

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-16-B

**Title:** PERSONNEL AND RECRUITING — LIMITATIONS ON THE NUMBER AND DUTIES OF COACHES — RECRUITING COORDINATION FUNCTIONS — PREPARATION OF GENERAL RECRUITING CORRESPONDENCE

**Intent:** To eliminate the preparation of general recruiting correspondence as a recruiting coordination function that is restricted to coaches that count toward the limitations on the number of coaches.

**A. Bylaws:** Amend 11.7.1.2, as follows:

11.7.1.2 Recruiting Coordination Functions. *All **The following** recruiting coordination functions (except **related** routine clerical tasks) must be performed by the head coach or one or more of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.4. *Such functions include:**

(a) Activities involving athletics evaluation and/or selection of prospects; **and**

(b) Making telephone calls to or receiving telephone calls from prospective student-athletes (or prospective student-athletes' parents, legal guardians or coaches); *and*

(c) *Preparation of general recruiting correspondence (including electronic correspondence) to prospective student-athletes (or prospective student-athletes' parents or legal guardians).*

[11.7.1.2.1 unchanged.]

**B. Bylaws:** Amend 13.4.1.1, as follows:

13.4.1.1 Printed Recruiting Materials. As specified below, an institution may provide the following printed materials to prospective student-athletes, coaches of prospective student-athletes or any other individual responsible for teaching or directing an activity in which a prospective student-athlete is involved: (a) General Correspondence. General correspondence, including letters and blank postcards issued by the U.S. postal service, may be sent to a prospective student-athlete only by mail. Attachments to general correspondence may only include materials printed on plain white paper with black ink that are not created for recruiting purposes, except for the additional printed materials listed in this section. **All institutional staff members (e.g., faculty members, athletics department staff members and administrators) may prepare general correspondence.** *The content of all general recruiting correspondence to prospective-student athletes (or prospective student-athletes' parents or legal guardians) must be prepared by the head coach or one of the assistant coaches who count toward the numerical limitations in Bylaw 11.7.4 (see Bylaw 11.7.1.2). It is not permissible for an institution's president or chancellor or director of athletics to prepare general correspondence to prospective student-athletes. [13.4.1.1-(b) through 13.4.1.1-(j) unchanged.]*

**Source:** NCAA Division I Academics/Eligibility/Compliance Cabinet (Subcommittee on Recruiting).

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Personnel

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**Rationale:** Greater flexibility is warranted in the preparation of general recruiting correspondence. However, a complete elimination of the recruiting coordination function restrictions could result in a proliferation in the number of noncoaching staff members employed by institutions. Allowing noncoaching staff members to prepare general recruiting correspondence would alleviate some of the administrative burden on coaches and permit them to focus more attention on traditional coaching duties and the needs of current student-athletes.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

### **History**

*Oct 24, 2007* Submit ; Submitted for consideration as an alternative to Proposal No. 2007-16-A.

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

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*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-30-C

**Title:** RECRUITING — CONTACTS AND EVALUATIONS — MEN'S BASKETBALL EVALUATIONS — APRIL CONTACT PERIOD

**Intent:** To specify that evaluations of live athletics activities during the April contact period shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur; further, to amend the April contact period to begin at noon on the first Thursday following the Men's Basketball Championship and continue through seven days following the initial date for the spring signing of the National Letter of Intent.

**A. Bylaws:** Amend 13.1.8.8, as follows:

13.1.8.8 Basketball Evaluations.

(a) Men's Basketball. In men's basketball, each institution is limited to 130 recruiting-person days (see Bylaw 13.02.7) during recruiting periods (contact and evaluation periods) that occur during the academic year.

(1) Fall Contact Period. Evaluations at sites other than a prospective student-athlete's educational institution are prohibited during the fall contact period. Evaluations of live athletics activities shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.

(2) Academic Year Evaluation Period. Evaluations of live athletics activities during the academic year evaluation period shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur.

(3) **March and April** Contact Periods. Evaluations of live athletics activities during the **March and April** contact periods shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur. Evaluations at nonscholastic events are prohibited during *this* **these** periods.

(4) *April Contact Period.*

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(i) *Evaluations at Nonscholastic Events.* Evaluations at nonscholastic events during the April contact period are limited to events that are approved, sanctioned, sponsored or conducted by the applicable state high school, preparatory school or two-year college association, National Federation of High School Associations or the National Junior College Athletic Association. Coaching staff members may only attend such an event on Saturday and/or Sunday, and not on any weekend during which the PSAT, SAT, PLAN or ACT national standardized tests are administered, regardless of where the event occurs. If an approved nonscholastic event occurs at a high school, preparatory school or two-year college, it is not necessary to have a contact with a prospective student-athlete who attends the educational institution.

(ii) *Evaluations at a Prospective Student-Athlete's Educational Institution (Other Than Nonscholastic Events).* Evaluations of live athletics activities at a prospective student-athlete's educational institution shall be limited to regularly scheduled preparatory school or two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur, and only in conjunction with an off-campus contact.

[13.1.8.8-(a)-(5) through 13.1.8.8-(a)-(6) renumbered as 13.1.8.8-(a)-(3) through 13.1.8.8-(a)-(4), unchanged.]

### **B. Administrative:** Amend 30.10.1, as follows:

30.10.1 Basketball, Men's. The following recruiting periods shall apply to men's basketball:

[30.10.1-(a) through 30.10.1-(d) unchanged.]

**(e) April 1 through Wednesday prior to the NCAA Division I Men's Basketball Championship Q u i e t game: Period**

**(f) Thursday prior to the NCAA Division I Men's Basketball Championship game to Thursday D e a d noon after the game: Period**

**(eg) The month of April Thursday noon after the NCAA Division I Men's Basketball Contact Championship game through seven days following the initial date for the spring signing of the National Letter of Intent [except for (1) and (2) below]: Period**

(1) *Thursday prior to the NCAA Division I Men's Basketball Championship game to Thursday noon after the game: Period*

(21) *Monday through Thursday of the week that includes the initial date for the spring signing of the National Letter of Intent: Period*

**(fh) May 1 The eighth day after the initial date for the spring signing of the National Letter of Intent through July 5 [except for (1) below]: Period**

[30.10.1-(g) through 30.10.1-(l) relettered as 30.10.1-(i) through 30.10.1-(n), unchanged.]

**Source:** NCAA Division I Championships/Competition Cabinet (Men's Basketball Issues Committee).

## Legislation adopted by Board of Directors April 2008

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** Concern has been expressed about the proliferation of nonscholastic events conducted during the April contact period and the resulting consequences to the well being of the prospective student-athletes who travel all over the country to participate in such events. Historically, the April contact period was increased in an effort to accommodate a change in the legislation to permit off-campus, in-person contacts with junior prospective student-athletes. The legislation to permit contacts with junior prospective student-athletes has been rescinded and the scholastic organizations have not provided necessary leadership with regard to the oversight of the nonscholastic events. The committee has been monitoring the merits of the April contact period for quite some time. Accordingly, this recommendation is intended to address concerns about the significant amount of class time missed by prospective student-athletes during key academic time periods in order to accommodate travel to and from events, the disruption to the relationship between NCAA Division I basketball coaches and their own student-athletes during a critical academic time period and the increasing role of outside influences during the April contact period. The proposed modification of the length of the contact period is designed to reinstate the previous contact period that existed prior to the change in legislation that permitted contacts with junior prospective student-athletes.

**Budget Impact:** Potential reduction in recruiting costs.

**Impact on S-A's Time:** None.

**Position Statement(s)**

*Academics/Eligibility/Compliance Cabinet:* The cabinet agrees with the sponsor's rationale statement and notes the support of the NCAA Division I Men's Basketball Issues Committee for this proposal. The cabinet prefers Proposal No. 2007-30-C over Proposal No. 2007-30-B.

**History**

*Oct 24, 2007* Submit ; Submitted for consideration as an alternative to Proposal No 2007-30-A.

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*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-35

**Title:** RECRUITING — TELEPHONE CALLS TO PROSPECTIVE STUDENT-ATHLETES — PERMISSIBLE CALLERS — EXCEPTIONS — FACULTY ATHLETICS REPRESENTATIVE AND SENIOR WOMAN ADMINISTRATOR

**Intent:** To permit an institution's faculty athletics representative and senior woman administrator to return telephone calls to prospective student-athletes or his or her parents or legal guardians subject to any applicable limitations on the number of telephone calls that an institution may place to prospective student-athletes.

**Bylaws:** Amend 13.1.3.4.1.1, as follows:

13.1.3.4.1.1 Exceptions. The following institutional staff members may make telephone calls to or receive telephone calls from prospective student-athletes (or the prospective student-athlete's parents or legal guardians) as specified:

(a) Chancellor or President/**Faculty Athletics Representative**/Director of Athletics/**Senior Woman Administrator**. It is permissible for an institution's chancellor or president, **faculty athletics representative**, and director of athletics and **senior woman administrator** to return (as opposed to initiate) telephone calls from prospective student-athletes (or the prospective student-athletes' parents or legal guardians). Under such circumstances, there are no restrictions on the content of the conversation that may occur during the call; however, any return call is subject to any applicable limitations on the number of telephone calls that an institution may place to prospective student-athletes.

[13.1.3.4.1.1-(b) through 13.1.3.4.1.1-(d) unchanged.]

**Source:** Southeastern Conference.

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** Current legislation allows for a chancellor/president and athletics director to return phone calls if a prospective student-athlete or his or her parents/legal guardians initiate the call. Likewise, academic advisors are permitted to call a prospective student-athlete or his or her parents or legal guardians about admissions or academic issues. This proposal does not increase the number of phone calls permitted. Instead, within the parameters of the existing rule, this proposal simply allows the faculty athletics representative and the senior woman administrator to answer any questions a prospective student-athlete or his or her parents or legal guardians may have about an institution's academic or athletic programs. Current interpretations would also allow these staff members to respond to written correspondence.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

## Legislation adopted by Board of Directors April 2008

### Position Statement(s)

*Academics/Eligibility/Compliance Cabinet:* The cabinet supports Proposal No. 2007-35. The cabinet agrees with the sponsor's rationale statement and believes the amendment is a reasonable expansion of the current legislation.

### History

*Jul 09, 2007* Submit ; Submitted for consideration.

*Sep 12, 2007* Academics/Eligibility/Compliance Cabinet , Recommends Approval

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

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*Mar 14, 2008* Comment Period ; End of Comment Period

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## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-40

**Title:** RECRUITING — CONTACTS AND EVALUATIONS — CONTACTS AFTER NATIONAL LETTER OF INTENT SIGNING OR OTHER WRITTEN COMMITMENT — FOOTBALL — CONTACTS DURING SPRING EVALUATION PERIOD — FCS

**Intent:** In championship subdivision football, to specify that during the spring evaluation period, coaching staff members may make two contacts with a prospective student-athlete who has signed a National Letter of Intent (or, for those institutions not subscribing to the National Letter of Intent, after the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid) at the prospective student-athlete's educational institution; further, to specify that any visit to the educational institution that includes only contact with a signed prospect during the spring evaluation period shall be considered one of the institution's two permissible days at that institution.

**A. Bylaws:** Amend 13.1.6.8, as follows:

[Federated provision, FBS only]

13.1.6.8 Contacts After National Letter of Intent Signing or Other Written Commitment — Sports Other Than Women's Basketball **and Football**. In sports other than women's basketball **and football**, after the calendar day on which a prospective student-athlete signs a National Letter of Intent, there shall be no limit on the number of contacts by the institution with which the prospective student-athlete has signed. For an institution not using the National Letter of Intent in a particular sport, there shall be no limit on the number of contacts with the prospective student-athlete or the prospective student-athlete's relatives or legal guardians by that institution after the calendar day of the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid. However, the following conditions continue to apply:

(a) Any contact at the prospective student-athlete's educational institution in *football and* men's basketball shall be confined to the permissible contact period and shall not exceed one visit per week;

[13.1.6.8-(b) through 13.1.6.8-(d) unchanged.]

[13.1.6.8.1 unchanged.]

**13.1.6.8.2 Contact After National Letter of Intent Signing or Other Written Commitment — Football.** In football, after the calendar day on which a prospective student-athlete signs a National Letter of Intent, there shall be no limit on the number of contacts by the institution with which the prospective student-athlete has signed. For an institution not using the National Letter of Intent in football, there shall be no limit on the number of contacts with the prospective student-athlete or the prospective student-athlete's relatives or legal guardians by that institution after the calendar day of the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid. However, the following conditions continue to apply:

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(a) Contact at the prospective student-athlete's educational institution shall be confined to the permissible contact period and the spring evaluation period (see Bylaw 30.10.3). Contact at the educational institution during the contact period shall not exceed one visit per week. A visit to the educational institution during the spring evaluation period that only includes contact with a signed prospective student-athlete shall be considered one of the institution's two permissible days at that institution (see Bylaw 13.1.8.9.2);

(b) No in-person, on- or off-campus contact may be made during a "dead period;"

(c) No on- or off-campus contact (including correspondence and telephone calls) may be made by a representative of the institution's athletics interests except those involving permissible pre-enrollment activities (e.g., discussion of summer employment arrangements); and

(d) Contact at the site of a prospective student-athlete's competition shall continue to be governed by the provisions of Bylaw 13.1.7.2.

[13.1.6.8.2 renumbered as 13.1.6.8.3, unchanged.]

**B. Bylaws:** Amend 13.1.8.9.2, as follows:

[Federated provision, FCS only]

13.1.8.9.2 Limitations on the Number of Spring Evaluations. In football, institutional staff members shall not visit a prospective student-athlete's educational institution on more than two calendar days during the Spring evaluation period. **A visit to a prospective student-athlete's educational institution that only includes contact with a signed prospective student-athlete during the spring evaluation period shall be considered one of the institution's two permissible days at that institution.**

**Source:** Southeastern Conference

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** This proposal would make the legislation related to football similar to most other sports by permitting coaches additional contact with prospects who have signed a National Letter of Intent or other written commitment. Such contact would be permitted when a coach is visiting an educational institution during the spring evaluation period, which provides coaches a cost effective opportunity to visit with prospects who have signed to attend the institution.

**Budget Impact:** Minimal; coaches may already be visiting the educational institution to evaluate other prospective student-athletes.

**Impact on S-A's Time:** None.

**Position Statement(s)**

## Legislation adopted by Board of Directors April 2008

*Academics/Eligibility/Compliance Cabinet:* The cabinet supports Proposal No. 2007-40. The cabinet agrees with the sponsor's rationale statement and notes that contact with a prospect who has already committed to the institution does not present a recruiting advantage. The cabinet prefers this proposal over Proposal No. 2007-39.

*Football Issues Committee:* The committee supports the proposal, but prefers Proposal No. 2007-39.

### History

*Jul 09, 2007* Submit ; Submitted for consideration.

*Sep 12, 2007* Academics/Eligibility/Compliance Cabinet , Recommends Approval

*Oct 16, 2007* Football Issues Committee , Recommends Approval

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## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-50-B

**Title:** RECRUITING — OFFICIAL VISIT — COMPLIMENTARY ADMISSIONS — EXCEPTION — NONTRADITIONAL FAMILY

**Intent:** To specify that if a prospective student-athlete is a member of a nontraditional family (e.g., divorce, separation), an institution may provide up to two additional complimentary admissions to the prospective student-athlete in order to accommodate the parents accompanying the prospective student-athlete (e.g., stepparents) to attend a home athletics event.

**Bylaws:** Amend 13.6.7.2, as follows:

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

**13.6.7.2.1 Exception — Nontraditional Family.** If a prospective student-athlete is a member of a nontraditional family (e.g., divorce, separation), the institution may provide up to two additional complimentary admissions to the prospective student-athlete in order to accommodate the parents accompanying the prospective student-athlete (e.g., stepparents) to attend a home athletics event.

[13.6.7.2.1 through 13.6.7.2.4 renumbered as 13.6.7.2.2 through 13.6.7.2.5, unchanged.]

**13.6.7.2.6 Effect of Violations.** For violations of *this bylaw* **Bylaw 13.6.7.2** in which the value of the benefit is \$100 or less, the eligibility of the individual (prospective or enrolled student-athlete) shall not be affected conditioned on the individual repaying the value of the benefit to a charity of his or her choice. The individual, however, shall remain ineligible from the time the institution has knowledge of the receipt of the impermissible benefit until the individual repays the benefit. Violations of this bylaw remain institutional violations per Constitution 2.8.1, and documentation of the individual's repayment shall be forwarded to the enforcement services staff with the institution's self-report of the violation.

**Source:** Pacific-10 Conference.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Recruiting

## Legislation adopted by Board of Directors April 2008

**Rationale:** It is difficult to anticipate every family situation that may exist. This alternative proposal would provide institutions with the flexibility needed to exercise common sense when dealing with each individual prospective student-athlete to accommodate his or her parents.

**Budget Impact:** Increased cost of complimentary admissions provided to a limited number of prospective student-athletes.

**Impact on S-A's Time:** None.

### Position Statement(s)

*Academics/Eligibility/Compliance Cabinet:* The cabinet supports Proposal No. 2007-50-B. The cabinet agrees with the sponsor's rationale statement. The cabinet is generally supportive of expanding the provision of complimentary admissions for various family situations. In that regard, the cabinet continues to also support Proposal No. 2007-50-A, which specifies that if a prospective student-athlete's parents are divorced, the institution may provide up to three additional complimentary admissions to the prospective student-athlete in order for both parents and those accompanying the prospective student-athlete (e.g., stepparents) to attend a home athletics event.

### History

*Oct 17, 2007* Submit ; Submitted for consideration as an alternative to Proposal No. 2007-50-A.

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 13, 2008* Mgmt Council 1st Review , Amended the Proposal ; Amended to limit the additional complimentary admissions to two. Previously, the proposal set no limit on accomodating the parents accompanying the prospect.

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Feb 13, 2008* Academics/Eligibility/Compliance Cabinet , Recommends Approval

*Mar 14, 2008* Comment Period ; End of Comment Period

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*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-52

**Title:** RECRUITING — U.S. SERVICE ACADEMY EXCEPTIONS — CONTACTS DURING SPRING EVALUATION PERIOD OF JUNIOR YEAR IN HIGH SCHOOL — FOOTBALL

**Intent:** In bowl subdivision football, to permit U.S. Service Academies to make in-person, off-campus contact with a prospective student-athlete during the spring evaluation period of the prospective student-athlete's junior year of high school, including contact at the prospective student-athlete's educational institution.

**Bylaws:** Amend 13.16.1.1, as follows:

[Federated provision, FBS only]

13.16.1.1 During Junior Year in High School. *Members of the Authorized* athletics staffs **members** of the U.S. Air Force, Military, Coast Guard, Merchant Marine and Naval Academies, where Congressionally required institutional procedures applying to all **prospective** cadets and midshipmen, regardless of athletics ability, are in conflict with the Association's legislation governing telephonic and off-campus recruiting contacts, may make in-person, telephonic and off-campus contacts during a prospective student-athlete's junior year in high school. **Sport-specific recruiting calendar restrictions apply to off-campus contacts, except, in football, authorized athletics staff members may make in-person, off-campus contact with a prospective student-athlete during the spring evaluation period of the prospective student-athlete's junior year of high school, including contact at the prospective student-athlete's educational institution.** The total number of such contacts, including those subsequent to the prospective student-athlete's junior year, shall not exceed the number permitted in the applicable sport.

**Source:** NCAA Division I Academics/Eligibility/Compliance Cabinet.

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Recruiting

**Rationale:** This proposal is necessary to restore the original intent of the legislation. When the legislation was first adopted, sport-specific recruiting calendars did not exist. All sports were treated the same and the last day for contacts was June 15. With the evolution of the football recruiting calendar, the exception for service academies is no longer applied in a manner consistent with its original intent in football since the only contact period occurs from the Sunday following the last Saturday in November through the Saturday prior to the initial date for signing the National Letter of Intent. This limited opportunity to contact juniors is in conflict with congressionally required institutional procedures that apply to all prospective cadets and midshipmen. To be considered for an appointment to a service academy, a candidate must have a nomination from an authorized nominating source, typically from a congressional representative. The timeline for requesting nominations from congressional offices is spring/summer prior to the senior year of high school since most nomination packages are due to congressional offices in October/November of the senior year. The current football recruiting calendar does not accommodate this process. It is important to note that the overall number of contacts will not increase.

## Legislation adopted by Board of Directors April 2008

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

### **History**

*Jun 12, 2007* Submit ; Submitted for consideration.

*Jun 13, 2007* Academics/Eligibility/Compliance Cabinet , Sponsored

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## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-61

**Title:** ELIGIBILITY — SEASONS OF COMPETITION — HARDSHIP WAIVER — CALCULATION IN INDIVIDUAL SPORTS

**Intent:** In individual sports, to specify that the first half of the season calculation for the hardship waiver is based on the number of days an institution declares in the season that concludes with the NCAA championship between the first date of competition used by any individual on the team and the end of the declared playing season, including a conference championship; further, to specify that the denominator in the institution's percent calculation shall be the maximum permissible number of dates of competition plus one date for a conference championship, regardless of whether the team participates in such a championship, provided the institution is a member of a conference and the conference sponsors a championship in the applicable sport.

**Bylaws:** Amend 14.2.4, as follows:

14.2.4 Hardship Waiver. A student-athlete may be granted an additional year of competition by the conference or the NCAA Division I Academics/Eligibility/Compliance Cabinet for reasons of "hardship." Hardship is defined as an incapacity resulting from an injury or illness that has occurred under all of the following conditions:

[14.2.4-(a) unchanged.]

(b) The injury or illness occurs prior to the completion of the first half of the playing season that concludes with the NCAA championship in that sport (*measured by the number of scheduled contests or dates of competition not exceeding the maximum limitations in each sport as set forth in Bylaw 17 as set prior to the first scheduled contest or date of competition of the designated official NCAA championship playing season in the applicable sport of the number of completed contests or dates of competition see Bylaw 14.2.4.3.4*) and results in incapacity to compete for the remainder of that playing season; and

[14.2.4-(c) unchanged.]

[14.2.4.1 through 14.2.4.2 unchanged.]

14.2.4.3 Criteria for Administration of Hardship Waiver. The following criteria are to be employed in the administration of the hardship waiver:

[14.2.4.3.1 through 14.2.4.3.3 unchanged.]

14.2.4.3.4 First-Half-of-Season Calculation.

## Legislation adopted by Board of Directors April 2008

**14.2.4.3.4.1 Team Sports.** In team sports, the first half of the season is measured by the number of scheduled contests or dates of competition not exceeding the maximum limitations in each sport as set forth in Bylaw 17 as set prior to the first scheduled contest or date of competition of the designated official NCAA championship playing season in the applicable sport or the number of completed contests or dates of competition. In determining if an injury or illness occurs in the first half of the season that concludes with the NCAA championship in a sport with an odd number of scheduled or completed contests or dates of competition, the injury or illness must have occurred prior to the beginning of the scheduled or completed varsity contest or date of competition that starts the second half of the season that concludes with the NCAA championship (e.g., an injury or illness occurring at any time after the beginning of the scheduled sixth game of an 11-game football schedule would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver).

**14.2.4.3.4.2 Individual Sports.** In individual sports, the first half of the season calculation is based on the number of days in the season that concludes with the NCAA championship, as declared by the institution, between the first date of competition used by any individual on the team and the end of the declared playing season, including a conference championship. Any break in the declared season shall not be counted (e.g., institutional vacation period in which no practice or competition occurs). The total number of days in the championship season shall be divided by two in order to determine the first half of the season. A fractional portion of a day shall be rounded up to the next whole number. The injury or illness must have precluded further competition prior to the date that starts the second half of the season (e.g., an injury or illness preventing competition after the beginning of the 51st day of a 100-day playing season would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver).

[14.2.4.3.5 unchanged.]

**14.2.4.3.6 Percent Calculation.** The following requirements are to be met in determining the percent calculation under this waiver provision: (Note: The percent calculation requirements set forth in Bylaws 14.2.4 and 14.2.4.3.6 apply only to the waiver provisions of this section and do not apply to the maximum- and minimum-contests requirements in Bylaw 20.

**14.2.4.3.6.1 Denominator in Percent Computation.**

## Legislation adopted by Board of Directors April 2008

**14.2.4.3.6.1.1 Team Sports.** The denominator in the institution's percent calculation shall be based on the institution's number of scheduled or completed varsity contests or dates of competition [see Bylaw 14.2.4-(c)] as computed for playing and practice season purposes in Bylaw 17 for the applicable sport. [Note: Exempted events in Bylaw 17 are included in the percent calculation, except as provided in Bylaws 14.2.4-(c) and 14.2.4.3.6.3.] An institution participating in a single-elimination event may only count the actual contests in which the institution participates (as opposed to the number of contests scheduled in the event) in determining the number of scheduled or completed contests in the denominator.

**14.2.4.3.6.1.2 Individual Sports.** The denominator in the institution's percent calculation shall be the maximum permissible number of dates of competition as set forth in Bylaw 17 plus one date for a conference championship (e.g., gymnastics:  $13 + 1 = 14$ , wrestling:  $16 + 1 = 17$ ), regardless of whether the team participates in the conference championship, provided the institution is a member of a conference and the conference sponsors a championship in the applicable sport. For institutions that sponsor both indoor and outdoor track and field, the denominator for indoor track and field shall be 10 and the denominator for outdoor track and field shall be 10.

[Remainder of 14.2.4 unchanged.]

**Source:** Ivy Group.

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Eligibility

**Rationale:** In individual sports, the number of dates of competition available to student-athletes and the midpoint of the season are unrelated to the number of team dates used. Accordingly, individual sports and team sports should not use the same calculation method to determine the hardship waiver application. In the case of individual sports, determining the percentage of competition and the midpoint of the season based on the available dates and the actual length of the competitive season standardizes limits across schools, and reduces bureaucracy by simplifying calculations. An immediate effective date promotes student-athlete well-being by permitting individual sport student-athletes to take advantage of this more accurate method of determining eligibility for a hardship waiver.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

*Academics/Eligibility/Compliance Cabinet:* The cabinet supports the proposal with the modification to specify that the conference championship addition to the calculation of the hardship waiver may only be included if the conference sponsors a championship in the applicable sport. (See History Section.)

**History**

## Legislation adopted by Board of Directors April 2008

*Jun 13, 2007* Submit ; Submitted for consideration.

*Sep 12, 2007* Academics/Eligibility/Compliance Cabinet , Recommends Defeat ; Based on a recommendation by the Committee on Student-Athlete Reinstatement, the cabinet opposes Proposal No. 2007-61. The cabinet recommends that the sponsor modify the proposal to specify that the conference championship addition to the calculation of the hardship waiver may only be included if the conference sponsors a championship in that sport. The cabinet would support the proposal if modified. In the event the sponsor does not support the suggested modification, the cabinet shall sponsor an alternative proposal. The cabinet supports the concept of having a separate calculation for individual sports and believes this will greatly simplify the hardship calculation. However, the cabinet does not support adding a competition that does not exist to the denominator of the percent calculation.

*Oct 17, 2007* ; The sponsor modified the proposal to specify that the conference championship addition to the calculation of the hardship waiver may only be included if the conference sponsors a championship in the applicable sport.

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-61-1

**Title:** ELIGIBILITY — SEASONS OF COMPETITION — HARDSHIP WAIVER — CALCULATION IN INDIVIDUAL SPORTS — EXEMPTED EVENTS

**Intent:** In individual sports, to specify that the first half of the season calculation for the hardship waiver is based on the number of days an institution declares in the season that concludes with the NCAA championship between the first date of competition used by any individual on the team and the last date of competition used by any individual on the team at the end of the declared playing season, including a conference championship and any regular season competition scheduled after the conference championship; further, to specify that dates of competition that are exempted from the maximum permissible number of dates of competition do not count toward the number of dates used by the student-athlete.

**Bylaws:** Amend Proposal No. 2007-61, Bylaw 14.2.4, as follows:

14.2.4 Hardship Waiver. A student-athlete may be granted an additional year of competition by the conference or the Academics/Eligibility/Compliance Cabinet for reasons of "hardship." Hardship is defined as an incapacity resulting from an injury or illness that has occurred under all of the following conditions:

[14.2.4-(a) unchanged.]

(b) The injury or illness occurs prior to the *completion of the first **competition of the second*** half of the playing season that concludes with the NCAA championship in that sport (see Bylaw 14.2.4.3.4) and results in incapacity to compete for the remainder of that playing season; *and*

(c) *The***In team sports, the** injury or illness occurs when the student-athlete has not participated in more than three contests or dates of competition (whichever is applicable to that sport) or 30 percent (whichever number is greater) of the institution's scheduled or completed contests or dates of competition in his or her sport. Only scheduled or completed competition (including exempted events but excluding scrimmages and exhibition contests identified as such in the legislation) against outside participants during the playing season that concludes with the NCAA championship, or, if so designated, during the official NCAA championship playing season in that sport (e.g., spring baseball, fall soccer), shall be countable under this limitation in calculating both the number of contests or dates of competition in which the student-athlete has participated and the number of scheduled or completed contests or dates of competition during that season in the sport; **and**

## Legislation adopted by Board of Directors April 2008

**(d) In individual sports, the injury or illness occurs when the student-athlete has not participated in more than three dates of competition or 30 percent (whichever number is greater) of the maximum permissible number of dates of competition as set forth in Bylaw 17 plus one date for a conference championship (e.g., gymnastics:  $13+1=14$ , wrestling:  $16+1=17$ ), regardless of whether the team participates in the conference championship, provided the institution is a member of a conference and the conference holds a championship event in the applicable sport. Dates of competition that are exempted per Bylaw 17 (e.g., alumni contests, foreign team in U.S.) from the maximum permissible number of dates of competition do not count toward the number of dates in which the student-athlete has participated.**

[14.2.4.1 through 14.2.4.2 unchanged.]

14.2.4.3 Criteria for Administration of Hardship Waiver. The following criteria are to be employed in the administration of the hardship waiver:

[14.2.4.3.1 through 14.2.4.3.3 unchanged.]

14.2.4.3.4 First-Half-of-Season Calculation.

14.2.4.3.4.1 Team Sports. In team sports, the first half of the season is measured by the number of scheduled contests or dates of competition not exceeding the maximum limitations in each sport as set forth in Bylaw 17 as set prior to the first scheduled contest or date of competition of the designated official NCAA championship playing season in the applicable sport or the number of completed contests or dates of competition. In determining if an injury or illness occurs in the first half of the season that concludes with the NCAA championship in a sport with an odd number of scheduled or completed contests or dates of competition, the injury or illness must have occurred prior to the beginning of the scheduled or completed varsity contest or date of competition that starts the second half of the season that concludes with the NCAA championship (e.g., an injury or illness occurring at any time after the beginning of the scheduled sixth game of an 11-game football schedule would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver).

## Legislation adopted by Board of Directors April 2008

14.2.4.3.4.2 Individual Sports. In individual sports, the first half of the season calculation is based on the number of days in the season that concludes with the NCAA championship, as declared by the institution, between the first date of competition used by any individual on the team and **the last date of competition used by any individual on the team** at the end of the declared playing season, including the conference championship **and any regular season competition scheduled after the conference championship (e.g., "last chance" meet)**. Any break in the declared season shall not be counted (e.g., institutional vacation period in which no practice or competition occurs). The total number of days in the championship season shall be divided by two in order to determine the first half of the season. A fractional portion of a day shall be rounded up to the next whole number. *The injury or illness must have precluded further competition prior to the date that starts the second half of the season (e.g., an injury or illness preventing competition after the beginning of the 51st day of a 100-day playing season would be considered to be after the first half of the institution's season and would not qualify the student-athlete for a hardship waiver).*

[14.2.4.3.5 unchanged.]

14.2.4.3.6 Percent Calculation. The following requirements are to be met in determining the percent calculation under this waiver provision: (Note: The percent calculation requirements set forth in Bylaws 14.2.4 and 14.2.4.3.6 apply only to the waiver provisions of this section and do not apply to the maximum- and minimum-contests requirements in Bylaw 20.

14.2.4.3.6.1 Denominator in Percent Computation.

14.2.4.3.6.1.1 Team Sports. The denominator in the institution's percent calculation shall be based on the institution's number of scheduled or completed varsity contests or dates of competition [see Bylaw 14.2.4-(c)] as computed for playing and practice season purposes in Bylaw 17 for the applicable sport. [Note: Exempted events in Bylaw 17 are included in the percent calculation, except as provided in Bylaws 14.2.4-(c) and 14.2.4.3.6.3.] An institution participating in a single-elimination event may only count the actual contests in which the institution participates (as opposed to the number of contests scheduled in the event) in determining the number of scheduled or completed contests in the denominator.

## Legislation adopted by Board of Directors April 2008

14.2.4.3.6.1.2 Individual Sports. The denominator in the institution's percent calculation shall be the maximum permissible number of dates of competition as set forth in Bylaw 17 plus one date for a conference championship (e.g., gymnastics: 13+1=14, wrestling: 16+1=17), regardless of whether the team participates in the conference championship, provided the institution is a member of a conference and the conference holds a championship event in the applicable sport. For institutions that sponsor both indoor and outdoor track and field, the denominator for indoor track and field shall be **10 9 plus one date for a conference championship, if applicable**, and the denominator for outdoor track and field shall be **10 9, plus one date for a conference championship, if applicable**.

**Source:** Ivy Group.

**Effective Date:** Immediate; may be applied retroactively.

**Category:** Amendment-to-Amendment

**Topical Area:** Eligibility

**Rationale:** This amendment is intended to clarify the application of the percentage of participation calculation and that dates of competition that are exempted per Bylaw 17 (e.g., alumni contests, foreign team in U.S.) from the maximum permissible number of dates of competition do not count toward the number of dates used by the student-athlete. The intent of the immediate effective date is that this legislation could apply retroactively, provided the student-athlete has eligibility remaining in his or her five-year period of eligibility (or an approved extension of the five-year period). However, in a case in which a waiver is requested for a season which occurred under the previous legislation and such legislation would be more beneficial to the student-athlete, it should be applied to the student-athlete's benefit.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

**History**

*Mar 14, 2008* Submit ; Submitted for consideration.

*Apr 14, 2008* Mgmt Council 1st Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-66

**Title:** ELIGIBILITY — TWO-YEAR COLLEGE TRANSFERS — NONQUALIFIERS — TRANSFERABLE ENGLISH AND MATH

**Intent:** To specify that in order for a transfer student from a two-year college who was not a qualifier to be eligible for institutional financial aid, practice and competition during his or her first academic year in residence, he or she must have successfully completed six semester or eight quarter hours of English and three semester or four quarter hours of mathematics at the two-year college that are transferable toward any baccalaureate degree program at the certifying institution.

**Bylaws:** Amend 14.5.4.2, as follows:

14.5.4.2 Not a Qualifier. A transfer student from a two-year college who was not a qualifier (per Bylaw 14.3.1.1) is eligible for institutional financial aid, practice and competition the first academic year in residence only if the student:

(a) *has* **Has** graduated from the two-year college,;

(b) *has* **Has** completed satisfactorily a minimum of 48-semester or 72-quarter hours of transferable-degree credit acceptable toward any baccalaureate degree program at the certifying institution, **including six semester or eight quarter hours of transferable English credit and three semester or four quarter hours of transferable math credit; and**

(c) *has* **Has** attended a two-year college as a full-time student for at least three semesters or four quarters (excluding summer terms). *In addition, such a student must have; and*

(d) **Has achieved** a cumulative grade-point average of 2.000 (see Bylaw 14.5.4.5.3.2).

**Source:** Southeastern Conference.

**Effective Date:** August 1, 2008, for student-athletes enrolling full time in a collegiate institution on or after August 1, 2008.

**Category:** Amendment

**Topical Area:** Eligibility

**Rationale:** Currently, two-year college transfers are subject to progress-toward-degree requirements immediately upon enrollment at the certifying institution. Therefore, a two-year college transfer student-athlete must be prepared for immediate academic success at the time of transfer. The progress-toward-degree requirements create academic and eligibility challenges as soon as a two-year college transfer student enrolls at the certifying institution. This proposal will help alleviate this potential problem and help ensure that students who were not qualifiers have the academic tools needed for success. A student who completes the required English and math coursework will be better prepared to succeed academically and, ultimately, graduate from a four-year college.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

## Legislation adopted by Board of Directors April 2008

### Position Statement(s)

*Academics/Eligibility/Compliance Cabinet:* The cabinet supports Proposal No. 2007-66. Although the cabinet recognizes that institutions will differ in what coursework is considered transferable, it believes the requirements in the proposal would provide students who were not qualifiers with the academic tools needed for success and students who complete such coursework will be better prepared to succeed academically.

### History

*Jul 10, 2007* Submit ; Submitted for consideration.

*Sep 12, 2007* Academics/Eligibility/Compliance Cabinet , Recommends Approval

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-66-1

**Title:** ELIGIBILITY — TWO-YEAR COLLEGE TRANSFERS — NONQUALIFIERS — TRANSFERABLE ENGLISH AND MATH — EFFECTIVE DATE

**Intent:** To amend NCAA Proposal No. 2007-66 to delay the effective date to August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009.

**Bylaws:** Amend Proposal No. 2007-66, Bylaw 14.5.4.2, as follows:

14.5.4.2 Not a Qualifier. A transfer student from a two-year college who was not a qualifier (per Bylaw 14.3.1.1) is eligible for institutional financial aid, practice and competition the first academic year in residence only if the student:

(a) Has graduated from the two-year college;

(b) Has completed satisfactorily a minimum of 48 semester or 72 quarter hours of transferable degree credit acceptable toward any baccalaureate degree program at the certifying institution, including six semester or eight quarter hours of transferable English credit and three semester or four quarter hours of transferable math credit;

(c) Has attended a two-year college as a full-time student for at least three semesters or four quarters (excluding summer terms); and

(d) Has achieved a cumulative grade-point average of 2.000 (see Bylaw 14.5.4.5.3.2).

**Source:** NCAA Division I Academics/Eligibility/Compliance Cabinet (Transfer Issues Ad Hoc Group).

**Effective Date:** August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009.

**Category:** Amendment-to-Amendment

**Topical Area:** Eligibility

**Rationale:** A delayed effective date is appropriate to allow two-year college prospective student-athletes and two-year institutions an extra year to be informed of the change to the legislation and to make appropriate adjustments to satisfy the increased requirements. Such a delay also will allow the staff to work with the two-year college community directly and through the NCAA academic partnership to conduct educational outreach related to the increased transfer requirements.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

**History**

*Feb 11, 2008* Submit ; Submitted for consideration.

*Feb 13, 2008* Academics/Eligibility/Compliance Cabinet , Sponsored

*Apr 14, 2008* Mgmt Council 1st Review , Approved

## **Legislation adopted by Board of Directors April 2008**

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-73

**Title:** FINANCIAL AID — PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD — ONE-YEAR PERIOD — EXCEPTION — EXHAUSTED ELIGIBILITY OR MEDICAL NONCOUNTER

**Intent:** To specify that a student-athlete who has exhausted eligibility and is exempt from counting in the institution's financial aid limit, or a student-athlete who is exempt from counting due to an injury or illness may receive athletically related financial aid for less than one academic year.

**Bylaws:** Amend 15.3.3.1.1, as follows:

15.3.3.1.1 Exceptions. An institution may award athletically related financial aid to a student-athlete for a period of less than one academic year only under the following circumstances:

[15.3.3.1.1-(a) through 15.3.3.1.1-(c) unchanged.]

**(d) Eligibility Exhausted/Medical Noncounter.** A student-athlete who has exhausted eligibility and is exempt from counting (per Bylaw 15.5.1.6) in the institution's financial aid limit, or a student-athlete who is exempt from counting (per Bylaw 15.5.1.3) due to an injury or illness may receive athletically related financial aid for less than one academic year.

**Source:** Southeastern Conference.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Financial Aid

**Rationale:** Student-athletes who are exempt from counting in institutional financial aid limits due to having exhausted their athletics eligibility or experiencing a career-ending injury or illness are in a unique circumstance. The potential lack of regular interaction with the coaching staff and/or administrative staff may result in reduced oversight of their academic activities. Since these student-athletes are still receiving athletics aid, they are part of a team's NCAA Division I Academic Progress Rate cohort, unless they have graduated. Permitting term-by-term financial aid awards provides institutions with an accountability opportunity that helps ensure the student-athlete will continue to meet academic and conduct expectations.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

## Legislation adopted by Board of Directors April 2008

*Academics/Eligibility/Compliance Cabinet:* The cabinet opposes Proposal No. 2007-73. The requirement to award athletics aid for a period of one year demonstrates an institutional commitment to the student-athlete, even if the student-athlete has exhausted his or her eligibility or is no longer able to participate in athletics due to an injury or illness. Current legislation provides institutions the authority to cancel or reduce a student-athlete's financial aid during the period of the award under legislated conditions per Bylaw 15.3.4.1 (e.g., rendering himself or herself ineligible, serious misconduct). In addition, institutions are permitted to include nonathletically related conditions (e.g., maintain a specified grade-point average, attendance at study hall and class) in their financial aid agreements with student-athletes. These provisions currently provide appropriate accountability measures.

*Committee on Academic Performance:* The committee supports this proposal and requests that the proposal be modified to require the financial aid agreement to include an academic agreement stipulating the minimum requirements the student-athlete must meet in order to be awarded athletics aid in the following term. The committee also requests stipulation that if the student-athlete is not awarded athletics aid for the subsequent term due to his or her failure to meet the requirements of the financial aid agreement, he or she must be provided a hearing opportunity as outlined in NCAA Bylaw 15.3.2.4 for other nonrenewals.

### History

*Jul 10, 2007* Submit ; Submitted for consideration.

*Sep 12, 2007* Academics/Eligibility/Compliance Cabinet , Recommends Defeat

*Oct 30, 2007* ; Recommends Approval

*Jan 13, 2008* Mgmt Council 1st Review , Approved

*Jan 14, 2008* Board Consideration , Tabled

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-73-1

**Title:** FINANCIAL AID — PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD — ONE-YEAR PERIOD — EXCEPTION — EXHAUSTED ELIGIBILITY OR MEDICAL NONCOUNTER — SPECIFIED NONATHLETICALLY RELATED CONDITIONS

**Intent:** To amend NCAA Proposal No. 2007-73 to specify that if an institution awards athletically related financial aid for less than one academic year to a student-athlete who has exhausted eligibility or is a medical noncounter, the institutional financial aid agreement shall include specific nonathletically related conditions (e.g., academic requirements) that the student-athlete must satisfy in order for the aid to be renewed for the next academic term or terms.

**Bylaws:** Amend Proposal No. 2007-73, Bylaw 15.3.3.1.1, as follows:

15.3.3.1.1 Exceptions. An institution may award athletically related financial aid to a student-athlete for a period of less than one academic year only under the following circumstances:

[15.3.3.1.1-(a) through 15.3.3.1.1-(c) unchanged.]

(d) Eligibility Exhausted/Medical Noncounter. A student-athlete who has exhausted eligibility and is exempt from counting (per Bylaw 15.5.1.6) in the institution's financial aid limit, or a student-athlete who is exempt from counting (per Bylaw 15.5.1.3) due to an injury or illness may receive athletically related financial aid for less than one academic year. **If an institution awards aid under this provision, the institutional financial aid agreement shall include specific nonathletically related conditions (e.g., academic requirements) the student-athlete must satisfy in order for the aid to be renewed for the next academic term or terms. If the student-athlete satisfies the specified conditions, the institution shall award financial aid at the same amount for next term or terms of the academic year. If the student-athlete does not satisfy the specified conditions, he or she must be provided a hearing opportunity per Bylaw 15.3.2.4.**

**Source:** NCAA Division I Board of Directors.

**Effective Date:** August 01, 2008

**Category:** Amendment-to-Amendment

**Topical Area:** Financial Aid

**Rationale:** Requiring an institution to specify in the financial aid agreement the nonathletically related conditions the student-athlete must meet in order for the financial aid to be renewed for the next academic term or terms protects the student-athlete. He or she will clearly know what he or she must do in order to continue to receive financial aid. In addition, the original philosophy of requiring an institution to award aid to student-athletes for a full academic year and at the same amount for each term is also retained in this proposal for those student-athletes that meet the specified conditions.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**  
none

## Legislation adopted by Board of Directors April 2008

### History

*Apr 23, 2008* Submit ; Submitted for consideration.

*Apr 24, 2008* Board of Directors , Sponsored

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-78

**Title:** AWARDS, BENEFITS AND EXPENSES — HOUSING AND MEALS — MEALS INCIDENTAL TO PARTICIPATION — HOME AND AWAY-FROM-HOME COMPETITION — DISCRETIONARY MEALS

**Intent:** To permit an institution to provide meals in conjunction with home competition to student-athletes at its discretion beginning with the evening before competition and continuing to the end of competition; further to permit an institution to provide meals in conjunction with away-from-home competition at its discretion from the time the team is required to report on call for team travel until the team returns to campus.

**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-(c) unchanged.]

(d) Meals Incidental to Participation.

[16.5.2-(d)-(1) unchanged.]

(2) Meals in Conjunction with Home Competition. All student-athletes are permitted to receive meals at the institution's discretion *from the time the student-athlete reports on call (at the direction of the student-athlete's coach or comparable authority) for home contests and becomes involved in competition-related activities to beginning with the evening before competition and continuing until* the end of competition. An institution shall not provide cash to student-athletes in lieu of meals during this time period. An institution, at its discretion, may provide a meal or cash, not to exceed \$10 (but not both) to student-athletes following home contests;

(3) Meals in Conjunction with Away-from-Home Competition. **An institution may provide meals to student-athletes in conjunction with away-from-home competition pursuant to one of the following options:**

(i) All student-athletes are permitted to receive a pregame or postgame meal as a benefit incidental to participation **in addition to regular meals (or meal allowances per Bylaw 16.8.1.2.3)**. An institution, at its discretion, may provide cash, not to exceed \$10, in lieu of a **postgame meal** *to student-athletes following away-from-home contests. (See Bylaw 16.8.1.2.3.);*  
**or**

(ii) **All student-athletes are permitted to receive meals at the institution's discretion from the time the team is required to report on call for team travel until the team returns to campus. If a student-athlete does not use team travel to return to campus, he or she may receive meals at the institution's discretion up to the point he or she is released from team related activities by the appropriate institutional authority. An institution shall not provide cash to student-athletes in lieu of meals under this option.**

## Legislation adopted by Board of Directors April 2008

[Remainder of 16.5.2 unchanged.]

**Source:** NCAA Division I Management Council.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Awards, Benefits and Expenses

**Rationale:** Current legislation allows student-athletes to receive meals, in conjunction with home contests, at the institution's discretion from the time they report on call (at the direction of their coach or comparable authority) and become involved in competition-related activities to the end of the competition. This proposal would provide institutions with a similar option for meals in conjunction with away-from-home competition. An institution could choose to provide up to three meals per day or meal allowances, as is currently permitted, or the institution could choose to provide meals at its discretion from the time the team is required to report on call for team travel until the team returns to campus. The proposal is designed to provide an institution with options in addressing the nutritional needs of student-athletes and the logistics of team travel.

**Budget Impact:** Varies.

**Impact on S-A's Time:** None.

### Position Statement(s)

*Championships/Competition Cabinet:* Based on a recommendation from the Awards/Travel Policies/Bylaw 16 Subcommittee, the cabinet agreed to support Proposal No. 2007-78. The cabinet expressed some concern over the number of interpretive questions that may arise related to the application of this proposal and Proposal No. 2007-79 and directed the staff to provide education to the membership on the application of both proposals.

### History

*Apr 16, 2007* Submit ; Submitted for consideration.

*Apr 17, 2007* Management Council , Sponsored

*Sep 20, 2007* Championships/Competition Cabinet , Recommends Approval

*Oct 22, 2007* ; The sponsor modified the proposal to permit an institution to provide meals in conjunction with away-from-home competition at its discretion from the time the team is required to report on call for team travel until the team returns to campus.

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-79

**Title:** AWARDS, BENEFITS AND EXPENSES — HOUSING AND MEALS — MEALS INCIDENTAL TO PARTICIPATION — MEALS FOLLOWING HOME AND AWAY-FROM-HOME COMPETITION — MEAL OR \$15

**Intent:** To permit an institution to provide student-athletes at home and away-from-home competition with either a postgame meal or cash in lieu of the meal not to exceed \$15, on release by institutional personnel.

**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-(c) unchanged.]

(d) Meals Incidental to Participation.

[16.5.2-(d)-(1) unchanged.]

(2) Meals in Conjunction with Home Competition. All student-athletes are permitted to receive meals at the institution's discretion from the time the student-athlete reports on call (at the direction of the student-athlete's coach or comparable authority) for home contests and becomes involved in competition-related activities *to the end of competition* **until they are released by institutional personnel**. An institution shall not provide cash to student-athletes in lieu of meals during this time period. An institution, at its discretion, may provide a meal or cash, not to exceed \$10 15 (but not both) to student-athletes *following home contests* **at the time of their release by institutional personnel**;

(3) Meals in Conjunction with Away-from-Home Competition. All student-athletes are permitted to receive a pregame or postgame meal as a benefit incidental to participation **in addition to regular meals (or meal allowances per Bylaw 16.8.1.2.3)**. An institution, at its discretion, may provide cash, not to exceed \$10 15, in lieu of a **postgame** meal *to student-athletes following away-from-home contests*. (See Bylaw 16.8.1.2.3.)

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

**Source:** NCAA Division I Management Council.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Awards, Benefits and Expenses

## Legislation adopted by Board of Directors April 2008

**Rationale:** At its October 2006 meeting, the NCAA Division I Management Council requested that the issues surrounding the application of the meals incidental to participation be resolved and that solutions be developed to address the nutritional needs of student-athletes on the day of competition. The current rule permits an institution to provide, at its discretion, up to \$10 in lieu of a meal to student-athletes following home and away-from-home contests. In examining the models for modifying the meals incidental to participation legislation, the Management Council acknowledged that not allowing a cash option in lieu of the postgame meal may limit student-athletes' ability to eat with family and friends following competition. To address that concern, this proposal will allow the postgame meal to be replaced with a cash amount not to exceed \$15. Regardless of any legislative changes, the responsibility for ensuring that student-athletes' nutritional needs are being met ultimately rests with the institution.

**Budget Impact:** Will vary from institution to institution based on the number of meals provided.

**Impact on S-A's Time:** None.

### **Position Statement(s)**

*Championships/Competition Cabinet:* Based on a recommendation from the Awards/Travel Policies/Bylaw 16 Subcommittee, the cabinet agreed to support Proposal No. 2007-79.

### **History**

*Apr 16, 2007* Submit ; Submitted for consideration.

*Apr 17, 2007* Management Council , Sponsored

*Sep 20, 2007* Championships/Competition Cabinet , Recommends Approval

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-81

**Title:** AWARDS, BENEFITS AND EXPENSES — EXPENSES PROVIDED BY THE INSTITUTION FOR PRACTICE AND COMPETITION — DEPARTURE/RETURN EXPENSE RESTRICTIONS — EXCEPTIONS — CONFERENCE-ADMINISTERED WAIVER — CONFERENCE CHAMPIONSHIP

**Intent:** To specify that 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.

**Bylaws:** Amend 16.8.1.2.1, as follows:

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 no earlier than 48 hours prior to the start of the actual competition and remains no more than 36 hours following the conclusion of the actual competition even if the student-athlete does not return with the team.

16.8.1.2.1.1 Exceptions. these travel expense restrictions do not apply in the following circumstances:

[16.8.1.2.1.1-(a) through 16.8.12.2.1.1-(i) unchanged.]

**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.**

**Source:** Southeastern Conference.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Awards, Benefits and Expenses

**Rationale:** Conference championships are unique and important events conducted near or at the conclusion of a team's season. Issues arise related to weather, class schedules, airline schedules, airport security and other logistics that may warrant departure prior to the 48-hour time limit. Permitting conferences the authority to grant waivers associated with travel to conference championship events is a reasonable means of accommodating unique circumstances without having to resort to the Administrative Review Subcommittee process.

**Budget Impact:** Varies.

**Impact on S-A's Time:** Could increase travel time associated with conference championships.

**Position Statement(s)**

## Legislation adopted by Board of Directors April 2008

*Championships/Competition Cabinet:* Based on a recommendation from the Awards/Travel Policies/Bylaw 16 Subcommittee, the cabinet agreed to oppose Proposal No. 2007-81. While the cabinet ultimately agreed to oppose the proposal, it noted that the subcommittee was split evenly in its opinion on this proposal. Some members of the subcommittee believed it is more appropriate to have the conference office, as opposed to the NCAA, review waivers for the conference championships due to its knowledge of the institution's specific situation and the logistics surrounding their championship. As noted in the comments on Proposal No. 2007-80, some members believed it is more appropriate to have the NCAA review the requests.

### **History**

*Jul 10, 2007* Submit ; Submitted for consideration.

*Sep 20, 2007* Championships/Competition Cabinet , Recommends Defeat

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2007-83

**Title:** PLAYING AND PRACTICE SEASONS — TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES — EXCEPTION — ELIGIBILITY EXHAUSTED

**Intent:** To specify that a student-athlete who has exhausted his or her eligibility in a sport, but is eligible for practice under the five-year rule, is not subject to the time limitations for athletically related activities.

**Bylaws:** Amend 17.1.6, as follows:

17.1.6 Time Limits for Athletically Related Activities. In all sports, the following time limitations shall apply:

[17.1.6.1 through 17.1.6.6 unchanged.]

**17.1.6.7 Exception — Eligibility Exhausted.** A student-athlete who has exhausted his or her eligibility in a sport, but is eligible for practice under the five-year rule, is not subject to the time limits of Bylaw 17.1.6.

**Source:** Big 12 Conference.

**Effective Date:** August 01, 2008

**Category:** Amendment

**Topical Area:** Playing and Practice Seasons

**Rationale:** Many student-athletes exhaust their four seasons of competition before they finish their degrees. These student-athletes are in a transitory state different from their eligible counterparts and should be allowed different practice restrictions. If student-athletes are planning to compete professionally after graduation, they need to be able to maintain and improve their athletic conditioning abilities. This may require more practice opportunities than are allowed and student-athletes in this situation should be able to make informed decisions concerning practice times and activities. In addition, many of the student-athletes in this category are enrolled part time because they are in their final semester. They will, therefore, have more free time. It is obviously in the best interest of the student-athlete, the institution and the student-athlete's future employer, that the student-athlete finishes his or her degree. These students should not be forced to choose between finishing their degrees and engaging in practices necessary to transition into professional athletics.

**Budget Impact:** None.

**Impact on S-A's Time:** Student-athlete's discretion.

**Position Statement(s)**

## Legislation adopted by Board of Directors April 2008

*Championships/Competition Cabinet:* Based on a recommendation from the Playing and Practice Seasons Subcommittee, the cabinet agreed to oppose Proposal No. 2007-83. While a few members of the cabinet believed that this proposal may make it attractive for former student-athletes to stay on campus and work out with their teammates and continue attending classes, the majority did not believe additional hours of athletics activities would be productive relative to their potential for success in those classes.

### History

*Jul 05, 2007* Submit ; Submitted for consideration.

*Sep 20, 2007* Championships/Competition Cabinet , Recommends Defeat

*Jan 13, 2008* Mgmt Council 1st Review , Forwarded for Membership Comment

*Jan 15, 2008* Comment Period ; Start of Comment Period

*Mar 14, 2008* Comment Period ; End of Comment Period

*Apr 14, 2008* Mgmt Council 2nd Review , Approved

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

# Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2008-4

**Title:** LEGISLATIVE PROCESS — OTHER LEGISLATIVE AND AMENDMENT PROCEDURES — INTERPRETATION PROCESS — STAFF INTERPRETATION

**Intent:** To specify that a staff interpretation that has been reviewed and approved by the Legislative Review/Interpretations Committee shall be binding on all other institutions (other than the requesting institution) on publication to the membership.

**Constitution:** Amend 5.4.1.2, as follows:

## 5.4.1.2 Interpretation Process.

5.4.1.2.1 *Response to Request Staff Interpretation (Determination).* The membership services staff shall respond to a request from a member institution for an interpretation of NCAA rules. *Such an interpretation is binding on the institution unless it is modified by the Legislative Review/Interpretations Committee review.*

5.4.1.2.21.1 *Review Appeal of Staff Interpretation.* An institution may *request a review by appeal a staff interpretation to* the Legislative Review/Interpretations Committee *of any interpretation provided by the membership services staff.* Such a request must be submitted in writing by the institution's conference or by one of the five individuals who are authorized to request interpretations on behalf of the institution [president or chancellor, faculty athletics representative, athletics director, senior woman administrator, compliance coordinator, or a designated substitute for the president or chancellor and/or athletics director, as specified in writing to the national office].

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

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

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

[5.4.1.2.3 through 5.4.1.2.5 renumbered as 5.4.1.2.2 through 5.4.1.2.4, unchanged.]

**Source:** NCAA Division I Management Council (Legislative Review/Interpretations Committee).

## Legislation adopted by Board of Directors April 2008

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Legislative Authority and Process

**Rationale:** Currently, when the NCAA membership services staff issues an interpretation (staff determination), it is only binding on the institution that requested the interpretation and other institutions that become aware of it. Staff confirmations are not considered interpretations under the legislation because they simply confirm the application of the legislation in question. A 2006 audit of the interpretations and enforcement processes recommended that determinations by the staff be published and applied to all institutions, not just the inquiring institution. The audit concluded that the current procedure punishes the conscientious institutions that request interpretations and permits all other institutions to continue to act contrary to an interpretation of which they are not aware. This concept has been discussed throughout the membership over the past several months. Based on those discussions, there appears to be widespread support for the concept. Therefore, the committee recommends this concept as noncontroversial legislation. The committee reviews all staff interpretations as a matter of course and will continue to do so in the future. If the committee disagrees with a staff determination, it can amend or reverse the interpretation. In addition, an institution may request that the committee review a staff determination if it disagrees with the staff.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

**History**

*Apr 13, 2008* Submit ; Submitted for consideration.

*Apr 14, 2008* Mgmt Council 1st Review , Approved

*Apr 14, 2008* Mgmt Council 1st Review , Supported as Noncontroversial Legislation

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period

## Legislation adopted by Board of Directors April 2008

**Proposal Number:** 2008-6

**Title:** COMMITTEES — COMMITTEE ON WOMEN'S ATHLETICS — COMPOSITION — DIVISION I MANAGEMENT COUNCIL REPRESENTATION

**Intent:** To eliminate the requirement that one of the six Division I members of the Committee on Women's Athletics must also be a member of the Division I Management Council.

**Bylaws:** Amend 21.2.10, as follows:

[Common provision, all divisions, divided vote]

21.2.10 Women's Athletics, Committee on.

21.2.10.1 Composition. The Committee on Women's Athletics shall consist of 15 members, including six members from Division I, *one of whom is a member of the Division I Management Council*, three members from Division II and three members from Division III. Four positions shall be allocated for men, four allocated for women and four unallocated. One student-athlete from each division (who shall have one combined vote) shall serve as a member of the committee. The Division I student-athlete may serve on the committee up to one year after completion of his or her intercollegiate athletics eligibility. The Division II and Division III student-athlete may serve on the committee up to two years after completion of his or her athletics eligibility.

[21.2.10.2 unchanged.]

**Source:** NCAA Division I Management Council (Governance Subcommittee).

**Effective Date:** Immediate

**Category:** Amendment

**Topical Area:** Committees

**Rationale:** Under the new Division I governance structure, the Committee on Women's Athletics (CWA) will report to the Leadership Council. To assist in ensuring a high level of communication between the Leadership Council and the Committee on Women's Athletics, the Governance Subcommittee recommends that the Leadership Council name a formal liaison to the committee. The Leadership Council liaison to the committee would assist in maintaining a high level of dialogue between the two bodies. Additionally, this proposal would ensure more opportunities would be available for the Division I membership to serve on CWA.

**Budget Impact:** None.

**Impact on S-A's Time:** None.

**Position Statement(s)**

none

**History**

*Apr 13, 2008* Submit ; Submitted for consideration.

*Apr 14, 2008* Mgmt Council 1st Review , Approved

## **Legislation adopted by Board of Directors April 2008**

*Apr 14, 2008* Mgmt Council 1st Review , Supported as Noncontroversial Legislation

*Apr 24, 2008* Board Consideration , Adopted

*Apr 25, 2008* Adopted, Override Period ; Start of Override Period

*Jun 23, 2008* Adopted, Override Period ; End of Override Period