

Educational Column - 1 Educational Column

Title:

Previously Approved NCAA Division II Incidental Expense (II)

Item Ref: 1

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Educational Column:

Effective October 1, 2008, NCAA Division II institutions should note that the NCAA Division II Committee for Legislative Relief (CLR) has the authority to review incidental expense waivers (NCAA Bylaw 16.12). These requests were previously processed by the NCAA Division II Management Council Administrative Committee.

Bylaw 16.12.1.1 permits institutions and conferences to process incidental expenses, without the need for a waiver, provided the specific fact pattern of the institution's or conference's expense request is identical to a request that has been previously approved. If there is no direct on-point precedent for approval of the expense, the institution or conference must submit a formal Committee for Legislative Relief waiver application to the NCAA national office. Division II institutions may access the waiver application on the NCAA Web site (www.ncaa.org).

Note: Incidental expense waivers are only available for student-athletes and do not apply to prospective student-athletes. If an institution or conference wishes to provide a benefit/expense to a prospective student-athlete that is normally impermissible under the legislation, the institution or conference may consider filing a Committee for Legislative Relief waiver request for Bylaw 13.2 (offers and inducements) or Bylaw 13.15 (precollege expenses).]

Transportation Expenses.

1. Transportation expenses for an international student-athlete to renew his or her required documents (e.g., visa, passport).
2. Transportation expenses for student-athletes to attend the funeral of a former teammate or institutional staff member.
3. Transportation expenses to student-athletes to attend a reception where their coach will be honored.
4. Transportation expenses to a student-athlete to return home for the birth of his or her child.

Misfortune Expenses.

1. To provide actual and necessary expenses to assist student-athletes for the replacement of items damaged or lost in a fire.
2. To reimburse a student-athlete for the replacement of a personal item (e.g., backpack, laptop) that was damaged during team travel.
3. Expenses to replace items belonging to a student-athlete that were stolen from the student-athlete's car, from the student-athlete's dormitory room or during team travel.
4. Expenses for the repair of a student-athlete's property (e.g., car, laptop, cell phone) that was damaged by an institutional staff member or student manager.

Miscellaneous Expenses.

To permit an institution's athletics staff member to purchase a baby gift for an expectant parent student-athlete on their team. The total value of the gift may not exceed \$25.

Notice about Educational Columns: Educational columns and hot topics are intended to assist the membership with the correct application of legislation and/or interpretations by providing clarifications, reminders and examples. They are based on legislation and official and staff interpretations applicable at the time of publication. Therefore, educational columns and hot topics are binding to the extent that the legislation and interpretations on which they are based remain applicable. Educational columns are posted on a regular basis to address a variety of issues and hot topics are posted as necessary in order to address timely issues.

References

| Legislative References | | | Other |
|------------------------|-----------|--|-----------------------------------|
| Div. | Number | Title | References Educational Columns: 0 |
| II | 16.12.1.1 | Previously Approved Incidental Expenses. | Educational Columns: 0 |
| II | 13.15 | Precollege Expenses. | Proposals: 0 |
| II | 13.2 | Offers and Inducements. | |
| II | 16.12 | Expense Waivers. | |