

# LEGISLATION



## 2017 NCAA CONVENTION

DIVISION II SECOND  
PUBLICATION OF  
PROPOSED  
LEGISLATION

111<sup>th</sup> Annual Convention  
January 18-21, 2017  
Nashville, Tennessee

THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION

P.O. Box 6222

Indianapolis, Indiana 46206-6222

317/917-6222

[www.ncaa.org](http://www.ncaa.org)

September 2016

**Legislation Prepared By:** Stephanie Smith, *Director of Academic and Membership Affairs for Division II*; Amanda Conklin, *Associate Director of Academic and Membership Affairs for Division II*; and Karen Wolf, *Assistant Director of Academic and Membership Affairs*

NCAA, NCAA logo and NATIONAL COLLEGIATE ATHLETIC ASSOCIATION are registered marks of the Association and use in any manner is prohibited unless prior approval is obtained from the Association.

## **Second Publication of Proposed Legislation 111th Annual Convention**

This publication presents all proposed amendments to NCAA Division II legislation that were properly submitted in accordance with the September 1 deadline in the NCAA legislative calendar. The proposals herein appear in the order in which they would appear, if adopted, in the NCAA Division II Manual. No attempt has been made to place them in topical groupings or in the order in which they eventually might appear in the Convention agenda. Each proposal is accompanied not only by the traditional statement of intent and proposed effective date, but also by a statement of rationale.

**The order of the membership-sponsored proposal(s) contained in the Initial Publication of Proposed Legislation has changed in the Second Publication of Proposed Legislation. The order of the 18 proposals in the second publication will change in the Official Notice. The numeral 2 has been placed in front of the proposal number to help identify its position in the second publication. In addition, for each proposal that appeared in the initial publication, a parenthetical follows the proposal number, which identifies the proposal's number as it appeared in the Initial Publication of Proposed Legislation.**

No new proposals may be submitted for the 2017 Convention inasmuch as the July 15 and September 1 deadlines have passed. Member institutions and conferences, as well as the Presidents Council, have until 5 p.m. Eastern time November 1 to submit amendments to these proposals. Such amendments-to-amendments may not increase the modification set forth in the printed proposal. Amendments-to-amendments submitted by the membership must have eight sponsors from active member institutions in Division II. In addition, amendments-to-amendments may be sponsored by at least one member conference (on behalf of eight or more of their active member institutions) in Division II. It should be noted that proposals that are withdrawn after the September 15 sponsor-modification deadline appear in the Second Publication of Proposed Legislation; however, information will be included in the Official Notice to indicate the sponsor's intent to withdraw the proposal at the Convention.

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Refer to Appendix B for information about how to request an interpretation.

This publication represents the second of three publications dealing with Convention legislation, as dictated by the provisions of Constitution 5. The third publication will be as follows:

**November 15** - Official Notice of the 2017 Convention. This publication will contain all legislation for the Convention, including all amendments-to-amendments submitted by the November 1 deadline.

## 2016-17 Legislative Calendar

The legislative calendar, as set forth in Constitution 5, is summarized here for convenience of reference.

**July 15:** Deadline for submission of amendments by the Division II membership. Each amendment must include a statement of intent and a separate statement of rationale (200 words or less), as well as identification of the designated primary contact person.

**July 15:** Legislation Committee Review. The committee reviews proposals by the membership and works with the primary contact person for each amendment to ensure that the proposal meets the intent of the sponsor, to ensure that the placement of the amendment is consistent with the organizational integrity of the Manual, and to edit the intent and rationale statements of the sponsors for clarity and brevity.

**August 4:** Presidents Council Consideration. The NCAA Division II Presidents Council considers legislative proposals that it may wish to sponsor. It also reviews the proposals submitted by the membership in accordance with the July 15 deadline.

**August 15:** Posting of Initial Publication of Proposed Legislation.

**August 15-September 15:** Sponsor-Modification Period. Sponsors are permitted to refine and change their proposals in any manner germane to the original proposal. Member institutions and conferences are invited to offer any suggested revisions of a proposal to the primary contact person listed with the proposal. Also, members that believe an amendment should not be modified should inform the primary contact person.

**September 1:** Deadline for submission of amendments sponsored by the Division II Presidents Council.

**September 15:** Deadline for submission by all sponsors (with submission by the primary contact person) of any modification to their original amendments. These modifications may represent either greater or lesser changes; they need only be germane to the original proposal.

**September 23:** Posting of Second Publication of Proposed Legislation. This publication includes all Division II membership-sponsored proposals (as modified) and includes all proposals sponsored by the Division II Presidents Council.

**September 23-November 1:** Amendment-to-amendment period. The Division II Presidents Council as well as the membership (see Constitution 5.3.5.3) may submit amendments to the proposals in the Second Publication of Proposed Legislation. These amendments-to-amendments may not increase the modification of the provisions to be amended; they must fall between the provisions of the circularized amendment and the current provisions.

**November 1:** Deadline for all amendments-to-amendments to be received in the national office. No amendments-to-amendments sponsored by the membership may be submitted after this date. The Presidents Council is authorized to submit further amendments-to-amendments at the Convention if it deems such action necessary.

**November 15:** Mailing and Posting of the Official Notice of the Convention. This publication includes all Division II proposed legislation and properly submitted amendments-to-amendments.

**January 18-21, 2017:** NCAA Convention. Delegates may receive the Convention Program when they register at Convention or they may use the NCAA Convention app. The Convention Program and app also contain the most up-to-date meeting schedule and other helpful Convention information.

### Division II Legislation Committee

Chair - Natasha Oakes, Missouri Western State University

Molly Belden, Northeast-10 Conference

Peggy Davis, Virginia State University

Marty Gilbert, Mars Hill University

Chris Gregor, Saint Martin's University

Jacob Long, SAAC Representative

Kelly McLaughlin, Regis University

Pennie Parker, Rollins College  
Kimberly Pate, Lenoir-Rhyne University  
Linda Van Drie-Andrzjewski, Wilmington University (Delaware)  
Keith Vitense, Cameron University  
Cherrie Wilmoth, Southeastern Oklahoma State University

**111th Annual Convention  
Legislative Proposals Submitted by the NCAA Division II Presidents Council and by the  
Division II Membership**

**[Note: Pursuant to Constitution 5.3.12, all amendments shall become effective not earlier than the first day of August following adoption by the Convention; however, if a voting delegate wishes to propose an immediate effective date, or to propose any other effective date prior to the first day of August, a two-thirds majority of all delegates present and eligible to vote on the amendment is required to approve the immediate or alternative effective date. Further, all amendments with an effective date other than the first day of August following the Convention, will contain in the rationale statement reasons for such an effective date. Those proposals that receive the required vote to carry an immediate effective date and that are adopted, become effective upon adjournment of the Convention.]**

[Note: In the following proposals:

- Those letters and words that appear in *italics* and ~~strikethrough~~ are to be deleted;
- Those letters and words that appear in **bold** and underlined are to be added; and
- Those letters and words that appear in normal text are unchanged from the current Division II legislation.]

---

No. 2-1 (1-1) NCAA MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP --  
INDEPENDENT MEDICAL CARE

**Intent:** To specify that an active member institution shall establish an administrative structure that provides independent medical care and affirms the unchallengeable autonomous authority of the primary athletics health care providers (team physicians and athletic trainers) to determine medical management and return-to-play decisions related to student-athletes; further, an active institution shall designate an athletics health care administrator to oversee the institution's athletic health care administration and delivery.

**Bylaws:** Amend 3.3.4, as follows:

3.3.4 Conditions and Obligations of Membership.

[3.3.4.1 through 3.3.4.16 unchanged.]

**3.3.4.17 Independent Medical Care. An active member institution shall establish an administrative structure that provides independent medical care and affirms the unchallengeable autonomous authority of primary athletics healthcare providers (team physicians and athletic trainers) to determine medical management and return-to-play decisions related to student-athletes. An active institution shall designate an athletics healthcare administrator to oversee the institution's athletic healthcare administration and delivery.**

[3.3.4.17 and 3.3.4.18 renumbered as 3.3.4.18 and 3.3.4.19, unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Committee for Competitive Safeguards and Medical Aspects of Sports)], Pennsylvania State Athletic Conference, Mid-America Intercollegiate Athletics Association and Gulf South Conference.

**Effective Date:** August 1, 2017

**Rationale:** The NCAA Principle of Health and Safety makes it the responsibility of institutions to protect the health of, and provide a safe environment for, their student-athletes. As a continuum of Inter-Association Consensus: Independent Medical Care for College Student-Athlete Guidelines, this proposal supports this principle and requires further administrative controls in the delivery of athletics health care services. This proposal addresses the issue of medical providers -primary athletics health care providers -- at institutions having unchallengeable autonomous authority to determine medical management and return-to-play decisions of student-athletes. Current legislation gives unchallengeable authority to the sports medicine staff to cancel or modify workouts for health and safety reasons, but does not address medical management of student-athletes. This issue impacts student-athlete health and well-being. This proposal will help to ensure appropriate medical controls and authority. Further, the administrative structure should ensure that no coach serves as the primary supervisor for any medical provider, nor have hiring, retention, and dismissal authority over that provider. The athletics health care administrator can assure that no coach serves in such capacity, and that the delivery of athletics health care is consistent with health and safety legislation and evolving inter-association statements addressing health and safety issues.

No. 2-2 ELIGIBILITY -- ACADEMIC MISCONDUCT

**Intent:** To define and clarify post-enrollment academic misconduct activities, the individuals to whom the activities apply and violations of such activities, as specified; further, to move the legislation related to pre-enrollment academic misconduct to Bylaw 14.

**A. Bylaws:** Amend 10.1, as follows:

10.1 Unethical Conduct. Unethical conduct by a prospective or enrolled student-athlete or a current or former institutional staff member, which includes any individual who performs work for the institution or the athletics department even if he or she does not receive compensation for such work, may include, but is not limited to, the following:

[10.1-(a) unchanged.]

~~(b) Knowing involvement in arranging for fraudulent academic credit or false transcripts for a prospective or an enrolled student-athlete;~~

[10.1-(c) through 10.1-(f) relettered as 10.1-(b) through 10.1-(e), unchanged.]

~~(g) Failure to provide complete and accurate information to the NCAA, the NCAA Eligibility Center or institution's admissions office regarding an individual's academic record (e.g., schools attended, completion of coursework, grades, test scores);~~

~~(h) Fraudulence or misconduct in connection with entrance or placement examinations;~~

[10.1-(i) and 10.1-(j) relettered as 10.1-(f) and 10.1-(g), unchanged.]

**B. Bylaws:** Amend 14.02, as follows:

14.02 Definitions and Applications.

**14.02.1 Academic Misconduct -- Post-Enrollment. All institutional staff members and student-athletes are expected to act with honesty and integrity in all academic matters. Post-enrollment academic misconduct includes any violation or breach of an institutional policy regarding academic honesty or integrity (e.g., academic offense, academic honor code violation, plagiarism, academic fraud).**

[14.02.1 through 14.02.6 renumbered as 14.02.2 through 14.02.7, unchanged.]

**14.02.8 Impermissible Academic Assistance -- Institutional Staff Member or Representative of Athletics Interests. Impermissible academic assistance by a current or former institutional staff member or a representative of an institution's athletics interests includes, but is not limited to, the provision of or arrangement of:**

**(a) Substantial assistance that is not generally available to an institution's students and is not otherwise expressly authorized in Bylaw 16.3, which results in the certification of a student-athlete's eligibility to participate in intercollegiate athletics or receive financial aid; or**

**(b) An academic exception that results in a grade change, academic credit or fulfillment of a graduation requirement when such an exception is not generally available to the institution's students and the exception results in the certification of a student-athlete's eligibility to participate in intercollegiate athletics or receive financial aid.**

**14.02.9 Institutional Staff Member. For purposes of Bylaw 14, an institutional staff member is any individual, excluding a student employee, who performs work for the institution or the athletics department, regardless of whether he or she receives compensation for such work.**

**14.02.9.1 Student Employee. For purposes of Bylaw 14, a student employee is an institutional staff member if:**

**(a) He or she has institutional responsibilities to provide academic services to student-athletes; or**

**(b) He or she engages in academic misconduct or provides impermissible academic assistance at the direction of a nonstudent employee, an institutional staff member per Bylaw 14.02.9.1-(a) or a representative of the institution's athletics interests.**

[14.02.7 through 14.02.14 renumbered as 14.02.10 through 14.02.17, unchanged.]

**C. Bylaws:** Amend 14.1.2, as follows:

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



**14.1.2.1 Pre-Enrollment Academic Misconduct.** A prospective student-athlete, student-athlete or a current or former institutional staff member, which includes any individual who performs work for the institution or the athletics department even if he or she does not receive compensation for such work, shall not engage in the following conduct:

- (a) Knowing involvement in arranging for fraudulent academic credit or false transcripts for a prospective student-athlete;**
- (b) Failure to provide complete and accurate information to the NCAA, the NCAA Eligibility Center or an institution's admissions office regarding an individual's academic record (e.g., schools attended, completion of coursework, grades and test scores); or**
- (c) Fraudulence or misconduct in connection with entrance or placement examinations.**

[14.1.2.1 through 14.1.2.4 renumbered as 14.1.2.2 through 14.1.2.5, unchanged.]

**D. Bylaws:** Amend 14.9, as follows:

**14.9 Post-Enrollment Academic Misconduct.**

**14.9.1 Policies and Procedures.** An institution must:

- (a) Have written institutional policies and procedures regarding academic misconduct applicable to the general student-body, including student-athletes. The policies and procedures must be approved through the institution's normal process for approving such policies and must be kept on file or be accessible on the institution's website.**
- (b) Investigate and adjudicate alleged academic misconduct in accordance with established policies regardless of whether the misconduct is reported to the NCAA or whether the student-athlete acted alone or in concert with others.**

**14.9.1.1 Exception.** An institution may establish a policy that permits an expedited investigation and adjudication of academic misconduct by a student-athlete, provided other applicable policies and procedures are observed and the policy for expedited review is approved through the institution's normal process for approving such policies and is approved by the institution's president or chancellor (or his or her designee). Further, the policy that permits an expedited review must be kept on file or must be accessible on the institution's website.

**14.9.2 Post-Enrollment Academic Misconduct.**

**14.9.2.1 Student-Athlete.** A student-athlete shall not be involved in:

- (a) Academic misconduct involving a current or former institutional staff member or representative of athletics interests;**
- (b) Academic misconduct, without the involvement of a current or former institutional staff member or representative of athletics interests, that results in:**
  - (1) An erroneous declaration of eligibility to participate in intercollegiate athletics and the student-athlete subsequently competes for the institution while ineligible;**
  - (2) An erroneous declaration of eligibility to receive financial aid and the student-athlete's subsequently receives financial aid while ineligible; or**
- (c) Academic misconduct involving the alteration or falsification of a student-athlete's transcript or academic record.**

**14.9.2.2 Institutional Staff Member or Representative of Athletics Interests.** A current or former institutional staff member or a representative of an institution's athletics interests shall not be involved (with or without knowledge of the student-athlete) in:

- (a) Academic misconduct related to a student-athlete; or**
- (b) The alteration or falsification of a student-athlete's transcript or academic record.**

**14.9.2.3 Impermissible Academic Assistance -- Institutional Staff Member or Representative of Athletics Interests. A current or former institutional staff member or a representative of an institution's athletics interests shall not provide impermissible academic assistance to a student-athlete (see Bylaw 14.02.8).**

**14.9.2.3.1 Application. If an institution determines, pursuant to its policies and procedures, that academic misconduct has occurred, a violation of Bylaw 14.9.2.3 shall not be cited by the institution or through an enforcement investigation. If an institution determines, pursuant to its policies and procedures, that academic misconduct has not occurred, the conduct in question may still constitute a violation of Bylaw 14.9.2.3.**

[14.9 through 14.12.3 renumbered as 14.10 through 14.13.3, unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Academic Requirements Committee)].

**Effective Date:** August 1, 2017

**Rationale:** The current regulatory structure regarding academic misconduct is confusing, unclear and imprecise and appropriate revisions to the academic misconduct legislation will serve to benefit to individual institutions and the Association as a whole. Despite changes in the academic landscape, academic misconduct legislation has not been revised since 1983 when the legislation was added to the Manual. Under the current regulatory structure, it can be unclear when academic misconduct involving student-athletes falls within the purview of the NCAA and when academic misconduct should be an institutional matter. Current terms, definitions and gaps in the academic misconduct legislation result in confusion and lack of clarity. The regulatory structure for academic misconduct is currently located in bylaws, interpretations and educational columns and should be consolidated in a single article (Bylaw 14). This proposal will expand the application of academic misconduct legislation to any situation in which an institutional staff member is involved and replace the current academic extra benefit analysis with a specific and limited definition of impermissible academic assistance. In addition, the proposal will require institutional policies and procedures regarding academic misconduct for the general student-body.

**No. 2-3 AMATEURISM -- COMPETITION-RELATED EXPENSES FROM AN OUTSIDE SPONSOR**

**Intent:** To permit an individual to receive actual and necessary expenses from an outside sponsor other than an agent, a representative of an institution's athletics interests or a professional sports organization, as specified.

**A. Bylaws:** Amend 12.1.3, as follows:

12.1.3 Permissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual:

[12.1.3-(a) unchanged.]

(b) Actual and Necessary Expenses From an Outside Amateur Sports Team or Organization. Receipt of actual and necessary expenses from an outside amateur sports team or organization for competition and practice held in preparation for such competition. Practice must be conducted in a continuous time period preceding the competition except for practice sessions conducted by a national team, which occasionally may be interrupted for specific periods of time before the competition;

(1) ~~Donations to Outside Team or Organization~~ **From Outside Sponsors. Actual and necessary expenses received from an outside team or organization may include funds donated to the general fund of the team or organization from a sponsor (e.g., neighbors, businesses) other than the individual's relatives or legal guardians, provided such donations are not credited to or earmarked for the student athlete. An individual who participates in a sport as a member of a team may receive actual and necessary expenses for competition and practice held in preparation for such competition (directly related to the competition and conducted during a continuous time period preceding the competition) from an outside sponsor (e.g., neighbor, business) other than an agent, representative of an institution's athletics interests or professional sports organization. An individual who participates in a sport as an individual (not a member of a team) may receive actual and necessary expenses associated with an athletics event and practice immediately preceding the**

**event, from an outside sponsor (e.g., neighbor, business) other than an agent, representative of an institution's athletics interests or professional sports organization.**

[12.1.3-(c) through 12.1.3-(f) unchanged.]

**B. Bylaws:** Amend 12.1.4, as follows:

12.1.4 Impermissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, an individual's participation in the following activities or receipt of the following benefits will jeopardize the individual's amateur status and eligibility for intercollegiate participation in a particular sport:

[12.1.4-(a) through 12.1.4-(l) unchanged.]

(m) Expenses From Nonpermissible Entities. Receipt of any expenses, including actual and necessary expenses or any other form of compensation, to participate in athletics competition (while not representing an educational institution) from ~~an sponsor other than an individual on whom the athlete is naturally or legally dependent or the nonprofessional organization that is sponsoring the competition~~ **agent, representative of an institution's athletics interests or professional sports organization.**

[12.1.4-(n) through 12.1.4-(q) unchanged.]

(r) Preferential Treatment, Benefits or Services. Receipt of preferential treatment, benefits or services because of the individual's athletics reputation, skill or pay-back potential as a professional athlete, unless such treatment, benefits or services are specifically permitted under NCAA legislation. [R]

~~(1) Donations Credited to or Earmarked for an Individual. Donations credited to or earmarked for an individual for athletics participation (e.g., as an individual or a member of a team) from a sponsor (e.g., neighbor, business) other than the individual's relatives or legal guardians are considered improper benefits.~~

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

**Rationale:** Current legislation permits student-athletes to receive actual and necessary expenses from an outside amateur sports team or organization for competition and practice held in preparation for such competition. The outside team or organization may include funds donated to the general fund by a sponsor (e.g., neighbor, business), provided the donations are not earmarked for a particular student-athlete(s). The current legislation is overly complicated and bureaucratic. This proposal provides the opportunity for enrolled student-athletes to seek out additional permissible financial resources to support their athletics aspirations without compromising the fundamental purpose of the collegiate model. This change would not impact fundraising for institutional events (e.g., foreign tours), for which earmarking would remain impermissible since any donations to the institution would trigger the individual's status as a representative of athletics interest. The immediate effective date will allow student-athletes to receive actual and necessary expenses from a permissible sponsor to participate in events during summer 2017.

**No. 2-4 AMATEURISM -- PAYMENT BASED ON PERFORMANCE -- FROM AMATEUR TEAM OR EVENT SPONSOR IN INDIVIDUAL SPORTS**

**Intent:** To specify that following initial full-time collegiate enrollment, an individual may accept prize money in individual sports based on his or her place finish or performance in an open athletics event, provided the competition occurs outside the institution's declared playing season during the institution's official summer vacation period, the prize money does not exceed the student-athlete's actual and necessary expenses and is provided only by the sponsor of the event, and actual and necessary expenses may not include the expenses or fees of anyone other than the student-athlete.

**A. Bylaws:** Amend 12.1.3, as follows:

12.1.3 Permissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, participation in the following activities and receipt of the following benefits will not jeopardize the amateur status of an individual:

[12.1.3-(a) through 12.1.3-(b) unchanged.]

**(c) Prize Money Based on Place Finish -- Individual Sports. In individual sports, receipt of prize money based on place finish or performance is an open athletics event. The competition must occur outside the institution's declared playing season during the institution's official summer vacation period. In addition, such prize money shall not exceed the student-athlete's actual and necessary expenses and may be provided only by the sponsor of the event. Actual and necessary expenses shall not include the expenses or fees of anyone other than the student-athlete.**

[12.1.3-(c) through 12.1.3-(f) relettered as 12.1.3-(d) through 12.1.3-(g), unchanged.]

**B. Bylaws:** Amend 12.1.4, as follows:

12.1.4 Impermissible -- Following Initial Full-Time Collegiate Enrollment. Following initial full-time collegiate enrollment, an individual's participation in the following activities or receipt of the following benefits will jeopardize the individual's amateur status and eligibility for intercollegiate participation in a particular sport:

[12.1.4-(a) through 12.1.4-(n) unchanged.]

(o) Payment Based on Place Finish. Any payment, including actual and necessary expenses, conditioned on the individual's or team's place finish or performance or given on an incentive basis, or receipt of expenses in excess of the same reasonable amount for permissible expenses given to all individuals or team members involved in the competition.

**(1) Exception -- Prize Money Based on Place Finish -- Individual Sports. In individual sports, a student-athlete may receive prize money based on place finish or performance in an open athletics event. The competition must occur outside the institution's declared playing season during the institution's official summer vacation period. In addition, such prize money shall not exceed the student-athlete's actual and necessary expenses and may be provided only by the sponsor of the event. Actual and necessary expenses shall not include the expenses or fees of anyone other than the student-athlete.**

[12.1.4-(p) through 12.1.4-(r) unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

**Rationale:** Current legislation permits a student-athlete to receive awards for participation in events while not enrolled as a regular student during the academic year, or during the summer. The award must conform to the regulations of the recognized amateur organization that governs the competition. Such awards may include gift certificates, but not cash. Further, although Division II legislation permits student-athletes to compete as an individual not representing the institution, a student-athlete is precluded from receiving prize money during the academic year outside the institution's declared playing season or during the institution's official summer vacation period. The scope of this proposal is limited to receipt of actual and necessary expenses related to competition. A student-athlete would not be able to profit from accepting prize money. Moreover, in order to safeguard against missed class time, this proposal only applies to participation in open events outside the playing season during the institution's official summer vacation period. Finally, the calculation of actual and necessary expenses would not include the expenses or fees of anyone other than the student-athlete (e.g., coach's fees, parent's expenses). The immediate effective date will permit student-athletes to accept prize money as outlined in the proposal during the summer of 2017.

**No. 2-5 AMATEURISM -- INVOLVEMENT WITH PROFESSIONAL TEAMS -- TRYOUTS -- TRYOUTS AFTER ENROLLMENT -- TRYOUT AT ANY TIME**

**Intent:** To specify that a student-athlete may try out with a professional athletics team or permit a professional athletics team to conduct medical examinations at any time, provided the student-athlete does not miss class.

**Bylaws:** Amend 12.2.1, as follows:

12.2.1 Tryouts.

12.2.1.1 Tryout After Enrollment. A student-athlete may try out with a professional athletics team (**or participate in a combine including that team**) in a sport or permit a professional athletics team to conduct medical examinations at any time, ~~outside the student-athlete's playing and practice season~~ **provided the individual does not miss class**. A student-athlete may receive actual and necessary expenses related to the tryout from a professional sports organization, provided the tryout does not exceed 48 hours. The 48-hour tryout period begins at the time the individual arrives at the tryout location. At the completion of the 48-hour period, the individual must depart the location of the tryout immediately in order to receive return transportation expenses. A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation.

[12.2.1.2 unchanged.]

~~12.2.1.3 Professional Team Representative at College Practice. A tryout with a professional team is not considered to have occurred when a representative of a professional team visits a member institution during the academic year and evaluates a student-athlete while the institution is conducting a regular practice session, physical education class or off season conditioning program session that includes physical activities (e.g., speed trials, agility tests, strength tests), provided these activities are normally a part of and take place during regular practice, class or conditioning sessions.~~

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

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

No. 2-6 AMATEURISM -- PROMOTIONAL ACTIVITIES -- PERMISSIBLE -- INSTITUTIONAL, CHARITABLE, EDUCATIONAL OR NONPROFIT PROMOTIONS -- MONETARY AND EDUCATIONAL REQUIREMENTS

**Intent:** To amend the promotional activities legislation, as follows: (1) To eliminate the requirement that all money derived from a permissible promotional activity or project must go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency; (2) To eliminate the requirement that an authorized representative of the charitable, educational, nonprofit, or government agency must sign a release statement; and (3) To require the institution to provide educational material to the charitable, educational, nonprofit or government agency notifying the entity of its obligation to ensure that a student-athlete's name, likeness, appearance or image is used in a manner consistent with the legislation.

**Bylaws:** Amend 12.5.1.1, as follows:

12.5.1.1 Institutional, Charitable, Educational or Nonprofit Promotions. A member institution or recognized entity thereof (e.g., fraternity, sorority or student government organization), a member conference or a noninstitutional charitable, educational, nonprofit or government agency (e.g., the armed services) may use a student-athlete's name, picture or appearance to support its charitable or educational activities or to support activities considered incidental to the student-athlete's participation in intercollegiate athletics, provided the following conditions are met:

[12.5.1.1-(a) through 12.5.1.1-(c) unchanged.]

~~(d) All money derived from the activity or project go directly to the member institution, member conference or the charitable, educational, nonprofit or government agency;~~

[12.5.1.1-(e) and 12.5.1.1-(f) renumbered as 12.5.1.1-(d) and 12.5.1.1-(e), unchanged.]

~~(g f)~~ Any commercial items with names or pictures of student-athletes (other than items specified per Bylaws 12.5.1.6 and 12.5.1.7) may be sold only by the member institution, member conference or NCAA, through



outlets controlled by the member institution, member conference or the NCAA or outlets controlled by the charitable or educational organization (e.g., location of the charitable or educational organization, site of charitable event during the event); ~~and~~

~~(g)~~ The student-athlete ~~and an authorized representative of the charitable, educational, nonprofit or government agency~~ signs a release statement ~~ensuring that the student-athlete's~~ **authorizing the use of his or her** name, image or appearance ~~is used~~ in a manner consistent with the requirements of this section; **and**

**(h) The institution provides educational material(s) to a representative of the charitable, educational, nonprofit or government agency regarding restrictions on the use of a student-athlete's name, image or appearance.**

[12.5.1.1.1 through 12.5.1.1.7 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

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

No. 2-7 RECRUITING -- CONTACTS AND EVALUATIONS -- CONTACTABLE PROSPECTIVE STUDENT-ATHLETES -- FOUR-YEAR COLLEGE PROSPECTIVE STUDENT-ATHLETES -- REMOVAL OF REQUIREMENT TO OBTAIN PERMISSION FROM NAIA INSTITUTION

**Intent:** To specify that permission to contact is not required for a student-athlete transferring from a National Association of Intercollegiate Athletics institution; further, to require an institution's director of athletics (or an individual designated by the director of athletics) to send notification of recruitment to the NAIA institution prior to contact with an NAIA student-athlete.

**Bylaws:** Amend 13.1.1.2, as follows:

13.1.1.2 Four-Year College Prospective Student-Athletes. An athletics staff member or other representative of the institution's athletics interests shall not make contact with the student-athlete of an NCAA ~~or NAIA four-year collegiate~~ institution, directly or indirectly, without first obtaining the written permission of the first institution's athletics director (or an athletics administrator designated by the athletics director) to do so, regardless of who makes the initial contact. If permission is not granted, the second institution shall not encourage the transfer and shall not provide athletically related financial assistance to the student-athlete until the student-athlete has attended the second institution for one academic year. If permission is granted to contact the student-athlete, all applicable NCAA recruiting rules apply. (See Bylaw 13.1.6 for legislation regarding contacts and Bylaw 13.1.3.1 for legislation regarding telephone calls.) If an institution receives a written request from a student-athlete to permit another institution to contact the student-athlete about transferring, the institution shall grant or deny the request within 14 consecutive calendar days of receipt of the request. If the institution fails to respond to the student-athlete's written request within 14 consecutive calendar days, permission shall be granted by default and the institution shall provide written permission to the student-athlete. **Permission to contact is not required for a student-athlete at an NAIA institution; however, the Division II institution's director of athletics (or an individual designated by the director of athletics) must send notification of recruitment to the NAIA institution prior to contact with an NAIA student-athlete.** [D]

[13.1.1.2.1 through 13.1.1.2.4 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate, for prospective student-athletes transferring from an NAIA institution for the 2017-18 academic year and thereafter.

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

**No. 2-8 RECRUITING -- OFFERS AND INDUCEMENTS -- INSTITUTIONAL PRE-ENROLLMENT FEES**

**Intent:** To specify that an institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission.

**A. Bylaws:** Amend 13.2, as follows:

13.2 Offers and Inducements.

[13.2.1 unchanged.]

**13.2.2 Institutional Pre-Enrollment Fees. An institution may waive, pay in advance or guarantee payment of any institutional pre-enrollment fee for a prospective student-athlete who has signed a National Letter of Intent or the institution's written offer of admission and/or financial aid or for whom the institution has received a financial deposit in response to its offer of admission. A pre-enrollment fee is one that is required by the institution for enrollment and includes the following:**

- (a) The institution's processing fee required prior to the admission office's evaluation of the prospective student-athlete's application;**
- (b) The orientation counseling tests fee required for all incoming students;**
- (c) The preadmission academic testing fee;**
- (d) Advance tuition payment for a prospective student-grantee;**
- (e) Room deposit;**
- (f) Damage deposit for dormitory rooms;**
- (g) ROTC deposits for military equipment;**
- (h) Immunizations; or**
- (i) Any other pre-enrollment fee required of prospective students.**

[13.2.2 through 13.2.11 renumbered as 13.2.3 through 13.2.12, unchanged.]

**B. Bylaws:** Amend 15.3.3.1.4, as follows:

~~15.3.3.1.4 Fees and Related Expenses for Prospective Student Athletes. An institution shall not waive, pay in advance or guarantee payment of the following expenses for a prospective student-athlete, unless such benefits generally conform to institutional policy as it applies to other prospective student grantees:~~

- ~~(a) The institution's processing fee required before the admissions office's evaluation of the prospective student-athlete's application;~~

~~(b) The orientation-counseling tests fee required of all incoming freshmen;~~

~~(c) The pre-admission academic testing fee;~~

~~(d) Advance tuition payment or room deposit;~~

~~(e) Damage deposits for dormitory rooms;~~

~~(f) ROTC deposits for military equipment; or~~

~~(g) Any other pre-enrollment fees required of prospective student-grantees.~~

~~15.3.3.1.4.1 Fees Rebate. If the prospective student-athlete enrolls and is awarded financial aid covering institutional fees, the fees described in Bylaw 15.3.3.1.4 (a) through (d) above may be rebated as a part of the institution's regular fees.~~

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

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

#### No. 2-9 RECRUITING -- RECRUITING MATERIALS -- ELIMINATION OF CONFERENCE RESTRICTIONS

**Intent:** To eliminate the conference restrictions on providing recruiting materials to prospective student-athletes (or his or her parents, legal guardians or coaches).

**Bylaws:** Amend 13.4, as follows:

13.4 Recruiting Materials.

[13.4.1 through 13.4.2 unchanged.]

~~13.4.3 Conference Restrictions. A member conference is precluded from providing recruiting materials to prospective student-athletes (or his or her parents, legal guardians or coaches). [D]~~

[13.4.4 through 13.4.5.2 renumbered as 13.4.3 through 13.4.4.2, unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** Immediate

**Rationale:** The current legislation restricting conference offices from providing recruiting materials to prospective student-athletes (or his or her parents, legal guardians or coaches) is unnecessary and inhibits



the ability of conference offices to spread awareness of Division II as a participation opportunity for prospective student-athletes. Allowing the conference office to share recruiting materials, particularly with coaches of prospective student-athletes, will enhance the visibility of Division II without giving any particular institution a recruiting advantage.

No. 2-10 (1-3) RECRUITING -- RECRUITING CALENDARS -- FOOTBALL -- CONTACT PERIOD -- MONDAY AFTER THANKSGIVING

**Intent:** In football, to revise the recruiting calendar to begin the winter contact period on the Monday after Thanksgiving.

**Bylaws:** Amend 13.17.3, as follows:

13.17.3 Football. The following contact and evaluation periods apply to football:

[13.17.3-(a) through 13.17.3-(c) unchanged.]

(d) ~~December 1~~ **The Monday after Thanksgiving** through 30 days after the Saturday after the initial date for signing the National Letter of Intent [except for (1) and (2) below]: Contact Period

[13.17.3-(d)-(1) through 13.17.3-(g) unchanged.]

**Source:** Mid-America Intercollegiate Athletics Association and Northeast-10 Conference.

**Effective Date:** August 1, 2017

**Rationale:** Currently, the winter contact period begins on December 1. In most years, December 1 falls in the middle or end of week. The Monday following Thanksgiving is a more appropriate day to begin this contact period as both collegiate institutions and secondary schools have resumed classes following the Thanksgiving break.

No. 2-11 ELIGIBILITY -- SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER RULE -- HARDSHIP WAIVER -- SEASON-OF-COMPETITION WAIVER -- COMPETITION WHILE ELIGIBLE

**Intent:** To increase the maximum number of contests or dates of competition in which a student-athlete may participate and remain eligible for a hardship waiver or season of competition while eligible waiver to three contests or dates of competition or 30 percent of the maximum number of permissible contests or dates of competition set forth in Bylaw 17 in the sport; further, to specify that the student-athlete's participation must occur prior to the first competition of the second half of the playing season that concludes with the NCAA championship in that sport.

**A. Bylaws:** Amend 14.2.5, as follows:

14.2.5 Hardship Waiver. A student-athlete may be granted an additional year of competition by the conference or the Committee on Student-Athlete Reinstatement 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:

[14.2.5-(a) unchanged.]

(b) The injury or illness **occurs prior to the first competition of the second half of the playing season that concludes with the NCAA championship in that sport (see Bylaw 14.2.5.2.3) and** results in an incapacity to compete for the remainder of that playing season; and

(c) The injury or illness occurs when the student-athlete has not participated in more than ~~two~~ **three** contests or dates of competition (whichever is applicable to that sport), ~~20 percent of the institution's completed contests or dates of competition~~ or **30** percent of the maximum permissible number of contests or dates of competition set forth in Bylaw 17 in his or her sport (see Bylaw 14.2.5.2.3~~5~~.1.1 for information regarding percent calculation in track and field). Competition (excluding scrimmages and exhibition contests per Bylaw 17 in the applicable sport) 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.

[14.2.5.1 unchanged.]

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

[14.2.5.2.1 through 14.2.5.2.2 unchanged.]

**14.2.5.2.3 First-Half-of-Season Calculation.** The first half of the season is measured by the maximum permissible number of contests or dates of competition set forth in Bylaw 17 in the sport or by the institution's number of completed contests in the segment that concludes with the NCAA championship. In determining if an injury or illness occurs prior to the first competition of the second half of the season that concludes with the NCAA championship in a sport with an odd number of contests or dates of competition, the injury or illness must have occurred prior to the beginning of the 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 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).

**14.2.5.2.3.1 Contests or Dates of Competition Based on Championship Selection.** In sports in which the playing season is divided into two segments, but championship selection is based on competition throughout the season (e.g., golf and tennis), the first half of the season shall be measured by the Bylaw 17 maximum for the entire season (e.g., nonchampionship and championship segments). In sports in which the playing season may be divided into two segments but the championship selection is based on competition during only one segment of the season (e.g., spring baseball, fall soccer), the first half of the season shall be measured by the maximum number of contests or dates of competition set forth in Bylaw 17 for the championship segment.

**14.2.5.2.3.2 First-Half-of-Season Calculation -- Track and Field.** For an institution that sponsors both indoor and outdoor track and field, the first half of the season calculation for indoor and outdoor track and field shall be based on the institution's number of completed varsity dates of competition in the respective season. For example, if the institution completes six dates of competition in indoor track, the injury or illness must have occurred prior to the beginning of the fourth date of competition. For an institution that sponsors only indoor track and field or outdoor track and field, but not both, and a student-athlete who only competes in indoor track and field or outdoor track and field, but not both, the first half of the season shall be measured by the maximum number of dates of competition set forth in Bylaw 17.

**14.2.5.2.4 Reinjury in Second Half of Season.** A student-athlete who suffers an injury in the first half of the season that concludes with the NCAA championship, attempts to return to competition during the second half of that season and then is unable to participate further as a result of aggravating the original injury does not qualify for the hardship waiver.

**14.2.5.2.35** ~~Percent Calculation.~~ The following requirements apply in determining the percent calculation under this waiver provision: (Note: The percent calculation requirements set forth in Bylaws 14.2.5-(c) and 14.2.5.2.3 apply only to the waiver provisions of this section and do not apply to the maximum- and minimum-contests requirements in Bylaws 17 and 20.)

**14.2.5.2.35.1** ~~Denominator in Percent Computation.~~ The denominator in the percent calculation shall be based on ~~the institution's number of completed varsity contests or dates of competition or~~ the maximum number of contests or dates of competition set forth in Bylaw 17 for the applicable sport. ~~If the number of completed contests or dates of competition is used, exempted events in Bylaw 17 are included in the percent calculation, except for discretionary exemptions in the applicable sport.~~

[14.2.5.2.3.1.1 renumbered as 14.2.5.2.5.1.1, unchanged.]

[14.2.5.2.3.2 renumbered as 14.2.5.2.5.2, unchanged.]

14.2.5.2.35.3 NCAA Postseason Competition. For purposes of the percent calculation, postseason competition conducted after the completion of the institution's regular-season schedule and conference tournament shall not be included.

~~14.2.5.2.3.4 NCAA Regional Cross-Country Meet. The NCAA regional cross-country meet may be counted as one date of competition in determining the institution's scheduled or completed dates of competition, provided no qualifying standards exist for participation in the meet.~~

[14.2.5.2.4 through 14.2.5.2.5 renumbered as 14.2.5.2.6 through 14.2.5.2.7, unchanged.]

**B. Bylaws:** Amend 14.2.7, as follows:

14.2.7 Season-of-Competition Waiver -- Competition While Eligible. A student-athlete may be granted an additional season of competition by the Committee on Student-Athlete Reinstatement when, due to extenuating circumstances (per Bylaw 14.2.7.1.2), the student-athlete, while eligible, did not compete in more than ~~two~~ **three** contests or dates of competition (whichever is applicable to that sport) or ~~20~~ **30** percent (whichever number is greater) of the ~~institution's scheduled or completed contests or dates of competition~~ **maximum permissible number of contests or dates of competition set forth in Bylaw 17. The competition must occur prior to the first competition of the second half of the playing season that concludes with the NCAA championship in that sport.** All competition (including a scrimmage) against outside participants shall be countable under this limitation in calculating ~~both~~ the number of contests or dates of competition in which the student-athlete participated ~~and the number of the institution's scheduled or completed contests or dates of competition during that season (both segments) in the sport.~~

14.2.7.1 Administrative Criteria. The following criteria shall be employed in the administration of this season-of-competition waiver:

14.2.7.1.1 ~~Twenty~~ **Thirty** Percent Calculation. The requirements specified in Bylaw 14.2.6.2.1 shall apply to the ~~20~~ **30** percent calculation specified in this waiver.

**14.2.7.1.2 First-Half-of-Season Requirement. The first-half-of-season requirements specified in Bylaw 14.2.5.2.3 shall apply to the first-half-of season requirement specified in this waiver.**

[14.2.7.1.2 and 14.2.7.1.3 renumbered as 14.2.7.1.3 and 14.2.7.1.4, unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Committee on Student-Athlete Reinstatement)].

**Effective Date:** August 1, 2017, for any incapacitating injury or illness, or other extenuating circumstance occurring on or after August 1, 2017.

**Rationale:** Currently, a student-athlete may be granted an additional season of competition by a conference, the NCAA student-athlete reinstatement staff or NCAA Division II Committee on Student-Athlete Reinstatement when, due to incapacitating injury or illness or extenuating circumstances, the student-athlete participated in fewer than two contests or dates of competition or less than 20 percent of the sport season. It is in the best interest of student-athlete well-being to increase the maximum amount of competition to three contests or dates of competition or 30 percent of the season. If a student-athlete has competed in more than three contests or dates of competition or 30 percent of the season, he or she has had a more meaningful opportunity to compete for a significant part of the season. Further, by adding the first half of the playing season requirement, this brings the legislation in all three divisions much closer to alignment. Finally, the first half of the season requirement will minimize abuse by ensuring that a student-athlete who is able to participate through almost the entire season is not eligible for a medical hardship waiver or season-of-competition waiver -- competition while eligible.

No. 2-12 FINANCIAL AID -- MAXIMUM LIMITS ON FINANCIAL AID -- TEAM LIMITS - INSTITUTIONAL ATHLETICS AID ONLY

**Intent:** To specify that only institutional athletics aid shall count toward individual and team equivalency limits.

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

15 Financial Aid

Date Printed: 10/18/2016

13

[15.01 through 15.01.5 unchanged.]

15.02 Definitions and Applications.

[15.02.1 unchanged.]

**15.02.2 Athletics Aid. Athletics aid is financial aid awarded by the institution's athletics department.**

[15.02.2 renumbered as 15.02.3, unchanged.]

15.02.~~34~~ Counter. A "counter" is an individual who is receiving institutional *financial* **athletics** aid ~~based in any degree on athletics ability. Further, once a student becomes a counter, any countable aid received by that student athlete is countable against the aid limitations in that sport. (See Bylaw 15.4.2.2.)~~

[15.02.4 through 15.02.6 renumbered as 15.02.5 through 15.02.7, unchanged.]

15.1 Eligibility for *Financial* **Athletics** Aid.

15.1.1 Eligibility of Student-Athletes for ~~Institutional Financial~~ **Athletics** Aid. A student-athlete must meet applicable NCAA (see Bylaw 14), conference and institutional regulations to be eligible for ~~institutional financial~~ **athletics** aid. **A student-athlete may be awarded athletics aid during any term in which a student-athlete is in regular attendance (i.e., was enrolled initially in a minimum full-time program of studies as defined by the certifying institution during that term).** If these regulations are met, the student-athlete may be granted ~~athletically related financial~~ **athletics** aid for a maximum of 10 semesters/15 quarters. Any ~~institutional~~ **athletics** financial aid provided after 10 semesters/15 quarters is left to the discretion of the institution consistent with institutional policies for awarding financial aid in general. ~~A student-athlete may be awarded institutional financial aid during any term in which a student athlete is in regular attendance (i.e., was enrolled initially in a minimum full-time program of studies as defined by the certifying institution during that term).~~

[15.1.1.1 unchanged.]

15.1.1.2 Withdrawal From Institution. A student-athlete who withdraws from the institution may not receive *financial* **athletics** aid during the remainder of the term.

15.1.1.3 Retroactive *Financial* **Athletics** Aid. ~~Institutional financial~~ **Athletics** aid awarded to an enrolled student-athlete after the first day of classes in any term may not exceed the remaining room and board charges and educational expenses for that term and may not be made retroactive to the beginning of that term. Payments credited to a student-athlete's account that are not refundable need not become the student's obligation.

15.1.1.4 ~~Institutional Financial~~ **Athletics** Aid to Professional Athlete. An institution may not award *financial* **athletics** aid to a student-athlete who is under contract to or currently receiving compensation from a professional sports organization in the sport in which the student-athlete will participate at the certifying institution. It is permissible to award ~~institutional financial~~ **athletics** aid to a student-athlete provided the student-athlete is not a professional in the sport in which the student-athlete will participate at the certifying institution. However, a student-athlete who currently is receiving ~~institutional financial~~ **athletics** aid and signs a contract in the same sport or receives compensation from an agent or a professional sports organization may continue to receive such aid for the remainder of the term of the award, provided the student-athlete has completed his or her four seasons of competition.

15.1.1.4.1 Exception for Former Professional Athlete. A former professional athlete may receive ~~institutional financial~~ **athletics** aid, provided the following conditions are met:

[15.1.1.4.1-(a) through 15.1.2 unchanged.]

15.2 Permissible Sources of Financial Aid.

15.2.1 Institutional Financial Aid. The following sources of financial aid are considered to be institutional financial aid:

(a) All funds administered by the institution, which include but are not limited to the following:

[15.2.1-(a)-(1) through 15.2.1-(a)-(3) unchanged.]

(4) Tuition waivers ~~awarded based in any degree on athletics ability~~, and

(5) Loans **that are based upon a regular repayment schedule, available to all students and administered on the same basis for all students.**

[15.2.1-(b) unchanged.]

15.2.1.1 Summer and Voluntary Winter Term ~~Financial~~ **Athletics** Aid. Summer or winter term (e.g., optional J-term, miniterm, intersession, wintermester) ~~financial~~ **athletics** aid may be awarded only to attend the awarding institution's summer term(s), summer school, summer-orientation program or winter term, in accordance with institutional policy.

15.2.1.1.1 Before Initial Full-Time Enrollment at the Certifying Institution. Summer ~~financial~~ **athletics** aid may be awarded to a student-athlete to attend an institution in the summer before the student's initial full-time enrollment at the certifying institution. A midyear enrollee may be awarded ~~financial~~ **athletics** aid to attend a voluntary winter term before the student's initial full-time enrollment at the certifying institution.

15.2.1.1.2 Summer or Voluntary Winter Term ~~Financial~~ **Athletics** Aid to Two-Year College Transfer Student. Summer or voluntary winter term ~~financial~~ **athletics** aid may only be awarded to a two-year college transfer student who has fulfilled the two-year college transfer requirement at the time of enrollment at the awarding institution for the summer or voluntary winter term(s) (see Bylaw 14.5.4).

15.2.2 Financial Aid From Outside Sources.

[15.2.2.1 through 15.2.2.3 unchanged.]

15.2.2.4 Educational Expenses -- U.S. Olympic Committee or U.S. National Governing Body. A student-athlete may receive educational expenses awarded by the U.S. Olympic Committee or a U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organizations of a foreign country). The amount of the financial assistance shall be subject to the following limitations:

[15.2.2.4-(a) unchanged.]

(b) The recipient's choice of institutions shall not be restricted by the U.S. Olympic Committee, a U.S. national governing body (or, for international student-athletes, expenses awarded by the equivalent organization of a foreign country); **and**

(c) The value of the award alone or in combination with ~~other aid per Bylaw 15.2.1~~ **athletics aid provided by the institution** shall not exceed the value of a full grant-in-aid; ~~and.~~

~~(d) The recipient shall be considered a counter per Bylaw 15.4.1, and the amount shall be applied to the maximum awards limitations of Bylaw 15.4 for the sport in question.~~

**15.2.2.4.1 Operation Gold Grant. Funds administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant Program shall not be included when determining the permissible amount of a full grant-in-aid for a student-athlete.**

15.2.2.5 Educational Expenses -- Professional Team or League. A former professional athlete may receive educational expenses from a professional team or league, provided the following conditions are met:

[15.2.2.5-(a) through 15.2.2.5-(c) unchanged.]

(d) Disbursement of the aid shall be through the member institution for the recipient's educational expenses while attending that institution; **and**

(e) The value of the award alone or in combination with ~~other aid per Bylaw 15.2.1~~ **athletics aid provided by the institution** shall not exceed the value of a full grant-in-aid; ~~and.~~

~~(f) The recipient shall be considered a counter per Bylaw 15.4.1, and the amount shall be applied to the maximum award limitations of Bylaw 15.4 for the sport in question.~~

[15.2.3 unchanged.]

15.3 Maximum Limit on Financial Aid -- Individual. An institution shall not award financial aid to a student-athlete that exceeds the cost of attendance that normally is incurred by students enrolled in a comparable program at that institution ~~or that exceeds the limitations established by the membership division of the institution the student athlete attends, whichever is less.~~ A student-athlete shall not be eligible to participate in intercollegiate athletics, if he or she receives ~~financial~~ **athletics** aid that exceeds the value of a full grant-in-aid as defined in Bylaw 15.02.56. A student-athlete may receive ~~institutional financial aid based on athletics ability (per Bylaw 15.2.1)~~ **athletics aid** and educational expenses awarded per Bylaws **15.2.2.4 and** 15.2.2.5 up to the value of a full grant-in-aid, plus any other **institutional** financial aid ~~unrelated to athletics ability~~ up to the cost of attendance. (See Bylaws 16.3, 16.4 and 16.12.)

[15.3.1 unchanged.]

~~15.3.2 Types of Aid Included in Limit. In determining whether a student athlete's financial aid exceeds the value of a full grant-in-aid, all institutional financial aid (per Bylaw 15.2.1) and all funds received from the following and similar sources shall be included:~~

- ~~(a) Government Grants. Government grants other than awards based on a student's demonstrated financial need or for educational purposes;~~
- ~~(b) Other Scholarships and Grants. Other institutional or outside scholarships or grants-in-aid, except those academic awards exempted per Bylaw 15.5 (a) and outside educational grants that may be awarded up to the cost of attendance per Bylaw 15.2.2.2;~~
- ~~(c) Gifts. The value of gifts given to a student athlete after completion of eligibility in appreciation for or recognition of the student athlete's athletics accomplishments;~~
- ~~(d) Professional Sports Stipend. Any bonus or salary (no matter when received or contracted for) from a professional sports organization;~~
- ~~(e) Athletics Participation Compensation. Any other income (no matter when received or contracted for) from participation in an athletics event (except funds that are administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant Program) unless eligibility has been exhausted in that sport; and~~
- ~~(f) Loans. Loans, except legitimate loans that are based upon a regular repayment schedule, available to all students and administered on the same basis for all students.~~

~~15.3.2.1 Nonrecruited Student Athlete Receiving Institutional Financial Aid. If a student athlete was not recruited and receives institutional financial aid unrelated to athletics ability and in excess of a full grant-in-aid, the student may retain the aid for the period of the award without any adjustment. Once the original period of the award expires, renewal of the same financial aid in excess of the limitation is permissible only if the aid is renewed on the same basis as originally awarded.~~

### 15.3.32 Elements of **Financial Athletics** Aid.

15.3.32.1 Tuition and Fees. An institution may provide a student-athlete **financial athletics** aid that includes the actual cost of tuition and required institutional fees.

15.3.32.1.1 Permissible Fees. A student-athlete may be awarded **financial athletics** aid that covers the payment of fees for a course in which the student-athlete is enrolled, if the course is part of the institution's regular curriculum (included in the institution's catalog of classes), and the institution pays these same fees for other students enrolled in the course who receive fees as a part of a grant-in-aid or scholarship.

[15.3.3.1.2 through 15.3.3.1.3 renumbered as 15.3.2.1.2 through 15.3.2.1.3, unchanged.]

15.3.~~32~~.1.4 Fees and Related Expenses for Prospective Student-Athletes. An institution shall not waive, pay in advance or guarantee payment of the following expenses for a prospective student-athlete, unless such benefits generally conform to institutional policy as it applies to other prospective student-grantees:

15.3.~~32~~.1.4.1 Fees Rebate. If the prospective student-athlete enrolls and is awarded *financial* **athletics** aid covering institutional fees, the fees described in Bylaw 15.3.~~32~~.1.4-(a) through -(d) above may be rebated as a part of the institution's regular fees.

15.3.~~32~~.2 Room and Board. An institution may provide a student-athlete *financial* **athletics** aid that includes the cost of room based on the official allowance for 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.

[15.3.3.2.1 through 15.3.3.2.1.6 renumbered as 15.3.2.2.1 through 15.3.2.2.1.6, unchanged.]

15.3.~~32~~.2.1.7 Meals and Snacks Incidental to Participation. The cost of meals and snacks provided as benefits incidental to participation in intercollegiate athletics need not be deducted from a student-athlete's board allowance. Such meals and snacks also may be received by a student-athlete who is not receiving ~~athletically related financial~~ **athletics** aid as a benefit incidental to athletics participation [see Bylaw 16.5.1-(c)].

[15.3.3.2.2 through 15.3.3.2.6 renumbered as 15.3.2.2.2 through 15.3.2.2.6, unchanged.]

15.3.~~32~~.3 Books and Supplies. An institution may provide a student-athlete *financial* **athletics** aid that covers the actual cost of required course-related books and course-related supplies. [R]

[15.3.3.3.1 renumbered as 15.3.2.3.1, unchanged.]

~~15.3.3.4 Other Expenses Related to Attendance. An institution may provide a student-athlete financial aid that covers other expenses related to attendance in combination with other permissible elements of financial aid (per Bylaw 15.2) up to the cost of attendance. (See Bylaws 15.02.2, 15.3, 16.3, 16.4 and 16.12.)~~

~~15.3.3.5 Reduction When Excess Aid Is Awarded. In the event that a student-athlete's financial aid from the sources listed in Bylaw 15.3.2, which includes institutional financial aid, will exceed a full grant-in-aid for the balance of the academic year, the institution shall reduce institutional financial aid so as not to exceed a full grant. Payments credited to a student-athlete's account that are not refundable by the institution to the scholarship office or other appropriate institutional agency shall not become the student's obligation.~~

#### 15.4 Maximum Institutional Grant-In-Aid Limitations by Sport.

15.4.1 Counters. A student-athlete who is receiving *institutional financial* **athletics** aid ~~based in any degree upon athletic ability~~ shall be a counter and included in the maximum awards limitations set forth in this bylaw.

[15.4.1.1 through 15.4.1.1.3 unchanged.]

15.4.1.2 **Athletics** Aid Not Renewed, Successful Appeal. If an institution does not renew *financial* **athletics** aid for a counter in a following year, and a hearing before the institution's regular financial aid authority results in a successful appeal for restoration of aid, the student-athlete shall continue to be a counter if the individual continues to receive ~~athletically related financial~~ **athletics** aid. However, the student-athlete shall not be a counter, if he or she receives institutionally arranged or awarded, ~~nonathletically related financial~~ **nonathletics** aid available to all students, provided such financial aid was granted or arranged without regard in any degree to athletics ability.

15.4.1.3 Eligibility Exhausted. A student-athlete receiving *institutional financial* **athletics** aid after having exhausted his or her eligibility in a sport is not a counter in that sport in future academic years after completion of eligibility in the sport. For this provision to be applicable, the student-athlete is otherwise

eligible for the aid and is not permitted to take part in organized, institutional practice sessions in that sport, unless the individual has eligibility remaining under the 10-semester/15-quarter rule. (See Bylaw 15.1.1.)

15.4.1.4 **Athletics** Aid After Student-Athlete Becomes Permanently Ineligible. A student-athlete receiving ~~institutional financial~~ **athletics** aid after becoming permanently ineligible due to a violation of NCAA regulations (e.g., amateurism legislation) may receive athletics aid during the next academic year without counting in the institution's financial aid limitations, provided the student-athlete is otherwise eligible for the aid and does not practice or compete in intercollegiate athletics at any time. If circumstances change and the student-athlete practices or competes after being certified permanently ineligible, the institution is required to count the ~~financial~~ **athletics** aid received by the student-athlete during each academic year in which the aid was received.

15.4.1.5 Summer-and Voluntary Winter Term **Athletics** Aid. ~~Institutional financial~~ **Athletics** aid received during a summer or voluntary winter term is not countable in these limitations and does not make a student-athlete a counter.

[15.4.1.6 unchanged.]

15.4.1.7 No ~~Institutional Financial~~ **Athletics** Aid. A student-athlete who does not receive ~~institutional financial~~ **athletics** aid (as set forth in Bylaw ~~15.2.1~~ **15.02.2**) shall not be a counter.

~~15.4.1.8 Becoming a Counter After the Beginning of an Award Period. If a student athlete becomes a counter (per Bylaw 15.4.1) at any point during the academic year, all countable institutional aid received during that academic year is countable toward the student athlete's equivalency per Bylaw 15.4.2.2.~~

#### 15.4.2 Equivalency Sports.

[15.4.2.1 through 15.4.2.1.4 unchanged.]

15.4.2.2 Equivalency Computations. ~~In equivalency sports, each institutional financial aid award (per Bylaw 15.2.1) to a counter~~ **Equivalencies** shall be computed as follows:

- (a) ~~Once a student becomes a~~ **For each** counter, the institution shall count all ~~institutional~~ **athletics** aid (per Bylaw ~~15.2.1~~ **15.02.2**) received during that academic year for room, board, tuition and fees, as well as books and required course-related supplies (which shall count for calculation purposes as \$800 in the denominator and, if they are provided or their cost covered by the institution, as \$800 in the numerator, regardless of the actual amount received). If a student-athlete is enrolled for less than a full academic year (e.g., one semester, one or two quarters) and receives any portion of a book allowance, the institution must use the amount in the numerator that is proportionate to the number of terms of enrollment (\$400 for semester systems, \$534 or \$267 for quarter systems). ~~Exempted government grants and exempted institutional aid per Bylaw 15.5 specifically are excluded from this computation.~~

[15.4.2.2-(b) through 15.4.2.2-(c) unchanged.]

~~15.4.2.2.1 Exception. Academic awards that meet the criteria set forth in Bylaw 15.5 (a) are exempt from an institution's equivalency computation.~~

15.4.3 Multisport Participants. A counter who participates in two or more sports shall be counted in one or more sports as specified on the individual's ~~financial~~ **athletics** aid agreement.

15.4.3.1 ~~Multisport Participant Receiving Athletically Related Institutional Aid~~ **Sport Not Specified on Athletics Aid Agreement**. An institution shall divide ~~countable athletically related~~ **athletics** aid equally among all sports in which the student-athlete participates in instances when the ~~financial~~ **athletics** aid agreement does not specify how such aid should be counted toward institutional limits.

~~15.4.3.2 Multisport Participant Receiving Nonathletically Related Institutional Aid. An institution shall divide nonathletically related institutional aid in the same proportion that athletically related aid is divided for purposes of the institutional limits in the sports in which the student athlete participates.~~



[15.4.3.3 renumbered as 15.4.3.2, unchanged.]

15.4.3.4~~3~~ Requirement to Qualify as Multisport Athlete. To be considered a multisport athlete under this section, an individual must meet all of the following requirements:

[15.4.3.4-(a) through 15.4.3.4-(c) renumbered as 15.4.3.3-(a) through 15.4.3.3(c), unchanged.]

(d) If a recruited student-athlete, the individual shall have been earnestly recruited to participate in the sport in which *financial athletics* aid is counted (i.e., the institution recruiting the student-athlete shall have a reasonable basis to believe that the student-athlete is capable of participating in the institution's varsity intercollegiate program in that sport, including documentation of a record of previous participation in organized competition in the sport that supports the student-athlete's potential to participate in that sport in varsity intercollegiate competition).

~~15.5 Exempted Institutional Financial Aid. The following institutional financial aid is exempt and is not counted in determining a student athlete's full grant-in-aid or in the institution's financial aid limitations:~~

~~(a) Academic awards below;~~

~~(1) Academic awards that are part of the institution's normal arrangements for academic scholarships, awarded independently of athletics interests and in amounts consistent with the pattern of all such awards made by the institution are exempt from an institution's equivalency computation, provided:~~

~~(i) The recipient was ranked in the upper 20 percent of the high school graduating class or achieved a cumulative grade point average of at least 3.500 (based on a maximum of 4.000) or a minimum ACT sum score of 100 or a minimum SAT score of 1140. The minimum combined SAT score of 1140 applies to scores for SAT tests taken prior to March 1, 2016. The minimum SAT score required for tests taken on or after March 1, 2016, will be evaluated based on the concordance established by the College Board. An institution may exempt an academic honor award from both individual and institutional equivalency limits if the recipient qualifies for the award under minimum institutional criteria and satisfies any of the criteria set forth in this bylaw, regardless of whether the institution considered any of the qualifying criteria in making the award; or~~

~~(ii) The recipient does not qualify under (i) and has completed at least one academic year in college and achieved a cumulative grade point average of 3.300 (on a 4.000 scale) for all academic work completed during the student's collegiate enrollment resulting in degree credits at the awarding institution; or~~

~~(2) An academic award for outstanding academic achievement or a research grant is an award that meets the following criteria:~~

~~(i) The award or grant is a standing scholarship award or an established research grant;~~

~~(ii) The basis for the award or grant shall be the candidate's academic record at the awarding institution; and~~

~~(iii) The award or grant shall be determined by competition among the students of a particular class or college of the institution. Competition for the award or grant may include additional objective criteria unrelated to athletics ability (e.g., gender, race and ethnicity, financial need).~~

~~(b) Legitimate loans, based upon a regular repayment schedule, available to all students and administered on the same basis for all students;~~

~~(c) Out-of-state tuition waivers and grants awarded solely on bases having no relationship to athletics ability;~~

~~(d) Employee-dependent tuition benefits;~~

~~(e) A postgraduate scholarship awarded by an institution in accordance with Bylaw 16.1.3.1.1;~~

~~(f) Government grants awarded based on a student's demonstrated financial need, regardless of whether the institution is responsible for selecting the recipient or determining the amount of aid, or providing supplementary funds for a previously determined amount; and~~

~~(g) Government grants awarded for educational purposes.~~

~~15.5.1 Operation Gold Grant. Funds administered by the U.S. Olympic Committee pursuant to its Operation Gold Grant program shall not be included when determining the permissible amount of a full grant in aid or cost of attendance for a student athlete.~~

15.65 Terms and Conditions of Awarding *Institutional Financial* **Athletics** Aid.

[15.6.1 renumbered as 15.5.1, unchanged.]

15.65.2 Terms of *Institutional Financial* **Athletics** Aid Award.

15.65.2.1 Conformance to Institutional and Conference Regulations. *Financial* **Athletics** aid awarded by an institution to a student-athlete shall conform to the rules and regulations of the awarding institution and of that institution's conference(s), if any. A violation of this bylaw that relates only to a violation of a conference rule shall be considered an institutional violation per Constitution 2.8.1; however, such a violation shall not affect the student-athlete's eligibility.

15.65.2.2 Physical Condition of Student-Athlete. *Financial* **Athletics** aid awarded to a prospective student-athlete may not be conditioned on the recipient reporting in satisfactory physical condition. If a student-athlete has been accepted for admission and awarded *financial athletics* aid, the institution shall be committed for the term of the original award, even if the student-athlete's physical condition prevents him or her from participating in intercollegiate athletics.

15.65.2.3 Written Statement Requirement. The institutional agency making an *financial athletics* aid award for a regular academic term or academic year shall give the recipient a written statement of the amount, duration, conditions and terms of the award. The chair of the regular committee or other agency for the awarding of financial aid to students generally, or the chair's official designee, shall sign or electronically authorize (e.g., electronic signature) the written statement. The signature of the athletics director, attesting to the committee's award, does not satisfy this requirement.

15.65.2.4 Hearing Opportunity. The institution's regular financial aid authority shall notify the student-athlete in writing, within 14 consecutive calendar days from the date the student-athlete has been notified of the decision to reduce or cancel **athletics** aid during the period of the award or the reduction or nonrenewal of **athletics** aid for the following academic year, of the opportunity for a hearing when *institutional financial athletics* aid ~~based in any degree on athletics ability~~ is reduced or canceled during the period of the award, or not renewed. The hearing shall be conducted by an institutional entity or committee outside of the athletics department (e.g., financial aid review committee, the office of student affairs, office of the dean of students or a committee composed of the faculty athletics representative, student-athletes and nonathletics faculty/staff members). The notification of the hearing opportunity shall include a copy of the institution's established policies and procedures for conducting the required hearing, including the deadline by which a student-athlete must request the hearing. The institution shall conduct the hearing within 30 consecutive calendar days of receiving a student-athlete's request for the hearing.

15.65.3 Period of *Institutional Financial* **Athletics** Aid Award.

15.65.3.1 One-Year Limit. ~~When a student's athletics ability is taken into consideration in any degree in awarding financial aid, such~~ **Athletics** aid shall not be awarded in excess of one academic year.

15.65.3.1.1 Financial Aid Authority Precedent. A staff member may inform a prospective student-athlete that the athletics department will recommend to the financial aid authority that the prospective student-athlete's *financial* **athletics** aid be renewed each year for a period of four years and may indicate that the authority always has followed the athletics department's recommendations in the past. However, the prospective student-athlete must be informed that the renewal will not be automatic.

15.65.3.1.2 Injury or Illness Policy. It is not permissible for an institution to assure the prospective student-athlete that it automatically will continue an *an grant-in-aid* **athletics aid award** past the one-year period if the recipient sustains an injury that prevents him or her from competing in intercollegiate athletics, but an institutional representative may inform the prospective student-athlete of the regular institutional policy related to renewal or continuation of **athletics** aid past the one-year period for recipients who become ill or injured during their participation.

[15.6.3.1.3 renumbered as 15.5.3.1.3, unchanged.]

15.65.3.2 Regular Term Versus Summer and Voluntary Winter Term. An institution may award *financial* **athletics** aid to a student-athlete for an academic year or part thereof. An institution also may award *financial* **athletics** aid for a summer term or summer-orientation period or voluntary winter term, provided the conditions of Bylaw 15.2.1.1 have been met.

15.65.3.2.1 Summer and Voluntary Winter Term As Additional Award. It is necessary to make an additional award for a summer or voluntary winter term, inasmuch as a member institution is limited to the award of *financial* **athletics** aid for a period not in excess of one academic year; however, an institution is not required to provide the recipient with a written statement of the amount, duration, conditions or terms of the award.

15.65.4 Reduction and Cancellation during Period of Award.

15.65.4.1 Reduction or Cancellation Permitted. Institutional financial aid based in any degree on athletics ability may be reduced or canceled during the period of the award, if the recipient:

[15.6.4.1-(a) through 15.6.4.1-(c) renumbered as 15.5.4.1-(a) through 15.5.4.1-(c), unchanged.]

(d) Voluntarily withdraws from a sport at any time for personal reasons; however, the recipient's *financial* **athletics** aid may not be awarded to another student-athlete in the term in which the aid was reduced or canceled. Further, if the *financial* **athletics** aid is canceled before a regular academic term (e.g., preseason practice period), the aid may not be provided to another student-athlete during the ensuing academic term.

15.65.4.1.1 Nonathletically Related Conditions. An ~~institutional financial~~ **athletics** aid agreement may include nonathletically related conditions (e.g., compliance with academic policies or standards, compliance with team rule or policies) by which the aid may be reduced or cancelled during the period of the award.

15.65.4.1.2 Fraudulent Misrepresentation. If a student-athlete is awarded ~~institutional financial~~ **athletics** aid on the basis of declaring intention to participate in a particular sport by signing a letter of intent, application or tender, action on the part of the grantee not to participate (either by not reporting for practice or after making only token appearances as determined by the institution) would constitute fraudulent misrepresentation of information on the grantee's application, letter of intent or *financial* **athletics** aid agreement and would permit the institution to cancel or reduce the *financial* **athletics** aid.

15.65.4.1.3 Misconduct. An institution may cancel or reduce the *financial* **athletics** aid of a student-athlete who is found to have engaged in misconduct by the university's regular student disciplinary authority, even if the loss-of-aid requirement does not apply to the student body in general.

15.65.4.2 Increase Permitted. ~~Institutional financial~~ **Athletics** aid may be increased for any reason prior to the commencement of the period of the award. Once the period of the award begins, ~~institutional financial~~

**athletics** aid may only be increased if the institution can demonstrate that such an increase is unrelated in any manner to an athletics reason (see Bylaw 15.65.4.3).

15.65.4.2.1 Initial Award of ~~Athletically Related Institutional Financial~~ **Athletics** Aid. A student-athlete who is receiving only ~~institutional nonathletically related financial~~ **nonathletics** aid may receive an initial award of ~~athletically related institutional financial~~ **athletics** aid at any point during the academic year. The initial award of ~~athletically related financial~~ **athletics** aid may not be retroactive to a previous academic year.

15.65.4.3 Increase, Reduction or Cancellation Not Permitted. ~~Institutional financial aid based in any degree on athletics ability~~ **Athletics aid** may not be increased, decreased or canceled during the period of its award:

[15.6.4.3-(a) through 15.6.4.3.1 renumbered as 15.5.4.3-(a) through 15.5.4.3.1, unchanged.]

15.65.4.3.2 Athletically Related Condition Prohibition. An institution may not set forth an athletically related condition (e.g., ~~financial~~ **athletics** aid contingent upon specified performance or playing a specific position) that would permit the institution to reduce or cancel the student-athlete's ~~financial~~ **athletics** aid during the period of the award, if the conditions are not satisfied.

15.65.4.3.3 Decrease Not Permitted. An institution may not decrease a prospective student-athlete's ~~financial~~ **athletics** aid or a student-athlete's ~~financial~~ **athletics** aid from the time the prospective student-athlete or student-athlete signs the financial aid award letter until the conclusion of the period set forth in the ~~financial~~ **athletics** aid agreement, except under the conditions set forth in Bylaw 15.65.4.1.

#### 15.65.5 Renewals and Nonrenewals.

15.65.5.1 Institutional Obligation. The renewal of ~~institutional financial~~ **athletics** aid ~~based in any degree on athletics ability~~ shall be made on or before July 1 before the academic year in which it is to be effective. The institution shall promptly notify in writing each student-athlete who received an award the previous academic year and who has eligibility remaining in the sport in which financial aid was awarded the previous academic year (under Bylaw 14.2) whether the grant has been renewed or not renewed for the ensuing academic year. Notification of ~~financial~~ **athletics** aid renewals and nonrenewals must come from the institution's regular financial aid authority and not from the institution's athletics department.

15.65.5.2 Reconsideration of Nonrenewal. It is permissible for an institution that has notified a student-athlete that he or she will not be provided ~~institutional financial~~ **athletics** aid for the next academic year to then award financial aid to that student-athlete.

15.65.6 Changes in Participation. If a student-athlete changes sports during an academic year, the student-athlete's ~~financial~~ **athletics** aid shall be counted in the maximum limitations for the first sport for the remainder of the year. If the student-athlete continues to receive ~~financial~~ **athletics** aid, the award shall be counted the next academic year against the maximum limitations in the second sport.

[15.6.7 renumbered as 15.5.7, unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** August 1, 2018

**Rationale:** Under current legislation, the calculation of individual equivalencies includes all institutional aid received during the term of the award, excluding government grants and exempted institutional aid. This calculation can result in a student-athlete having to decline financial aid for which he or she is eligible due to concerns of exceeding the individual and/or team equivalency limits. According to the 2015 GOALS study, over two-thirds of Division II student-athletes report that college costs were an important consideration in making their college choice. Amending the legislation to count only athletics aid will permit institutions to award athletics aid to deserving student-athletes without concern of the impact on other aid sources and may have a positive impact on enrollment management. Division II financial aid data demonstrates that only four institutions fully fund their athletics programs and only 13 percent of teams are fully funded. Further, a model in which only athletics aid counts toward the individual and team equivalency limits would support the

partial scholarship model, assist with enrollment management and ensure consistency in calculations among institutions. Institutions would only be responsible for ensuring that student-athletes do not receive a financial aid package that exceeds a full grant-in-aid or the cost of attendance.

No. 2-13 FINANCIAL AID -- TERMS AND CONDITIONS OF AWARDING INSTITUTIONAL FINANCIAL AID -- PERIOD OF INSTITUTIONAL FINANCIAL AID AWARD -- ONE-YEAR LIMIT -- REQUIREMENT TO PROVIDE ATHLETICALLY RELATED FINANCIAL AID FOR ONE ACADEMIC YEAR

**Intent:** To specify that an offer of athletically related financial aid shall not be awarded for a period of less than one academic year; further, to establish exceptions for providing athletically related financial aid for less than one academic year, as specified.

**A. Bylaws:** Amend 15.02.6, as follows:

15.02.6 Period of Award. The period of award begins when the student-athlete receives any benefits as part of the student-athlete's grant-in-aid on the first day of classes for a particular academic term, or the first day of practice, whichever is earlier, until the conclusion of the period set forth in the financial aid agreement. An athletics grant-in-aid shall ~~not~~ **neither** be awarded in excess of one academic year **nor for a period less than one academic year**.

**B. Bylaws:** Amend 15.6.3, as follows:

15.6.3 Period of Institutional Financial Aid Award.

15.6.3.1 One-Year ~~Limit~~ **Period**. When a student's athletics ability is taken into consideration in any degree in awarding financial aid, such aid shall ~~not~~ **neither** be awarded in excess of one academic year **nor for a period less than one academic year**.

**15.6.3.1.1 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.**

**(a) Midyear Enrollment. A student-athlete whose first full-time attendance at the certifying institution during a particular academic year occurs at midyear (e.g., the beginning of the second semester or second or third quarter of an academic year) may receive a financial aid award for the remainder of that academic year.**

**(b) Final Semester/Quarter. A student-athlete may receive athletically related financial aid for less than one academic year, provided the student is in the final semester or final two quarters of his or her degree program and the institution certifies that the student is carrying (for credit) the courses necessary to complete the degree requirements.**

**(c) Graduated During Previous Academic Year and Will Exhaust Eligibility During the Following Fall Term. A student-athlete who graduated during the previous academic year (including summer) and will exhaust his or her athletics eligibility during the following fall term may be awarded athletically related financial aid for less than one academic year.**

**(d) One-Time Exception. One time during a student-athlete's enrollment at the certifying institution he or she may be awarded athletics aid for less than a full academic year, provided the student-athlete has been enrolled full time at the certifying institution for at least one regular academic term.**

**(e) Eligibility Exhausted/Medical Noncounter. A student-athlete who has exhausted eligibility and is exempt from counting (per Bylaw 15.4.1.3) in the institution's financial aid limit, or a student-athlete who is exempt from counting (per Bylaw 15.4.1.1) 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 the 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 15.6.2.4.**

[15.6.3.1.1 through 15.6.3.1.3 renumbered as 15.6.3.1.2 through 15.6.3.1.4, unchanged.]

15.6.3.2 ~~Regular Term Versus~~ Summer and Voluntary Winter Term. ~~An institution may award financial aid to a student athlete for an academic year or part thereof.~~ An institution ~~also~~ may award financial aid for a summer term or summer-orientation period or voluntary winter term, provided the conditions of Bylaw 15.2.1.1 have been met.

[15.6.3.2.1 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** August 1, 2018

**Rationale:** Current legislation permits an institution to offer athletics aid on a term-by-term basis. According to the 2015 GOALS study, nearly one-half of Division II student-athletes have concerns about how finances will impact their ability to complete their degree. Eliminating term-by-term awards addresses student-athlete well-being concerns by ensuring that a student-athlete will know the status of his or her financial aid agreement for the full academic year. In addition, it eliminates situations where the receipt of athletically related financial aid for the spring term may be based on athletics performance in the fall term. However, in certain situations, an aid agreement for less than one academic year is appropriate and does not detrimentally impact the student-athlete. The proposed legislation includes several exceptions that provide flexibility to the institution in specific situations. The financial data indicates that roughly three quarters of financial aid awards are provided for a one-year term. The legislation regarding permissible reduction or cancellation of athletics aid during the period of the award is not impacted by this proposal, so an institution would retain the ability to reduce or cancel the one-year award if a student-athlete engages in one of the specified actions that are detrimental to the team.

No. 2-14 FINANCIAL AID - TERMS AND CONDITIONS OF AWARDED INSTITUTIONAL FINANCIAL AID -- REDUCTION AND CANCELLATION DURING PERIOD OF AWARD -- INCREASE PERMITTED -- INCREASE FOR ANY REASON AT ANY TIME

**Intent:** To permit increases in athletically related financial aid at any time, for any reason.

**Bylaws:** Amend 15.6.4.2, as follows:

15.6.4.2 Increase Permitted. Institutional financial aid may be increased for any reason ~~prior to the commencement of the period of the award. Once the period of the award begins, institutional financial aid may only be increased if the institution can demonstrate that such an increase is unrelated in any manner to an athletics reason (see Bylaw 15.6.4.3)~~ **at any time.**

[15.6.4.2.1 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** August 1, 2018

**Rationale:** Current legislation permits an institution to increase athletics aid for any reason prior to the start of the period of the award. However, once the period of the award begins, athletics aid may only be increased if the institution can demonstrate the increase is unrelated in any manner to an athletics reason. Permitting an increase in athletics aid at any time, for any reason will provide institutions the discretion to distribute athletics aid as deemed appropriate on an individual campus. Institutions would still be limited to providing athletics aid within the team and individual equivalency limits.

No. 2-15 PLAYING AND PRACTICE SEASONS -- BASEBALL, BEACH VOLLEYBALL, CROSS COUNTRY, FIELD HOCKEY, GOLF, LACROSSE, ROWING, SOCCER, SOFTBALL, TENNIS, WOMEN'S VOLLEYBALL -- OUT-OF-SEASON AND NONCHAMPIONSHIP SEGMENT ATHLETICALLY RELATED ACTIVITIES -- NONCHAMPIONSHIP SEGMENT ACTIVITIES

**Intent:** To amend the nonchampionship segment legislation, as follows: (1) In all sports that have a nonchampionship segment, to prohibit all countable athletically related activity during two calendar days per week; (2) In all sports that have a nonchampionship segment other than golf, rowing and tennis, to limit a student-athlete's participation in countable athletically related activity to a maximum of four hours per day and 15 hours per week during a 45-consecutive calendar day period, omitting vacation and examination

days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days; (3) In golf and tennis, to limit a student-athlete's participation in countable athletically related activity to a maximum of four hours per day and 20 hours per week during a 60-consecutive calendar day period, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days; and (4) In rowing, to limit a student-athlete's participation in countable athletically related activity to a maximum of four hours per day and 15 hours per week during a 65-consecutive calendar day period, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days.

**A. 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 17.1.6.1.1 unchanged.]

**17.1.6.2 Daily and Weekly Hour Limitations - Nonchampionship Segment. During the nonchampionship segment, a student-athlete's participation in countable athletically related activities (see Bylaw 17.02.1) shall be limited to a maximum of four hours per day and 15 hours per week.**

**17.1.6.2.1 Exception - Golf and Tennis. In golf and tennis, during the nonchampionship segment, a student-athlete's participation in countable athletically related activities (see Bylaw 17.02.1) shall be limited to a maximum of four hours per day and 20 hours per week.**

17.1.6.23 Weekly Hour Limitations -- Outside of Playing Season.

[17.1.6.2.1 renumbered as 17.1.6.3.1, unchanged.]

~~17.1.6.2.2 Skill Instruction. Participation by student athletes in individual skill-related instruction is permitted outside the institution's declared playing season. For skill instruction occurring during the nonchampionship segment, more than one group of student athletes from the same team may participate in skill instruction in the same facility or in different facilities at the same time, provided there is no co-mingling of student athletes between the groups. Each group of student athletes must have a separate coach. Coaches may rotate between the groups provided at least one coach is present with each group during skill instruction.~~

~~17.1.6.2.2.1 Groups of Student Athletes. The following number of student athletes is permitted in each group for skill instruction that occurs during the nonchampionship segment or outside the playing season in football.~~

~~(a) Individual Sports. Not more than four student athletes from the same individual sport shall be a part of a group of student athletes working with a coach at one time.~~

~~(b) Team Sports With Starting Squad Size of Six or Fewer. Not more than four student athletes from the same team shall be a part of a group of student athletes working with a coach at one time.~~

~~(c) Team Sports With Starting Squad Size of Seven or More. Not more than six student athletes from the same team shall be part of a group of student athletes working with a coach at one time.~~

~~(d) Football. Not more than eight student athletes from the team shall be part of a group of student athletes working with a coach at one time.~~

17.1.6.23.32 Football. In football, outside of the playing season during the academic year, only a student-athlete's participation in weight training, conditioning, individual skill instruction and review of game film shall be permitted, as follows:

[17.1.6.2.3-(a) renumbered as 17.1.6.3.2-(a) unchanged.]

- (b) During individual skill instruction, **not more than eight student-athletes from the team shall be part of a group of student-athletes working with a coach at one time. More than one group of student-athletes from the same team may participate in skill instruction in the same facility or in different facilities at the same time, provided there is no co-mingling of student-athletes between the groups. Each group of student-athletes must have a separate coach. Coaches may rotate between the groups provided at least one coach is present with each group during skill instruction.** ~~The use of footballs and field equipment (e.g., shields, bags) is permissible; however, the use of protective equipment (e.g., helmets, shoulder pads) is not permissible; and~~

[17.1.6.2.3-(c) renumbered as 17.1.6.3.2-(c) unchanged.]

[17.1.6.2.4 through 17.1.6.2.6.1 renumbered as 17.1.6.3.3 through 17.1.6.3.5.1, unchanged.]

17.1.6.23.76 Exception -- Alternate Playing Season -- Golf and Tennis. In golf and tennis, an institution that conducts its championship segment during the fall term must discontinue practice at the conclusion of its nonchampionship segment (~~golf-- designated 60- or 75-consecutive-calendar-day period; tennis-- designated 45- or 60-day consecutive-calendar-day period~~). Such a team may resume practice the day following the conclusion of the institution's final examination period for the applicable academic term or 10 consecutive calendar days before the start of the championship, whichever is earlier, provided the institution has reasonable belief that it is under consideration for selection to participate in an NCAA, NCCAA or NAIA championship event. (See Bylaws 17.11.5.1 and 17.22.5.1.)

[17.1.6.3 through 17.1.6.4.6 renumbered as 17.1.6.4 through 17.1.6.5.6, unchanged.]

**17.1.6.6 Required Days Off -- Nonchampionship Segment. During the nonchampionship segment, all countable athletically related activities (per Bylaw 17.02.1) shall be prohibited during two calendar days per week.**

[17.1.6.5 through 17.1.6.6.3.2.1 renumbered as 17.1.6.7 through 17.1.6.8.3.2.1, unchanged.]

**B. Bylaws:** Amend 17.2.8, as follows:

17.2.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.2.8-(a) unchanged.]

- (b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45-consecutive calendar days, omitting vacation and examination days officially announced on the institution's calendar and days during which the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45-consecutive calendar days must be within the dates set forth in Bylaws 17.2.5 and 17.2.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.2.8.1 unchanged.]

**C. Bylaws:** Amend 17.4.8, as follows:

17.4.8 Out-of-Season **and Nonchampionship Segment** Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.4.8-(a) unchanged.]

- (b) Nonchampionship Segment Activities. During the segment in which a National Collegiate Championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other



legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.4.5 and 17.4.6. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.4.8.1 unchanged.]

**D. Bylaws:** Amend 17.6.8, as follows:

17.6.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.6.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.6.5 and 17.6.6. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of 45 consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.6.8.1 unchanged.]

**E. Bylaws:** Amend 17.9.8, as follows:

17.9.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.9.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the nonchampionship segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.9.5 and 17.9.6. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of 45 consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.9.8.1 unchanged.]

**F. Bylaws:** Amend 17.11.8, as follows:

17.11.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.11.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 60 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. ~~Multiday tournaments (up to a maximum of five tournaments) may count as one date of the 24 practice or competition dates, regardless of the number of days of the tournament. A golf practice round conducted on the day prior to one of the five permissible multiday tournaments during the nonchampionship segment is not considered part of the tournament and must count as one of the institution's 24 permissible practice or competition dates.~~ The 60 consecutive calendar days must be within the dates set forth in Bylaws 17.11.5 and 17.11.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of 60 consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.11.8-(1) unchanged.]

[17.11.8.1 unchanged.]

**G. Bylaws:** Amend 17.14.8, as follows:

17.14.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.14.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.14.5 and 17.14.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.14.8.1 unchanged.]

**H. Bylaws:** Amend 17.16.8, as follows:

17.16.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.16.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 45 days that occur within~~ a period of 65 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 65 consecutive calendar days must be within the dates set forth in Bylaws 17.16.5 and 17.16.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting

Monday through Friday only), whichever is earlier. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.16.8.1 unchanged.]

**I. Bylaws:** Amend 17.19.8, as follows:

17.19.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.19.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.19.5 and 17.19.6. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of 45 consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.19.8.1 unchanged.]

**J. Bylaws:** Amend 17.20.8, as follows:

17.20.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment except for the following:

[17.20.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.20.5 and 17.20.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.20.8.1 unchanged.]

**K. Bylaws:** Amend 17.22.5.1, as follows:

17.22.5.1 Exception -- Alternate Playing Season. An institution that is a member of a conference that conducts its only conference championship or plays the majority of its conference matches during the fall, or an institution that declares fall as its institution's championship segment per Bylaw 20.10.4.2, may use the playing season dates for sports that conduct a fall championship. Further, an institution that uses this exception and discontinues its championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of ~~45~~<sup>60</sup> consecutive calendar days available during the nonchampionship segment. The institution is eligible for the NCAA championship.

**Fall (Championship)**

**Spring  
(Nonchampionship)**

<b>Practice</b>	17 days before the first permissible date of competition or five days before the first day of classes, whichever is earlier.	February 15
<b>Competition</b>	Thursday preceding September 6.	February 15
<b>End date for practice and competition</b>	November 15	Seven days prior to final examination period.

[17.22.5.1.1 unchanged.]

**L. Bylaws:** Amend 17.22.8, as follows:

17.22.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.22.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of ~~45~~ **60** consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The ~~45~~ **60** consecutive calendar days must be within the dates set forth in Bylaws 17.22.5 and 17.22.6, and shall not commence prior to September 7 or the institution's fourth day of classes (as set forth in its catalog, counting Monday through Friday only), whichever is earlier. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of ~~45~~ **60** consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

(1) Exception -- Alternate Playing Season. A member institution that declares fall as its institution's championship segment per Bylaw 20.10.4.2 and discontinues its championship segment activities by November 1 (instead of November 15) may add 15 calendar days to the period of ~~45~~ **60** consecutive calendar days available during the nonchampionship segment (see Bylaw 17.22.5.1).

[17.22.8-(b)-(2) through 17.22.8.1 unchanged.]

**M. Bylaws:** Amend 17.25.2.8, as follows:

17.25.2.8 Out-of-Season and Nonchampionship Segment Athletically Related Activities -- Women. Student-athletes and members of the coaching staff shall not engage in countable athletically related activities outside the championship segment, except for the following:

[17.25.2.8-(a) unchanged.]

(b) Nonchampionship Segment Activities. During the segment in which the NCAA championship does not occur, student-athletes may participate in any practice or competition activity as permitted by other legislation provided such activity is restricted to ~~a maximum of 24 days that occur within~~ a period of 45 consecutive calendar days, omitting vacation and examination days officially announced or on days that the institution is closed due to inclement weather, as long as no practice or competition occurs on such days. The 45 consecutive calendar days must be within the dates set forth in Bylaws 17.25.2.5 and 17.25.2.6. It is not permissible for an institution that declares fall as its championship segment and operates on the quarter system to engage in practice and competition from the time period of seven calendar days prior to the first date of the institution's final examination period for the winter quarter until the first day of classes of the spring quarter. The days during which practice and competition are prohibited may be exempted from the period of 45 consecutive calendar days. **(See Bylaws 17.1.6.2 and 17.1.6.6 for daily and weekly hour limitations and required days off.)**

[17.25.2.8.1 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** August 1, 2017

**Rationale:** The current legislation requires institutions to toggle between in-season and out-of-season countable athletically related activity limitations during the nonchampionship segment, which causes considerable confusion. Additionally, according to the 2015 GOALS study, Division II student-athletes report spending as much or more time on their sport during the off-season as during their competitive season. This proposal will make the nonchampionship segment legislation easier to apply and also provide student-athletes with additional time off, both in terms of number of days and hours per week. Competition during the nonchampionship segment in golf and tennis counts toward championship selections, so it is appropriate for these sports to have additional flexibility on both the number of in-season hours and the window in which to use those hours.

No. 2-16 PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING-SEASON REGULATIONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- ADDITIONAL RESTRICTIONS -- NO CLASS TIME MISSED FOR COMPETITION IN NONCHAMPIONSHIP SEGMENT -- TEAM SPORTS

**Intent:** In team sports, to permit student-athletes to miss class during the nonchampionship segment, once every four years, for competition in Alaska, Hawaii, Puerto Rico or Canada against active member institutions located in those areas; further, to permit student-athletes on team sports from institutions located in Alaska, Hawaii, Puerto Rico or Canada to miss class for competition during the nonchampionship segment once every four years.

**Bylaws:** Amend 17.1.6.6.2, as follows:

17.1.6.6.2 No Class Time Missed for Competition in Nonchampionship Segment -- Team Sports. In team sports (per Bylaw 17.02.15.1), no class time shall be missed for competition, including activities associated with such competition (e.g., travel and other pregame or postgame activities), conducted during the nonchampionship segment.

[17.1.6.6.2.1 unchanged.]

**17.1.6.6.2.2 Exception -- Nonchampionship Segment Travel to Hawaii, Alaska, Puerto Rico or Canada. Once every four years, a team may miss class time for competition in Alaska, Hawaii, Puerto Rico or Canada against active member institutions located in those areas. In addition, teams from institutions located in Alaska, Hawaii, Puerto Rico or Canada may miss class time for competition during the nonchampionship segment once every four years.**

**Source:** NCAA Division II Presidents Council [Management Council (Legislation Committee)].

**Effective Date:** August 1, 2017

**Rationale:** Current legislation does not permit student-athletes in team sports to miss class for nonchampionship segment competition, including activities associated with competition, such as travel and other pregame or postgame activities. There are limited opportunities for teams at institutions in Alaska, Hawaii, Puerto Rico and Canada to engage in nonchampionship segment competition in team sports due to their geographic location and the length of travel to opponents. This change would provide institutions with flexibility to pursue competitive opportunities in Alaska, Hawaii, Puerto Rico and Canada during the nonchampionship segment. In addition, it will provide institutions located in those states, territory and country with the flexibility to travel to the mainland United States for competition during the nonchampionship segment. The proposal will also provide flexibility for scheduling valuable cultural and educational opportunities for student-athletes, while institutional budgets will limit abuse.

No. 2-17 DIVISION MEMBERSHIP -- MEMBERSHIP REQUIREMENTS -- PHILOSOPHY STATEMENT

**Intent:** To amend the Division II philosophy statement, as specified.

**Bylaws:** Amend 20.10, as follows:

20.10 Membership Requirements.

## PHILOSOPHY STATEMENT

In addition to the purposes and fundamental policy of the National Collegiate Athletic Association, as set forth in Constitution 1, members of Division II believe that a well-conducted intercollegiate athletics program, based on sound educational principles and practices, is a proper part of the educational mission of a university or college and that the educational well-being and academic success of the participating student-athlete is of primary concern.

Higher education has lasting importance on an individual's future success. ~~For this reason, the positioning statement for the division and the emphasis for the student athlete experience in Division II is a comprehensive program of learning and development in a personal setting. The Division II approach provides growth opportunities through academic achievement, learning in high-level athletics competition and development of positive societal attitudes in service to community. The balance and integration of these different areas of learning provide Division II student-athletes a path to graduation while cultivating a variety of skills and knowledge for life ahead.~~ **As such, Division II supports the educational mission of college athletics by fostering a balanced approach in which student-athletes learn and develop through their desired academic pursuits, in civic engagement with their communities and in athletics competition. Division II athletics programs also are committed to establishing an inclusive culture in which persons of all backgrounds are respected and given the opportunity to provide input and to participate.**

~~Members support the following attributes in the belief that these attributes assist in defining the division's priorities and emphasize the division's position within the Association: Learning; Service; Passion; Sportsmanship; Resourcefulness; and Balance. The positioning statement and the attributes shall serve as a guide for the preparation of legislation by the division and for planning and implementation of programs, initiatives and policies by member institutions, conferences and the Division II governance structure.~~

~~Furthermore, a member of Division II believes in a set of common features, which assist in defining the division. Such features include exceptional teacher to student ratios that provide student athletes with a quality education, a unique model of staffing in which coaches provide additional services such as teaching and mentoring, and the development of community partnerships and student athlete participation in community engagement activities. A member of Division II **members** also believes in **abide by** the following principles, which assist in defining **that help define and distinguish** the division:~~

- ~~(a) Promoting the academic success of its student athletes, measured in part by an institution's student athletes graduating at least at the same rate as the institution's student body;~~
- ~~(b) That participation in intercollegiate athletics benefits the educational experience of its student athletes and the entire campus community;~~
- ~~(c) Offering opportunities for intercollegiate athletics participation consistent with the institution's mission and philosophy;~~
- ~~(d) That championships are intended to provide national-level competition among eligible student athletes and teams of member institutions;~~
- ~~(e) Preparing student athletes to be good citizens, leaders and contributors in their communities;~~
- ~~(f) Striving for equitable participation and competitive excellence, encouraging sportsmanship and ethical conduct, enhancing diversity and developing positive societal attitudes in all of its athletics endeavors;~~

- ~~(g) That institutional staff members, including presidents and athletics personnel, shall hold prospective and enrolled student athletes and themselves to the highest standards of personal conduct at all times, including exemplary behavior that reflects respect for the rights and dignity of opponents, teammates, officials, other students and the community at large;~~
- ~~(h) Scheduling the majority of its athletics competition with other members of Division II, insofar as regional qualification, geographical location and traditional or conference scheduling patterns permit;~~
- ~~(i) Recognizing the need to "balance" the role of the athletics program to serve both the institution (e.g., participants, student body, faculty staff) and the general public (e.g., community, area, state);~~
- ~~(j) Offering an opportunity for participation in intercollegiate athletics by awarding athletically related financial aid to its student athletes;~~
- ~~(k) That institutional control is a fundamental principle that supports the educational mission of a Division II institution and assumes presidential involvement and commitment. All funds supporting athletics should be controlled by the institution. The emphasis for an athletics department should be to operate within an institutionally approved budget and compliance with and self-enforcement of NCAA regulations is an expectation of membership; and~~
- ~~(l) That all members of Division II should commit themselves to this philosophy and to the regulations and programs of Division II.~~

**(a) Division II colleges and universities are expected to operate their athletics programs with integrity and in a welcoming manner that complies with conference and NCAA rules and regulations. Institutional control is a fundamental principle that supports the institution's educational mission and assumes presidential involvement and oversight;**

**(b) Division II members fund their athletics programs in a manner that aligns with the institution's budget and educational mission. This method of funding features a "partial scholarship" model that allows Division II schools to recognize student-athletes for their skills through athletics-based grants, but student-athletes can accept merit-based aid and academic scholarships as well;**

**(c) Division II believes in a balanced approach that integrates athletics into the college experience and allows students to focus on their academic pursuits and participate in other campus and community activities. This "Life in the Balance" emphasis facilitates learning through:**

**(1) Academics. Division II offers exceptional teacher-student ratios that provide student-athletes with a quality education in the academic curriculum of their choice. The division structures its eligibility requirements to facilitate student-athletes earning their degrees, which is measured in part by an institution's student-athletes graduating at least at the same rate as the institution's student body;**

**(2) Athletics. Division II supports athletics achievement through highly competitive programs that strive to participate in the division's 25 national championships, which offer the best access ratio among the NCAA's three divisions. Division II also supports a regionalization model in scheduling that reduces time away from campus and keeps athletics participation in perspective within the educational mission;**

**(3) Community Engagement. Division II athletics programs actively engage with their communities to enhance relationships between student-athletes and community members and develop a shared civic experience. Division II promotes engagement at the local, conference and national levels, including at all Division II national championships; and**

**(4) Post-graduation Success. Division II supports a higher education model that shapes student-athletes who graduate with the skills and knowledge to be productive citizens. The balanced**

approach allows student-athletes to focus on their academic pursuits, their internships, and whatever else it takes to prepare them for life after graduation;

(d) Division II members support the utmost in sportsmanship by committing to a "game environment" initiative that establishes an atmosphere at athletics contests that is both energetic and respectful; and

(e) Division II promotes student-athlete involvement in decision-making through campus, conference and national Student-Athlete Advisory Committees that provide leadership opportunities and offer a representative voice in the division's governance structure.

[20.10.1 through 20.10.5 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Management Council Identity Subcommittee)].

**Effective Date:** August 1, 2017

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

No. 2-18 DIVISION MEMBERSHIP -- MEMBERSHIP REQUIREMENTS -- SPORTS SPONSORSHIP -- MINIMUM CONTESTS AND PARTICIPANTS REQUIREMENTS FOR ALL SPORTS SPONSORSHIP -- WOMEN'S LACROSSE AND WOMEN'S VOLLEYBALL

**Intent:** In women's lacrosse, to increase the number of contests for sports sponsorship from eight to 10 contests; further, in women's volleyball, to increase the number of contests for sports sponsorship from nine to 15 contests.

**Bylaws:** Amend 20.10.3.3, as follows:

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

Team Sports	Minimum Contests	Individual Sports	Minimum Contests	Minimum Participants
Baseball	24	Women's Bowling	8	5
Basketball	22	Cross Country	5	5
Beach Volleyball	8	Equestrian	6	12
Field Hockey	10	Men's Fencing	6	5
Football	8	Women's Fencing	6	5
Men's Ice Hockey	20	Golf	6	5
Women's Ice Hockey	20	Men's Gymnastics	6	6
<b>Men's Lacrosse</b>	8	Women's Gymnastics	6	5
<b>Women's Lacrosse</b>	<b>10</b>	Rifle	8	4



Women's Rowing	6	Skiing	5	5
Women's Rugby	9	Swimming and Diving	8	11
Soccer	10	Tennis	10	5
Softball	24	Track and Field, Indoor	4	10
<b>Men's</b> Volleyball	9	Track and Field, Outdoor	4	14
<b>Women's Volleyball</b>	<b>15</b>	Wrestling	12	7
Men's Water Polo	15	Women's Triathlon	4	3
Women's Water Polo	10			

(Note: The minimum-contest requirements set forth in Bylaws 20.10.3.3.1 through 20.10.3.3.9 apply only to the provisions of this section and do not apply to minimum-contest requirements in Bylaws 14 and 17.)

[20.10.3.3.1 through 20.10.3.3.12 unchanged.]

**Source:** NCAA Division II Presidents Council [Management Council (Membership Committee)].

**Effective Date:** August 1, 2017

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

# Appendix A

## Legislative Proposal Number Changes

This appendix lists proposals that are included in the Second Publication of Proposed Legislation and gives their corresponding numbers in the Initial Publication of Proposed Legislation. Please note that not all proposals that appear in the Second Publication of Proposed Legislation were included in the Initial Publication of Proposed Legislation.

<b>SPOPL</b>	<b>IPOPL</b>	<b>SPOPL</b>	<b>IPOPL</b>
1	1	10	3
2	--	11	--
3	--	12	--
4	--	13	--
5	--	14	--
6	--	15	--
7	--	16	--
8	--	17	--
9	--	18	--

# Appendix B

## Request for Interpretation

Member institutions and conferences are encouraged to request interpretations of the proposed legislation in this Second Publication of Proposed Legislation. Interpretations related to the proposed legislation in this Second Publication of Proposed Legislation may be requested via electronic mail to the primary contact persons at [aconklin@ncaa.org](mailto:aconklin@ncaa.org) or [kwolf@ncaa.org](mailto:kwolf@ncaa.org), not later than November 23, 2016. When submitting such a request, please include the proposal number in question, your institution's name and your title. All resulting interpretations will be distributed to the delegates in time for the conference meetings held in conjunction with the Convention.