.

15.5.1.9.1 Exception -- Football. In football, a prospective student-athlete who receives athletically related financial aid during a summer term prior to initial full-time enrollment at the certifying institution shall be an initial and overall counter for the ensuing academic year. (See Bylaws 15.02.3 and 15.5.6.)

Source: Southeastern Conference

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: Athletically related financial aid awarded to a prospective student-athlete to attend summer school prior to initial enrollment has become commonplace. Currently, there are no limitations on the number of prospective student-athletes who may receive such aid. It is appropriate to help ensure that resources are properly managed by limiting the awarding of summer-term aid to those prospective student-athletes who will receive athletics aid on their initial full-time enrollment in the regular academic term immediately following the summer school session.

Estimated Budget Impact: Anticipated cost savings for institutions that have awarded summer athletics aid to more prospective student-athletes than the limit on initial counters in previous years.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 08, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-76

Title: Financial Aid -- Maximum Institutional Grant-in-Aid Limitations by Sport -- Equivalency Computations

Status: Legislative Council Initial Consideration

Intent: To specify that in calculating equivalencies, an institution may use either the actual or average amount received by the student-athlete as the numerator and either the actual full grant-in-aid value for the student-athlete or the average amount of a full grant-in-aid for all students at the institution as the denominator.

Bylaws: Amend 15.5.3.2, as follows:

15.5.3.2 Equivalency Computations. In equivalency sports, each institutional financial aid award (per Bylaw 15.02.4.1) to a counter shall be computed as follows:

[15.5.3.2-(a) unchanged.]

(b) A fraction shall be created, with **either** the **actual or average** amount received by the student-athlete (up to the value of a full grant-in-aid) as the numerator and **either** the **actual** full grant-in-aid value for that student-athlete **or the average amount of a full grant-in-aid for all students at the institution** as the denominator *based on the actual cost or average cost of a full grant for all students at that institution*. Financial aid unrelated to athletics ability (see Bylaw 15.1) received by the student-athlete in excess of a full grant-in-aid shall not be included in this computation.

[15.5.3.2-(c) unchanged.]

[Remainder of 15.5.3.2 unchanged.]

Source: NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: This proposal would allow an institution the flexibility to award equivalencies to the maximum benefit of its student-athletes. Currently, the legislation allows use of the actual amount received by the student-athlete as the numerator and the average amount of a full grant-in-aid for all students as the denominator only if the institution awards a lump sum amount and only if the institution does not have a policy requiring payment in a specific order (e.g., hierarchy of elements). This application can create a competitive advantage based solely on an institution's accounting practices. This proposal allows all institutions the flexibility to use the actual or average amount in the numerator and denominator regardless of institutional policies and regardless of how the institution awards aid (element, percentage, lump sum).

Estimated Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 03, 2011: Submit; Submitted for consideration.

Jun 21, 2011: Awards, Benefits, Expenses and Financial Aid Cabinet, Sponsored

Proposal No.: 2011-77

Title: Financial Aid -- Maximum Institutional Grant-in-Aid Limitations by Sport -- Baseball Limitations -- Minimum Equivalency Value -- Exception -- Final Year of Eligibility and Not Previously Aided

Status: Legislative Council Initial Consideration

Intent: In baseball, to specify that an institution may provide less than 25 percent of an equivalency to a student-athlete, provided the student-athlete is in the final year of eligibility and has not previously received athletically related financial aid in baseball.

Bylaws: Amend 15.5.4, as follows:

15.5.4 Baseball Limitations. There shall be an annual limit of 11.7 on the value of financial aid awards (equivalencies) to counters and an annual limit of 27 on the total number of counters in baseball at each institution.

15.5.4.1 Minimum Equivalency Value. An institution shall provide each counter athletically related and other countable financial aid that is equal to or greater than 25 percent of an equivalency.

[15.5.4.1.1 unchanged.]

15.5.4.1.2 Exception -- Final Year of Eligibility and Not Previously Aided. An institution may provide less than 25 percent of an equivalency to a student-athlete, provided the student-athlete is in the final year of eligibility and has not previously received athletically related financial aid in baseball.

Source: Big South Conference and Southern Conference

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: This exception would give institutions the opportunity to reward the hard work and commitment of a nonscholarship student-athlete by providing the student with athletically related financial aid during the last season of eligibility, even though it may be below the generally required 25 percent value. By restricting the exception to a student-athlete in the final season of eligibility, the purpose of the minimum equivalency requirement remains intact. It is unlikely that a coach will "run off" a student-athlete who would have no eligibility remaining. Instead, a program that does not have 27 counters may have less than 25 percent of an equivalency remaining. Such a program could use it to provide a reduced amount of financial aid to student-athlete who had not previously received athletics aid. Restricting the exception to a student-athlete who has not previously received athletically related financial aid eliminates the possibility of reducing the financial aid of a student-athlete, who has received the aid in previous years, below 25 percent during the student's final year of eligibility.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jul 10, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-78

Title: Awards, Benefits and Expenses -- Housing and Meals -- Fruit, Nuts and Bagels -- Bagel Spreads

Status: Legislative Council Initial Consideration

Intent: To permit an institution to provide bagel spreads (e.g., butter, peanut butter, jelly, cream cheese) with bagels it may provide to a student-athlete at any time.

Bylaws: Amend 16.5.2, as follows:

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

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

(h) Fruit, Nuts and Bagels. An institution may provide fruit, nuts and bagels [including bagel spreads (e.g., butter, peanut butter, jelly, cream cheese)] to a student-athlete at any time.

Source: Big East Conference

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Beginning with the 2009-10 academic year, institutions have been permitted to provide fruit, nuts and bagels to student-athletes at any time. This proposal seeks to make a reasonable accommodation in allowing an institution to provide traditional bagel spreads to student-athletes in conjunction with the bagels it is already permitted to provide.

Estimated Budget Impact: Will vary by amounts and types of spreads provided.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 24, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-79

Title: Awards, Benefits and Expenses -- Expenses for Student-Athlete's Friends and Relatives -- Permissible Expenses -- Life-Threatening Injury or Illness -- Expenses for Any Student-Athlete

Status: Legislative Council Initial Consideration

Intent: To specify that the institution may pay transportation, housing and meal expenses for any student-athlete to be present in situations in which a student-athlete or a family member or legal guardian of a student-athlete suffers a life-threatening injury or illness, or in the event of a student-athlete's or student-athlete's family member or legal guardian's death.

Bylaws: Amend 16.6.1.3, as follows:

16.6.1.3 Life-Threatening Injury or Illness. The institution may pay transportation, housing and meal expenses for **a student-athlete's** parents (or legal guardians) and ~~the spouse, of a student-athlete~~ and ~~for the student-athlete's teammates~~ **any other student-athlete** to be present in

situations in which a student-athlete suffers a life-threatening injury or illness, or, in the event of a student-athlete's death, to provide these expenses in conjunction with funeral arrangements.

16.6.1.3.1 Family Member of Student-Athlete. An institution may pay transportation, housing and meal expenses for a student-athlete's spouse, **and** children, and *teammates* **any other student-athlete** to be present in situations in which a family member or legal guardian of the student-athlete suffers a life-threatening injury or illness or, in the event of a family member's or legal guardian's death, to provide the student-athlete's spouse, **and** children, and *teammates* **any other student-athlete** with such expenses in conjunction with funeral arrangements.

Source: NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Current legislation limits an institution to providing actual and necessary expenses to a student-athlete's teammates in conjunction with situations in which the student-athlete or his or her family suffers a life-threatening injury or illness or death. An institution's student-athletes often are a close-knit group and, as a result, other student-athletes may be as close to the affected student-athlete as his or her teammates. Therefore, an institution should have the discretion to decide whether the provision of expenses is appropriate in such situations.

Estimated Budget Impact: Additional costs if expenses are provided to more student-athletes.

Impact on Student-Athlete's Time (Academic and/or Athletics): Minimal.

History

Feb 04, 2011: Submit; Submitted for consideration.

Feb 23, 2011: Awards, Benefits, Expenses and Financial Aid Cabinet, Sponsored

Proposal No.: 2011-80

Title: Awards, Benefits and Expenses -- Expenses Provided by the Institution for Practice and Competition -- National Team Tryouts -- Not More Than Two Events

Status: Legislative Council Initial Consideration

Intent: To permit an institution to provide actual and necessary expenses for a student-athlete to participate in not more than two national team tryout competition events, including events from which participants are selected for another tier of tryout competition or events from which final selections are made for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup or World University Games.

Bylaws: Amend 16.8.1.3, as follows:

16.8.1.3 Other Competition. 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:

[16.8.1.3-(a) through 16.8.1.3-(b) unchanged.]

(c) ~~One~~ **Not more than two** national team tryout competition ~~event~~ **events, including events** from which participants are selected **for another tier of tryout competition or events from which final selections are made** for the national team that will participate in the Olympic Games, Pan American Games, World Championships, World Cup or World University Games. *Although national team participants may be selected from multiple tryout events for a particular listed competitive event, an institution may provide expenses for only one such tryout event for each of the listed competitive events.*

Source: NCAA Division I Championships/Sports Management Cabinet (Olympic Sports Liaison Committee)

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Current legislation permits an institution to provide actual and necessary expenses for a student-athlete to participate in only one national team tryout event. However, the national team selection process for many sports includes more than one round (tier) of tryout events, which may take place at different sites and on different dates. As a result, a student-athlete who is successful in the first tier may be required to incur the financial burden to continue through the additional tiers or withdraw from the tryout process prior to reaching the final tryout. This proposal would allow an institution to pay for a student-athlete to participate in a second (or later) round in the selection process. In addition, there are other sports that provide more than one opportunity in which a student-athlete may compete in an effort to advance in the selection process if the student-athlete fails to advance from the first round (tier). This proposal would allow an institution to pay for a student-athlete to participate in a second event on the same tier

(if the student-athlete failed to advance from the first event). This proposal would allow student athletes greater access to the current selection processes for international competition.

Estimated Budget Impact: Institutions with eligible student-athletes may bear the expense of additional national team tryouts.

Impact on Student-Athlete's Time (Academic and/or Athletics): Varies.

History

May 05, 2011: Submit; Submitted for consideration.

May 12, 2011: Olympic Sports Liaison Committee, Recommends Approval

Jun 24, 2011: Championships/Sports Management Cabinet, Sponsored

Proposal No.: 2011-81

Title: Awards, Benefits and Expenses -- Other Travel Expenses Provided by the Institution -- Conference-Sponsored Life Skills Program

Status: Legislative Council Initial Consideration

Intent: To permit an institution or conference to pay actual and necessary expenses for a student-athlete to attend a conference-sponsored life skills program (e.g., leadership, personal development, conflict resolution).

Bylaws: Amend 16.9, as follows:

16.9 OTHER TRAVEL EXPENSES PROVIDED BY THE INSTITUTION

16.9.1 Permissible Travel Expenses Not Related to Practice or Competition. It is permissible for an institution to provide the following travel expenses not related to practice or competition: [R]

[16.9.1-(a) through 16.9.1-(d) unchanged.]

(e) Conference-Sponsored Life Skills Program. An institution or conference may pay actual and necessary expenses for a student-athlete to attend a conference-sponsored life skills program (e.g., leadership, personal development, conflict resolution).

[16.9.1-(e) relettered as 16.9.1-(f), unchanged.]

Source: Big 12 Conference

Effective Date: Immediate

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: The requirement that institutions conduct life skills programs is intended to enhance the educational and cultural opportunities for current student-athletes with the goal of increasing the likelihood of academic success and more fully preparing them to contribute to society as productive citizens. In addition, the programs support important student development initiatives and enhance the quality of the student-athlete experience within the university setting. The NCAA Student-Athlete Leadership Forum is conducted annually on a four-region rotation. Permitting a conference to sponsor a life skills program and provide student-athletes with actual and necessary expenses to attend would be consistent with the NCAA Student-Athlete Leadership Forum and the intent of the life skills program requirement. In addition, because the NCAA Student-Athlete Leadership Forum only provides institutions with the opportunity to select student-athletes to attend every four years, a conference-sponsored program would provide more student-athletes with the opportunity to benefit from such programs.

Estimated Budget Impact: Will vary by conference based on the cost of the life skills program and related travel expenses.

Impact on Student-Athlete's Time (Academic and/or Athletics): Minimal.

History

Jul 07, 2011: Submit; Submitted for consideration.

Proposal No.: 2011-82

Title: Awards, Benefits and Expenses -- Provision of Expenses by Individuals or Organizations Other Than the Institution -- Benefits, Gifts, and Services -- Miscellaneous Benefits -- Fundraisers for Student-Athletes or Immediate Family Members

Status: Legislative Council Initial Consideration

Intent: To specify that proceeds from fundraisers for student-athletes (or their immediate families) due to extreme circumstances beyond the student-athlete's control (e.g., life-threatening illness, natural disaster) may be given directly to the beneficiaries, with receipt kept on file by the institution, which must include the amount of expenses incurred and the total amount received.

Bylaws: Amend 16.11.1.12, as follows:

16.11.1.12 Miscellaneous Benefits. An institution may provide or arrange for the following benefits for a student-athlete:

[16.11.1.12-(a) through 16.11.1.12-(f) unchanged.]

(g) Fundraisers for student-athletes (or their immediate family members) under the following extreme circumstances:

(1) Extreme circumstances should be extraordinary in the result of events beyond the student-athlete's control (e.g., life-threatening illness, natural disaster);

(2) The proceeds must be designated for a specific purpose (e.g., payment of medical bills, purchase of medical equipment, replacement of items lost in a fire, etc.)

(3) The proceeds may *not* be given directly to the beneficiaries, ~~but must be disbursed through or paid directly to another entity~~; with receipt kept on file by the institution, **which must include the amount of expenses incurred and the total amount received**; and

(4) The excess proceeds must be given to a not-for-profit organization with the receipt kept on file by the institution.

[16.11.1.12-(h) unchanged.]

Source: NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet

Effective Date: August 1, 2012

Proposal Category: Amendment

Topical Area: Awards, Benefits and Expenses

Rationale: Allowing the proceeds of fundraisers for extreme circumstances to be provided directly to the beneficiaries to cover specific expenses reduces the burden placed on institutions, student-athletes and families of student-athletes. Requiring the institution to maintain receipts for the expenses and proceeds provided, and maintaining the other requirements of the current legislation will address concerns about potential abuse.

Estimated Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Feb 04, 2011: Submit; Submitted for consideration.

Feb 23, 2011: Awards, Benefits, Expenses and Financial Aid Cabinet, Sponsored

To Be Posted at a Later Date

To Be Posted at a Later Date

TO: NCAA Division I Awards, Benefits, Expenses and Financial Aid Cabinet

The attached proposal and rationale is meant to add another exception, noted (k), to the list of exceptions (16.8.1.2.1.1 Exceptions.) to By-Law 16.8.1.2.1 Departure/Return Expense Restrictions. The only change to 16.8.1.2.1 is to add proposal (k) to the exception list. This request comes from the National Collegiate Golf Coaches Association (Women's Golf).

Richard Carmichael

—**Proposal number:**

AWARDS, BENEFITS AND EXPENSES -- EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION -- DEPARTURE/RETURN EXPENSE RESTRICTIONS – WOMEN'S GOLF

Intent: In women's golf, to specify that an eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition no earlier than 12:01am local time at the student-athlete's institution two days prior to the start of the competition, and remains no more than 36 hours following the conclusion of the actual competition, ~~and does not miss~~ *additional class time*

Bylaws: Amend Bylaw 16.8.1.2.1.1 as follows:

16.8.2.1.1 Exceptions. These travel expense restrictions do not apply in the following circumstances:

[16.8.1.2.1.1-(a) through 16.8.1.2.1.1-(j) unchanged.]

(a) Travel prior to and following contests in Hawaii or Alaska; *(Revised: 1/10/91 effective 8/1/91)*

(b) Travel prior to and following contests in the 48 contiguous states for member institutions located in Hawaii or Alaska; *(Adopted: 1/16/93)*

(c) Travel prior to and following regular-season competition that takes place during the institution's official vacation period during the academic year; *(Revised: 1/10/91 effective 8/1/91, 1/11/94, 1/10/95)*

(d) Travel prior to contests in NCAA championship events, NGB championships in emerging sports or licensed postseason football games; *(Revised: 1/10/91 effective 8/1/91, 1/14/97, 2/1/05)*

(e) Return transportation following contests in NCAA championship events, NGB championships in emerging sports or licensed postseason football games that take place during the institution's official vacation period during the academic year or between regular academic terms; *(Adopted: 1/17/09)*

(f) Travel prior to the National Football Foundation Hall of Fame benefit game or the American Football Coaches Retirement Trust benefit game; *(Adopted: 1/10/92)*

(g) Travel prior to and following regular-season competition that takes place during the institution's summer-vacation period; *(Adopted: 1/10/92)*

(h) Travel prior to and following regular-season competition that takes place in one or more foreign countries on one trip during the prescribed playing season and limited to not more than once every four years; *(Adopted: 1/10/92)*

(i) Travel prior to the USA Gymnastics (USAG) intercollegiate championships; or *(Adopted: 1/16/93)*

(j) Travel prior to and following contests when inclement weather (e.g., hurricanes, snow storm) requires the institution to adjust original travel plans to depart not more than 72 hours prior to the start of the actual competition or return not more than 60 hours following the conclusion of the actual competition. An institution that uses this exception is required to annually submit a detailed summary to the NCAA national office by July 31. *(Adopted: 4/28/05)*

(k) Travel prior to women's golf competitions, provided the student-athlete departs for the competition no earlier than 12:01am local time at the student-athlete's institution two days prior to the start of the competition. *and misses*

no additional class time

Rationale:

Airlines have cut back on their schedules and as a result, fewer flights are available. Many teams have to travel to alternate airports to get the flight schedule at a cost which is not prohibitive. Driving to airports can now take 1-2 hours. In addition, teams need to arrive at the airport at least an hour and a half ahead of time to go through security procedures. If a team is traveling across country, the trip can take all day, in addition to the time change. The present rule requires teams to apply the 48 hour rule to the local time of the competition. Therefore, if a competition starts at 8:00 am PST, an East Coast team could not leave before 11:00 am EST 48 hours before the competition. Most practice rounds for golf tournaments begin at 8:00 am the next day. It is difficult to get the team to arrive at a time in which they can get sufficient rest before beginning play. The issue then becomes one of student athlete welfare and competitiveness of teams traveling.

Golf is unique in that the practice round before competition is critical in preparing to compete. No course is the same, as are playing fields and courts in other sports. The student needs to play the competition course beforehand to know how the holes are laid out, what strategy to use and how to adjust to the different grass surfaces. The students would be at an extreme disadvantage without a practice round. Therefore it is important to arrive at the competition site a day before the competition and practice on the course. The present 48 hour rule restricts the preparedness of students because it is difficult to arrive in a timely manner to get rest before the practice round. Travel has become much more onerous than before and being able to leave a full 48 hours or 2 calendar days before the first tee time of competition would alleviate this problem, particularly if no more classes were missed.

The issues of student-athlete welfare, competitiveness, costs and schedules could all be resolved without missing more classes if the rule were amended to reflect 2 calendar days.

Further amending the current legislation in the manner that has been proposed would alleviate the administrative burden associated with the waiver process. Past precedent would suggest that waivers with the fact pattern described above are generally approved.

**Selected NCAA Division I Bylaws and Interpretations
Related to Departure/Return Expense Restrictions**

Legislation.

Bylaw 16.8.1.2.1 - Departure/Return Expense Restrictions.

An eligible student-athlete may receive actual and necessary travel expenses to represent the institution in athletics competition, provided the student-athlete departs for the competition not earlier than 48-hours prior to the start of the actual competition and remains not more than 36-hours (24-hours in men's basketball) following the conclusion of the actual competition even if the student-athlete does not return with the team. [R] (*Revised: 1/10/91 effective 8/1/91, 4/29/10 effective 8/1/10*)

Bylaw 16.8.1.2.1.1 - Exceptions.

These travel expense restrictions do not apply in the following circumstances: (*Revised: 1/10/91 effective 8/1/91*)

- (a) Travel prior to and following contests in Hawaii or Alaska; (*Revised: 1/10/91 effective 8/1/91*)
- (b) Travel prior to and following contests in the 48 contiguous states for member institutions located in Hawaii or Alaska; (*Adopted: 1/16/93*)
- (c) Travel prior to and following regular-season competition that takes place during the institution's official vacation period during the academic year; (*Revised: 1/10/91 effective 8/1/91, 1/11/94, 1/10/95*)
- (d) Travel prior to contests in NCAA championship events, national governing body championships in emerging sports or licensed postseason football games; (*Revised: 1/10/91 effective 8/1/91, 1/14/97, 2/1/05*)
- (e) Return transportation following contests in NCAA championship events, national governing body championships in emerging sports or licensed postseason football games that take place during the institution's official vacation period during the academic year or between regular academic terms; (*Adopted: 1/17/09*)
- (f) Travel prior to the National Football Foundation Hall of Fame benefit game or the American Football Coaches Retirement Trust benefit game; (*Adopted: 1/10/92*)
- (g) Travel prior to and following regular-season competition that takes place during the institution's summer-vacation period; (*Adopted: 1/10/92*)

- (h) Travel prior to and following regular-season competition that takes place in one or more foreign countries on one trip during the prescribed playing season and limited to not more than once every four years; (*Adopted: 1/10/92*)
- (i) Travel prior to the USA Gymnastics intercollegiate championships; or (*Adopted: 1/16/93*)
- (j) Travel prior to and following contests when inclement weather (e.g., hurricanes, snow storm) requires the institution to adjust original travel plans to depart not more than 72-hours prior to the start of the actual competition or return not more than 60-hours following the conclusion of the actual competition. An institution that uses this exception is required to annually submit a detailed summary to the NCAA national office by July 31. (*Adopted: 4/28/05*)

Bylaw 16.8.1.2.1.2 - Conference-Administered Waiver -- Conference Championship.

A conference may grant a waiver of the 48-hour departure restriction for extenuating circumstances associated with travel prior to competition in a conference championship event. (*Adopted: 4/24/08 effective 8/1/08*)

Interpretations.

1. Initiation of travel time prior to athletics event

Date Published: May 24, 1991

Type: Staff Interpretation

Item No.: e

Reviewed Bylaw 16.8.1.2.1 (travel expenses following athletics event) and confirmed that the 48-hour period prior to an athletics event begins with the initiation of team/individual transportation (e.g., departure from campus).

2. Travel restrictions prior to competition

Date Published: January 28, 1993

Type: Official Interpretation

Item No.: 1

An institution may not provide travel expenses to its student-athletes to depart 48-hours prior to activities associated with the scheduled competition (e.g., banquets, “weigh-ins”).

[Reference: NCAA Bylaw 16.8.1.2.1 (departure/return expense restrictions)]

3. Institution's team departing for multi-competition event

Date Published: June 16, 1994

Type: Official Interpretation

Item No.: 3

In a situation where the 48-hour departure limitation is applicable, an institution that is participating in a multi-competition event (e.g., conference tournament) may depart 48-hours prior to the event's first round of competition (as opposed to 48-hours prior to the institution's first scheduled competition).

[References: NCAA Bylaws 16.7.2 (departure/return restrictions) and 16.8.1.2.1 (departure/return expense restrictions)]

4. Departure for Competition Prior to an Official Vacation Period (I/II/III)

Date Published: December 2, 2008

Type: Staff Interpretation

Item No.: a

The membership services staff determined it is permissible for an institution's student-athletes to depart for competition (including a foreign tour) that occurs during an official vacation period prior to the official beginning of the vacation period, provided all participating student-athletes have completed their classes or exams and no special arrangements are made to rearrange classes or exams.

[References: NCAA Division I Bylaws 16.8.1.2.1.1 (exceptions) and 30.7.8 (timing of tour); NCAA Division II Bylaws 16.8.1.2.1.1 (exceptions) and 30.7.7 (timing of tour); and NCAA Division III Bylaws 16.8.1.2.1.1 (exceptions) and 30.7.7 (timing of tour) and a staff interpretation (10/21/87, Item No. f) which has been archived]

Room and Board - Unlimited Meal Plans

Background. NCAA room and board legislation permits an institution to provide a student-athlete financial aid that includes the cost of room and board. The cost of board is based on a board allowance that consists of three meals per day, even if the institution's maximum permissible award allowance for all students represents a lesser cost figure. On a campus with several on-campus board plans, a student-athlete living in noninstitutional facilities may be provided the equivalent of a seven day or 21-meal plan or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students.

However, some institutions now offer unlimited board plans, either as one of several board plans or as the only board plan option. Unless the institution is able to document that the cost of the unlimited board plan is based on a cost no greater than that of "a board allowance that consists of three meals per day", it is not permissible to provide a student-athlete the unlimited meal plan.

History. Prior to the adoption of Proposal No. 2009-30, the cost of room and board had to be based on the official allowance for room and board as listed in the institution's official publication. In its adoption of Proposal No. 2009-30, the membership acknowledged that, in many instances, an institution's maximum board allowance was less than the equivalent of three meals per day. A concern was that student-athletes attending such institutions may not receive the requisite meals necessary to meet their nutritional demands. By setting the limit at "three meals per day", the membership believed the student-athletes' nutritional needs would be met and that competitive equity would be promoted because the limit helped ensure an institution's meal plan could not be used as a recruiting tool.

An official interpretation [Reference: 9/6/00, Item No. 4] was issued to address a specific type of board plan – a declining meal balance system. The interpretation clarified that if an institution provides financial aid to cover the cost of meals through a declining meal balance system, as opposed to a meal plan consisting of a specific number of meals, the institution is permitted to provide a student-athlete a dollar amount for meals that is equivalent to the maximum board allowance for all students as calculated by the financial aid office and published in the institution's catalog.

The approach described in the official interpretation was later used in Proposal No. 2005-48. Proposal No. 2005-48's provisions included offering institutions a choice of providing student-athletes living in noninstitutional facilities either the equivalent of a seven day or 21-meal plan or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students. The proposal was intended to allow flexibility to alleviate the room and board financial burden of student-athletes who reside off campus at institutions where off-campus room and board costs may be higher than on-campus costs. The choice created when Proposal No. 2005-48 was adopted still exists today.

Points to Consider.

- Under what circumstances, if any, should an institution be permitted to provide the cost of an unlimited meal plan?
- Is there a need to determine on- and off-campus board allowances using separate methods?
- Are there changes to the room and board legislation that would make the legislation easier for member institutions to administer?

Selected NCAA Bylaws, Interpretations and Proposals

Proposal No. 1999-30 FINANCIAL AID -- BOARD ALLOWANCE

Status: Adopted – Final

Intent: To permit an institution, at its discretion, to provide a student-athlete receiving financial aid that covers the cost of meals with a board allowance

Bylaws: Amend 15.2.2, pages 185-187, as follows:

“15.2.2 Room and Board. An institution may provide a student-athlete financial aid that includes the cost of room and board, based on the official allowance for room *and board* as listed in the institution’s official publication (e.g., catalog) **and a board allowance that consists of three meals per day, even if the institution’s maximum permissible award allowance for all students represents a lesser cost figure.**”

“15.2.2.1 Off-Campus Room and Board Stipend. If a student-athlete lives and eats in noninstitutional facilities, the institution may pay the student-athlete an amount equal to the institution’s official on-campus room *and board* allowance as listed in its catalog, or the average of the room *and board* costs of all of its students living on campus. **The institution also may pay the student-athlete an amount that is equivalent to an on-campus 7-day or 21-meal board plan,** excluding those *eating at the* **meals provided as part of** the training table. Meals provided on the training table shall be deducted at the regular cost figure from such a student-athlete’s board allowance.”

[15.2.2.1.1 unchanged.]

“15.2.2.1.2 Determination of Off-Campus Board Costs. An institution with several on-campus board plans (e.g., 5-day, 7-day, 14-meal, 17-meal or 21-meal plans) may provide a student-athlete living in noninstitutional facilities with the equivalent of a ~~full-board (e.g., 7-day or 21-meal)~~ plan at that institution.”

[Remainder of 15.2.2.1 unchanged.]

[Remainder of 15.2.2 unchanged.]

Source: NCAA Division I Board of Directors [Management Council (Academics/Eligibility/Compliance Cabinet) (Committee on Financial Aid)].

Effective Date: August 1, 2000

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: In many instances, an institution's maximum board allowance published in its catalog for all students is less than the equivalent of three meals per day. Further, many institutions contract their dining services to outside entities and these entities often establish meal plans that are fewer than a 7-day/21-meal plan. The outside entity will establish their meal plan based on a survey given to the general student body and assume that students will not be eating three meals per day in the institutional dining facilities. Student-athletes who attend these institutions may not be receiving the requisite meals necessary to meet the nutritional demands placed upon them as a result of participating in intercollegiate athletics. This proposal would address those needs as well as promote competitive equity by ensuring that an institution's meal plan is not used as a recruiting tool when offering a prospect financial aid that covers the cost of meals.

Estimated Budget Impact:

Impact on Student-Athlete's Time (Academic and/or Athletics):

History

- Jan 01, 1999: Submit (referred proposal to Academic/Eligibility/Compliance Cabinet); Submitted for consideration.
- Feb 19, 1999: Academic/Eligibility/Compliance Cabinet, Recommends Approval
- Mar 08, 1999: Comment Period; Start of Comment Period
- May 07, 1999: Comment Period; End of Comment Period
- Jul 27, 1999: Mgmt Council 1st Review, Approved
- Aug 11, 1999: Comment Period; Start of Comment Period
- Sep 27, 1999: Comment Period; End of Comment Period
- Oct 19, 1999: Mgmt Council 2nd Review
- Oct 28, 1999: Adopted, Pending Possible Board Review, Adopted
- Nov 15, 1999: Adopted, Override Period; Start of Override Period
- Dec 28, 1999: Adopted, Override Period; End of Override Period
- Dec 28, 1999: Adopted; Approved - Final

**Proposal No. 2005-48 FINANCIAL AID -- ELEMENTS OF FINANCIAL AID --
DETERMINATION OF OFF-CAMPUS ROOM AND BOARD COSTS**

Status: Adopted – Final

Intent: To permit an institution to calculate off-campus room and board costs based on its policies and procedures for calculating the cost of attendance for all students.

Bylaws: Amend 15.2.2.1, pages 201-202, as follows:

“15.2.2.1 Off-Campus Room and Board Stipend. If a student-athlete lives and eats in noninstitutional facilities, the institution may pay the student-athlete an amount equal to the institution's official on-campus room allowance as listed in its catalog, ~~or~~ the average of the room costs of all of its students living on campus **or the cost of room as calculated based on its policies and procedures for calculating the cost of attendance for all students.** The institution also may pay the student-athlete an amount that is equivalent to an on-campus 7-day or 21-meal board plan **or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students,** excluding those meals provided as part of the training table. Meals provided on the training table shall be deducted at the regular cost figure from such a student-athlete's board allowance.”

“15.2.2.1.1 Determination of Off-Campus Room Costs. An institution with several official on-campus room rates listed in its catalog ~~must~~ **may** use the average of the room cost for all students living on campus (based on a weighted average for all students who reside in on-campus facilities) **or the cost of room as calculated based on its policies and procedures for calculating the cost of attendance for all students.**”

“15.2.2.1.2 Determination of Off-Campus Board Costs. An institution with several on-campus board plans (e.g., 5-day, 7-day, 14-meal, 17-meal or 21-meal plans) may provide a student-athlete living in noninstitutional facilities with the equivalent of a 7-day or 21-meal plan at that institution **or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students.**”

[15.2.2.1.3 through 15.2.2.1.4 unchanged.]

“15.2.2.1.5 Cost-Free Apartment. It is permissible for the institution to arrange for a cost-free, off-campus apartment rather than to give a student-athlete an amount equal to the institution's official room allowance (as listed in its catalog) **or the cost of a room as calculated based on its policies and procedures for calculating the cost of attendance for all students,** provided the apartment is not rented by the institution at a reduced rate. However, if the actual rental rate is more than the institutional room allowance, the student-athlete shall pay the additional amount from the student-athlete's own resources.”

[15.2.2.1.6 through 15.2.2.1.7 unchanged.]

Source: NCAA Division I Board of Directors [Management Council (Academics/Eligibility/Compliance Cabinet) (Subcommittee on Financial Aid)].

Effective Date: August 1, 2006

Proposal Category: Amendment

Topical Area: Financial Aid

Rationale: Currently, to determine the off-campus room costs for student-athletes, an institution must use either its official on-campus room allowance or the average of the room costs for all students living on campus (based on a weighted average for all students who reside in on-campus facilities). To determine off-campus board costs, the institution may provide a student-athlete who eats in noninstitutional facilities with the equivalent of a 7-day or 21-meal plan at that institution. This proposal allows an institution to continue to use the current methods or to use the calculation for the cost of attendance figure for students generally. In instances in which off-campus room and board costs may be higher than on-campus costs, this proposal will allow flexibility to alleviate the room and board financial burden of student-athletes who reside off campus.

Estimated Budget Impact: Varies by institution and may increase amount of off-campus room and board awarded by the institution.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

History

Jun 03, 2005: Academic/Eligibility/Compliance Cabinet

Jun 24, 2005: Submit; Submitted for consideration.

Jan 08, 2006: Mgmt Council 1st Review, Approved - (Yea=32, Nay=17, Abstain=1, Not Present=1)

Jan 09, 2006: Comment Period; Start of Comment Period

Mar 12, 2006: Comment Period; End of Comment Period; (Official Comment Totals: Support = 13, Oppose = 2, Abstain = 0)

Apr 10, 2006: Mgmt Council 2nd Review, Approved - (Yea=32, Nay=17, Abstain=1, Not Present=1)

Apr 27, 2006: Adopted, Pending Possible Board Review, Adopted; (Unanimous Voice Vote).

Apr 27, 2006: Adopted, Override Period; Start of Override Period

Jun 26, 2006: Adopted, Override Period; End of Override Period; (Number of Override Requests = 3)

Jun 26, 2006: Adopted; Adopted - Final

Bylaw 15.2.2 - Room and Board.

An institution may provide a student-athlete financial aid that includes the cost of room and board, based on the official allowance for a room as listed in the institution's official publication (e.g., catalog) and a board allowance that consists of three meals per day, even if the institution's maximum permissible award allowance for all students represents a lesser cost figure. (*Revised: 10/28/99 effective 8/1/00*)

Bylaw 15.2.2.1 - Off-Campus Room and Board Stipend.

If a student-athlete lives and eats in noninstitutional facilities, the institution may provide the student-athlete an amount equal to the institution's official on-campus room allowance as listed in its catalog, the average of the room costs of all of its students living on campus or the cost of room as calculated based on its policies and procedures for calculating the cost of attendance for all students. The institution also may provide the student-athlete an amount that is equivalent to an on-campus 7-day or 21-meal board plan or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students, excluding those meals provided as part of the training table. Meals provided on the training table shall be deducted at the regular cost figure from such a student-athlete's board allowance. (*Revised: 1/10/92, 11/12/97, 10/28/99 effective 8/1/00, 4/27/06 effective 8/1/06*)

Bylaw 15.2.2.1.1 - Determination of Off-Campus Room Rates.

An institution with several official on-campus room rates listed in its catalog may use the average of the room cost for all students living on campus (based on a weighted average for all students who reside in on-campus facilities) or the cost of room as calculated based on its policies and procedures for calculating the cost of attendance for all students. (*Revised: 11/12/97, 4/27/06 effective 8/1/06*)

Bylaw 15.2.2.1.2 - Determination of Off-Campus Board Costs.

An institution with several on-campus board plans (e.g., 5-day, 7-day, 14-meal, 17-meal or 21-meal plans) may provide a student-athlete living in noninstitutional facilities with the equivalent of a 7-day or 21-meal plan at that institution or the cost of meals as calculated based on its policies and procedures for calculating the cost of attendance for all students. (*Adopted: 1/10/92, Revised: 11/12/97, 10/28/99 effective 8/1/00, 4/27/06 effective 8/1/06*)

Bylaw 15.2.2.1.3 - Institution with No On-Campus Room and Board Facilities.

If an institution does not provide an official dollar amount for room and board in its catalog and does not have on-campus student room and board facilities, the figure provided to student-athletes for off-campus student room and board shall be the amount determined by the institution's office of financial aid as being commensurate with the average cost a student at that institution normally would incur living and eating in off-campus facilities. (*Revised: 11/12/97*)

Bylaw 15.2.2.1.4 - Married Student Housing.

Married student-athletes who live in noninstitutional housing are permitted to receive the same room and board allowance that is provided to married students with on-campus housing. If the institution does not provide on-campus room and board facilities for married students but has other on-campus dormitory facilities, it must use the provisions of Bylaw 15.2.2.1 in determining the amount of room-and-board expenses a married student-athlete who lives in noninstitutional facilities may receive. (*Adopted: 1/10/92*)

Bylaw 15.2.2.1.5 - Cost-Free Apartment.

It is permissible for the institution to arrange for a cost-free, off-campus apartment rather than to give a student-athlete an amount equal to the institution's official room allowance (as listed in its catalog) or the cost of a room as calculated based on its policies and procedures for calculating the cost of attendance for all students, provided the apartment is not rented by the institution at a reduced rate. However, if the actual rental rate is more than the institutional room allowance, the student-athlete shall pay the additional amount from the student-athlete's own resources. (*Revised: 4/27/06 effective 8/1/06*)

Bylaw 15.2.2.1.6 - Training-Table Meals.

The cost of meals provided on the institution's training table shall be deducted from a student-athlete's board allowance, even if the student-athlete is not receiving a full grant-in-aid. In determining the cost figure to be deducted, the institution may use the actual meal costs listed in the institution's catalog or the average meal costs of its student-athletes living on campus.

Bylaw 15.2.2.1.7 - Game-Related Meals.

The cost of meals provided for away-from-home practices and contests and meals at home contests need not be deducted from a student-athlete's board allowance. Such meals also may be received by a student-athlete who is not receiving athletically related financial aid inasmuch as they constitute a benefit incidental to athletics participation [see Bylaw 16.5.2-(d)].

Bylaw 15.2.2.4 - Sunday Evening Meals.

If the regular eating facility used by a student-athlete who is receiving an award that covers the cost of meals is not available for a given meal (e.g., Sunday evening meal), the institution may provide actual expenses to cover the cost of the meal, provided the meal is similar to those served at the university's regular dining facilities and is not excessive in nature.

Providing Board Costs Through Declining Balance System (I)

Date Published: September 6, 2000

Type: Official Interpretation

Item No.: 4

The subcommittee clarified that if an institution provides financial aid to cover the cost of meals through a declining meal balance system (e.g., debit card system) rather than through a meal plan consisting of a specific number of meals (e.g., 17-meal plan, 21-meal plan), it is permissible for an institution to provide a student-athlete with a dollar amount for meals that is equivalent to the maximum board allowance for all students as calculated by the financial aid office and published in the institution's catalog.

[References: Bylaws 15.2.2 (room and board), 15.2.2.1 (off-campus room and board stipend) and 15.2.2.1.2 (determination of off-campus board costs)]