

**Report of the April 24, 2008, Division I Board of Directors and the  
April 14, 2008, Management Council Meetings**

***Table of Contents of Key Issues***

**Section One – Actions taken on items considered only by the Board of Directors**

NCAA president’s Report. ....	1
Report of the Division I Presidential Advisory Group’s April 23, 2008, meeting. ....	2
Review of the proposed FY 2008-09 and FY 2009-10 budget. ....	2
Report from the Committee on Academic Performance (CAP) April 21- 22, 2008, meeting ..	2
Overview of the preliminary efforts of the Basketball Academic Enhancement Group.....	4
News regarding efforts to establish a new working group to examine academic performance in football .....	4
Update on the Division I Task Force on Commercial Activity in Intercollegiate Athletics .....	5
Division I Governance Transition .....	5
Update regarding preliminary plans to examine Division I membership standards. ....	7
Status report from the Oversight and Monitoring Group (OMG) . ....	7

**Section Two – Actions taken on items considered by the Management Council, with the  
Board of Directors action indicated where applicable.**

**Report of the  
April 14, 2008, Management Council Meetings**

**Table of Contents of Key Issues**

NCAA president's report .....	1
Cabinet reports. Championships/Competition Cabinet.....	2

<b>Academics/Eligibility/Compliance Cabinet .....</b>	<b>3</b>
<b>Update from the Committee on Academic Performance (CAP).....</b>	<b>3</b>
<b>Preliminary update on the process and work of the Basketball Academic Enhancement Group. ....</b>	<b>4</b>
<b>News regarding the establishment of a new Football Academic Enhancement Working Group. ....</b>	<b>4</b>
<b>Report from Oversight and Monitoring Group. ....</b>	<b>5</b>
<b>News regarding the establishment of the Task Force on Commercial Activity in Intercollegiate Athletics.....</b>	<b>5</b>
<b>Presidential Task Force Dashboard Update.....</b>	<b>6</b>
<b>Legislative Review/Interpretations Committee.....</b>	<b>6</b>
<b>Report of the Legislative Review Subcommittee.....</b>	<b>7</b>
<b>Legislative Issues.....</b>	<b>7</b>
<b>Proposal No. 2007-16-B -- Personnel and Recruiting -- Limitations on The Number and Duties of Coaches -- Recruiting Coordination Functions -- Preparation of General Recruiting Correspondence.....</b>	<b>7</b>
<b>Proposal No. 2007-17 -- Personnel and Recruiting -- Limitations on the Number and Duties of Coaches -- Recruiting Coordination Functions -- Volunteer Coach.....</b>	<b>7</b>
<b>Proposal No. 2007-30-B -- Recruiting -- Contacts and Evaluations -- Men's Basketball Evaluations -- Evaluations During April Contact Period .....</b>	<b>8</b>
<b>Proposal No. 2007-30-C -- Recruiting -- Contacts and Evaluations -- Men's Basketball Evaluations -- April Contact Period.....</b>	<b>8</b>
<b>Proposal No. 2007-31-B -- Recruiting -- Contactable Prospective Student-Athletes -- Four year College Prospective Student-Athletes From North American Non-NCAA Or Non-NAIA Institutions -- Written Notification of Intent to Contact .....</b>	<b>8</b>
<b>Proposal No. 2007-35 -- Recruiting -- Telephone Calls to Prospective Student-Athletes -- Permissible Callers -- Exceptions -- Faculty Athletics Representative and Senior Woman Administrator .....</b>	<b>9</b>
<b>Proposal No. 2007-39 -- Recruiting -- Contacts and Evaluations -- Contacts After National Letter of Intent Signing or Other Written Commitment -- Football -- Contacts During Spring Evaluation Period -- Educational Institution Staff Member Presence .....</b>	<b>9</b>

Proposal No. 2007-40 -- Recruiting -- Contacts and Evaluations -- Contacts After National Letter of Intent Signing or Other Written Commitment -- Football -- Contacts During Spring Evaluation Period .....	10
Proposal No. 2007-50-A -- Recruiting -- Official Visit -- Complimentary Admissions -- Exception -- Divorced Parents .....	10
Proposal No. 2007-50-B (as amended) -- Recruiting -- Official Visit -- Complimentary Admissions -- Exception -- Nontraditional Family.....	11
Proposal No. 2007-52 -- Recruiting -- U.S. Service Academy Exceptions -- Contacts During Spring Evaluation Period of Junior Year in High School – Football .....	11
Proposal No. 2007-58 -- Administrative Regulations -- Recruiting Calendars -- Cross Country/Track and Field .....	11
Proposal No. 2007-61-1—Eligibility – Seasons of Competition – Hardship Waiver – Calculation in Individual Sports – Exempted Events. ....	12
Proposal No. 2007-61 -- Administrative Regulations -- Recruiting Calendars -- Football Bowl Subdivision -- Fall Evaluation Period -- 42 Evaluation Days .....	12
Proposal No. 2007-66-1 – Eligibility – Two –Year College Transfers – Nonqualifiers – Transferable English and Math – Effective Date.....	13
Proposal No. 2007-66 -- Eligibility -- Two-Year College Transfers -- Nonqualifiers -- Transferable English and Math .....	13
Proposal No. 2007-67-1-- Eligibility -- Transfer Regulations -- Two-Year College Transfers -- Transferable Credit -- Correspondence, Extension and Distance-Learning Courses – Effective Date .....	13
Proposal No. 2007-67 -- Eligibility -- Transfer Regulations -- Two-Year College Transfers -- Transferable Credit -- Correspondence, Extension and Distance-Learning Courses ...	14
Proposal No. 2007-68 -- Eligibility -- One-Time Transfer Exception -- Baseball -- Nonscholarship Student-Athletes.....	14
Proposal No. 2007-78 -- Awards, Benefits and Expenses -- Housing and Meals -- Meals Incidental to Participation -- Home and Away-From-Home Competition -- Discretionary Meals .....	14
Proposal No. 2007-79 -- Awards, Benefits and Expenses -- Housing and Meals -- Meals Incidental to Participation -- Meals Following Home and Away-From-Home Competition -- Meal or \$15 .....	15
Proposal No. 2007-80 -- Awards, Benefits and Expenses -- Expenses Provided by the Institution for Practice and Competition -- Departure/Return Expense Restrictions -- Exceptions -- Conference Championship .....	15
Proposal No. 2007-81 -- Awards, Benefits And Expenses -- Expenses Provided by the Institution for Practice and Competition -- Departure/Return Expense Restrictions -- Exceptions -- Conference-Administered Waiver -- Conference Championship.....	16
Proposal No. 2007-83 -- Playing and Practice Seasons -- Time Limits for Athletically Related Activities -- Exception -- Eligibility Exhausted .....	16

Proposal No. 2007-92-1 -- Playing and Practice Seasons -- Football -- Acclimatization Period and Spring Practice -- Protective Equipment—FBS – Effective Date .....	16
Proposal No. 2007-92 -- Playing and Practice Seasons -- Football -- Acclimatization Period and Spring Practice -- Protective Equipment.....	16
Proposal No. 2007-100 -- Division Membership -- Division I Membership Requirements -- Scheduling Requirements – Wrestling.....	17
Proposal No. 2007-103 -- Committees -- Division I Football Championship Committee – Composition.....	17
<b>Other legislative issues.....</b>	<b>19</b>
<b>Governance Subcommittee.....</b>	<b>20</b>
<b>Committee/ Reports: .....</b>	<b>24</b>
Committee on Athletic Certification.....	24
Minority Opportunities and Interest Committee .....	24
Postgraduate Scholarship Committee .....	24
Committee on Sportsmanship and Ethical Conduct .....	24
Student-Athlete Advisory Committee.....	24
Committee on Women’s Athletics.....	24
Joint Committee on Women’s Athletics and Minority Opportunities and Interests Committee.....	24
<b>Subcommittee Reports.....</b>	<b>25</b>
Administrative Review Subcommittee .....	25
Membership Subcommittee .....	25
Selection Review Subcommittee. ....	26
<b>Division I Football Championship Subdivision Governance Committee .....</b>	<b>27</b>

Section One  
Actions taken on items considered only by the  
Board of Directors.

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1. Opening remarks.

2. **NCAA President's Report.**

**BOARD ACTIONS:**

a. Received a report from the NCAA president in which he noted:

- The NCAA's efforts to identify new and alternative revenue streams and the group entered into a lengthy discussion about this important issue. As part of this discussion, the group focused on the presidents' need to assist the membership in reframing expectations of financial growth and in strategizing for the future; and
- The NCAA along with the NBA has announced a wide-ranging initiative to provide more structure to youth basketball. This initiative is intended to benefit everyone who participates in youth basketball programs and will not only focus on enhancing the participants' basketball skills but will focus on academic preparation and life skills. This initiative, which will operate as a business, will benefit from the involvement of key stakeholders in basketball who believe this initiative is vital to the future of the game.

b. Received a status report from staff on the ongoing efforts to implement the recommendations set forth in the Duff Report with regard to select NCAA policies and procedures;

c. **Charged the staff with developing accountability measures for the Committee on Infractions and the Infractions Appeals Committee and instructed the staff to report back to the Board once the measures are developed to ensure the Board has the proper level of oversight.** (Unanimous Voice Vote.)

[NOTE: It is anticipated that once the accountability measures are developed the Board of Directors will receive an annual report from both the Division I Committee on Infractions and the Infractions Appeals Committee.]

3. **Report of the Division I Presidential Advisory Group.** [Reference BD Supplement No. 5.]

**BOARD ACTION:** Received a report from the Division I Presidential Advisory Group's April 23, 2008, meeting and heard comments from the group's chair throughout the meeting regarding pertinent points raised by the group.

[Note: Comments from the Presidential Advisory Committee will be included throughout the report.]

4. **Review of the proposed FY 2008-09 and FY 2009-10 budget.** [Reference BD Supplement No. 8.]

**BOARD ACTIONS:**

- a. Received a report from the chair of the Division I Budget Committee in which he reviewed the NCAA biannual budget process and the Division I budget priorities;
- b. Learned that the Division I Budget Committee conditionally approved a request to expand the bracket for the Division I Football Championship from 16 to 20 teams effective with the 2010 championship;
- c. Heard that the PAG supported bracket expansion for the Division I Football Championship with the understanding that the sport committee and the Championship/Sports Management Cabinet would examine issues related to seeding and the criteria for selection for a first round game; and
- d. **Approved the proposed FY 2008-09 and FY 2009-10 Division I budget, a proposed review of all championships activities and the expansion of the bracket for the Division I Football Championship from a 16 to 20 team field effective with the 2010 championship.** (Unanimous Voice Vote.)

4. **Report of the Committee on Academic Performance (CAP).** [Reference BD Supplement No. 9.]

**BOARD ACTIONS:** The group received a report from the chair of the Committee on Academic Performance on that group's April 21-22 meeting and:

- a. Learned that the committee has begun discussing possible guidelines for the staff's review of adjustment requests for student-athletes who transfer with a grade-point average below 2.6 and that additionally, the committee initially approved revisions to

- the policies and procedures for Occasion-Three and Occasion-Four Historical Penalty waivers and appeals with the intent of providing the staff greater authority to render decisions. The Board was informed that the CAP will continue its work on both these topics at its July meeting and will report to the Board in August;
- b. Heard that research data shows that the number of student-athletes who compete as postgraduates has increased and the number of lost eligibility points has decreased for this group over the same time period. Further, it was noted that in addition to graduation, ensuring academic accessibility of all student-athletes is an equally important goal of the program. Therefore, rather than removing postgraduate student-athletes from the APR cohort, the committee is considering a possible incentive that would involve awarding APR bonus points for student-athletes who graduate prior to exhausting eligibility and continue to compete;
  - c. Saw that fourth-year data show a significant level of improvement, with the notable exception of men's basketball which appears to be making improvement at a much slower rate;
  - d. Were informed that APR and Penalty Reports will be released to the general public on May 6 and heard that the PAG requested that in conjunction with the release, institutions and conferences receive aggregate conference data in an effort to assist conferences and institutions that are currently collecting publically available data to produce their own reports; and
  - e. Requested that the committee both:
    - Develop possible appellate models reflecting the details of the Board of Directors' role with regard to appeals of historical penalties, mindful that the Board previously assumed responsibility for serving as an appellate body; and
    - Explore the possibility of having APR history follow coaches as they move to different institutions with the understanding the CAP has struggled with this issue for some time. The Board asked to receive an update on both of these issues at its August 2008, meeting.

**5. Overview of the preliminary efforts of the Basketball Academic Enhancement Group.**

**BOARD ACTIONS:**

- a. Received an update on the work of the five subcommittees of the Basketball Academic Enhancement Group and the plan for the full committee to consider subcommittee concepts and recommendations at its April 25 meeting. The subcommittee's are:
  - The Subcommittee on Transfers – Both Incoming and Outgoing.
  - The Subcommittee on 0 for 2 Phenomenon.
  - The Subcommittee on Academic Preparation and Academic Support.
  - The Subcommittee on Coach/Player Relationships.
  - The Subcommittee on Playing and Practice Seasons.
- b. Heard from a number of Board members who also serve on this working group that the coaches appear to both understand that academic reform is now part of the Division I culture and to want to be part of the solution;
- c. Noted the importance of reminding the full committee that improving the academic performance of men's basketball student-athletes is the primary focus of this group and that competitive equity and monetary concerns should not influence the development of recommendations at this stage in the project; and
- d. Learned that once the group finalizes its recommendations they will be shared with the Board and with the membership for comments and feedback. The recommendations will also be reviewed by the governance structure before final action is taken.

**6. News regarding efforts to establish a new working group to examine academic performance in football. [Reference BD Supplement No. 10.]**

**BOARD ACTIONS:**

- a. Were informed that given key research findings regarding the academic performance of football student-athletes and the upcoming public release of Academic Progress Rate data, a working group was recently established to examine the academic performance in that sport with the goal of identifying strategies for improvement.
- b. Heard that the group expects to provide a preliminary report to the Board as early as October 2008 and a final report no later than April 2009. Thereafter, the recommendations will be consideration by the Division I governance structure under its normal legislative process.

**7. Update on the Division I Task Force on Commercial Activity in Intercollegiate Athletics.** [Reference BD Supplement No. 11.]

**BOARD ACTIONS:**

- a. Were informed that a presidentially led task force was established to examine the proper role of commercial activity relative to intercollegiate athletics with the goal of developing guiding principles that reflect the balance point between the need for revenue to manage broad-based athletics programs and the need to stay true to the mission of higher education. These principles are intended to serve as a meaningful guide that can be applied to all sports/student-athletes and all commercial activities;
- b. Heard from Board members who are also serving on this task force that the group's first meeting was viewed as a great success as members explored their own values relative to commercial activities in intercollegiate athletics; and
- c. Discussed how vitally important this group's examination is to the future of intercollegiate athletics, and learned that this task force hopes to develop its guiding principles within the next six to 12 months. Once the principles are developed, the governance substructure will be responsible for crafting any resulting legislative details.

**8. Division I Governance Transition.** [Reference BD Supplement No. 12.]

**BOARD ACTIONS:**

- a. Received an update regarding the Division I governance transition process and learned about efforts by the 31 multisport conferences to present a diverse slate of nominees for the two new councils and the six new cabinets;
- b. **Appointed the complete slate of nominees as presented by the conferences to the new Division I Leadership Council, Legislative Council, Academic Cabinet, Administration Cabinet, Amateurism Cabinet, Awards, Benefits and Financial Aid Cabinet, Championships/Sports Management Cabinet and Recruiting Cabinet.** [Unanimous Voice Vote – Effective September 1, 2008 – *Note it is anticipated the Leadership Council will meet for the first time on August 6, 2008*].

[Note: The complete listing of appointments is attached to this report as Attachment D.]

- c. **Appointed the individuals to serve a one-year term in the role of chair of the various councils and cabinets as listed below:** (Unanimous Voice Vote.)
- (1) **Leadership Council.**
    - Damon Evans, University of Georgia, Southeastern Conference.
  - (2) **Legislative Council.**
    - Jackie Campbell, Atlantic 10 Conference.
  - (3) **Championships/Sports Management Cabinet.**
    - Jeff Schemmel, San Diego State University, Mountain West Conference.
  - (4) **Academic Cabinet.**
    - Carolyn Callahan, University of Virginia, Atlantic Coast Conference.
  - (5) **Amateurism Cabinet.**
    - Mike Rogers, Baylor University, Big Twelve Conference.
  - (6) **Administration Cabinet.**
    - Rob Halvaks, Big West Conference.
  - (7) **Recruiting Cabinet.**
    - Petrina Long, University of California – Los Angeles, Pacific 10 Conference.
  - (8) **Awards, Benefits, and Financial Aid Cabinet.**
    - Grace Calhoun, Indiana University, Big Ten Conference
- d. Noted that the Division I Leadership Council has been charged with examining ways to enhance the level of diversity and suggested the council consider establishing aspirational benchmarks to assist the membership in enhancing diversity at all levels.

**9. Update regarding preliminary plans to examine Division I membership standards.**

**BOARD ACTION:** Concurred with the staff's suggested plan to have the new Leadership Council examine the Division I membership standards and make recommendations regarding those standards for review and consideration by the Board. It is anticipated that this examination will start in earnest no later than the fall of 2008.

**10. Status report from the Oversight and Monitoring Group (OMG).** [Reference BD Supplement No. 13.]

**BOARD ACTIONS:**

- a. Received a regular update on the progress being made by the governance substructure in reviewing the various recommendations of the Presidential Task Force on the Future of Division I Intercollegiate Athletics, which included reference to the new group examining issues associated with "at risk" student-athletes;
- b. Learned that in presenting the new financial dashboard indicators program to select membership groups that staff has generally received favorable feedback but has also heard concerns about comparable data being shared and the dissemination process.
- c. **Discussed the need to assert presidential leadership over this important project and adopted the following resolution:** (Unanimous Voice Vote.)

***RESOLUTION***

*"Whereas the NCAA Presidential Task Force on the Future of Intercollegiate Athletics, in its report entitled *The Second-Century Imperative – Presidential Leadership – Institutional Accountability*, called for moderation in the growth of athletics budgets and the re-centering of athletics within the educational mission of the university;*

*"Whereas the current rate of growth in intercollegiate athletics operating expenditures appears to be unsustainable and has potential to be harmful to the educational mission of institutions;*

*"Whereas strong presidential leadership, supported by sound research, is essential to ensuring the integration of athletics into the university as a whole;*

*“Whereas the allocation of resources is a decision made at the individual institution level, but Presidents need assessment tools to assist in making informed financial decisions;*

*“Whereas financial dashboard indicators have been created to provide a research-based approach to financial accounting through uniform and common definitions, transparency in the aggregate, trend and peer reporting and consistency;*

*“Whereas financial dashboard indicators are evolutionary in nature, efforts will continually be made to improve, enhance and possibly add dashboard indicators to ensure the program achieves its goal of providing accurate and consistent data to assist presidents and institutions in making responsible decisions;*

*“Whereas it being understood that the National Office staff will continue to address the specific concerns of member institutions and conferences in future years regarding the dashboard indicators program and the process used for reporting or disseminating data;*

*“Now, therefore be it resolved that the Division I Board of Directors directs the release of the financial dashboard indicators and strongly encourages Division I institutions to use the program as a means of assisting presidents and chancellors in making informed financial decisions that are consistent with the educational mission of their institution.”*

**11. Report of the Executive Committee Subcommittee on Gender and Diversity Issues.**

**BOARD ACTION:** Heard a report from the chair of the subcommittee and took no action.

**12. Other business.**

**BOARD ACTION:** Heard from a member who expressed a desire for the Board to explore issues related to sportsmanship, including a problem with the use of foul language associated with athletic contests, in the future.

**13. Future meeting dates.**

- a. August 7, 2008, National Office, Indianapolis, Indiana
- b. October 30, 2008, National Office, Indianapolis, Indiana.

- c. January 14 - 17, 2009, Washington D.C., held in conjunction with the NCAA Annual Convention. (Exact meeting date TBD.)
- d. April 30, 2009, National Office, Indianapolis, Indiana.
- e. August 6, 2009, National Office, Indianapolis, Indiana.
- f. October 29, 2009, National Office, Indianapolis, Indiana.

14. Adjournment.

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**Section Two**  
**Action taken on items considered by the Management Council  
and, if necessary, the Board of Directors.**  
**April 14, 2008**

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➔ Indicates action items or key issues for the Division I Board of Directors

1. Opening remarks.
2. **Minutes of the January 11 & 13, 2008, Division I Management Council meeting.** [Reference MC Supplement No. 1.]

**MC ACTION:** Approved the minutes as distributed. (Unanimous Voice Vote.)

3. **Division I Administrative Committee report on interim actions.** [Reference MC Supplement No. 2.]

**MC ACTION:** Received a report of interim actions taken by the Administrative Committee on behalf of the full Management Council and approved the Administrative Committee's actions.

4. **Minutes of January 14, 2008, Board of Directors meeting.** [Reference BD Supplement No. 1.]

**MC ACTION:** Received a report of the meeting.

**BOARD ACTION:** Approved the minutes as distributed. (Unanimous Voice Vote.)

5. **Report of January 14, 2008, Executive Committee meeting.** [Reference MC Supplement No. 4.]

**MC ACTION:** Informed that the report was in their meeting materials.

**BOARD ACTION:** Received a report of the meeting.

**6. NCAA president's report.**

**MC ACTION:** Received a report from the NCAA president in which he:

- Informed the Council that the NCAA and the NBA have launched a wide-ranging initiative which is designed to benefit everyone who participates in youth basketball programs by focusing on five central objectives of building strong communities, educating athletes, supporting coaches, developing officials and establishing national standards for competition;
- Explained that this youth basketball initiative will operate as a business and it will benefit from the involvement of key stakeholders in basketball who believe this initiative is vital to the future of the game; and
- Thanked the Management Council members for their service to Division I and noted that over the past nine years of the Management Council's existence, the Council has done a good job in helping to provide leadership to the Division.

**7. Litigation update.**

**BD/MC ACTION:** Received a report from the NCAA general counsel regarding current cases involving the Association.

**8. Governmental relations report.** [Reference MC Supplement No. 6.]

**BD/MC ACTION:** Received a report and took no action.

**9. Cabinet reports.**

- a. Report of February 5-6, 2008, Championships/Competition Cabinet meeting.**  
[Reference MC Supplement No. 7.]

**MC ACTION:** Received a report on the February 5-6, 2008, Championships/Competition Cabinet meeting, which highlighted the following:

- (1) The Men's & Women's Track and Field Committee is currently examining the possibility of recommending the establishment of a two-week, one-site championship as a way of providing a long-term solution to the regional

assignment issues. The committee will report its progress at the cabinet's June 2008 meeting;

- (2) The Wrestling Committee, at the request of the cabinet, is examining the best ways to select at-large participants without relying on historical data. The committee is being asked to contemplate whether the 33 best wrestlers in each weight class should be identified or whether the 330 overall best wrestlers should be identified; and
- (3) The cabinet agreed that during the next budget cycle, funds should be allocated for a bracket expansion for the Division I football championship to 20 teams effective with the 2010 championship and that in the interim a bridge program should be established to provide access.

**b. Report of the February 11-13, 2008, Academics/Eligibility/Compliance Cabinet meeting.** [Reference MC Supplement No. 8.]

**MC ACTION:** Received an update from staff on the cabinet's February 11 - 13, 2008, meeting which referenced the cabinet's recommendation to change the effective date for Proposal Nos. 2007-66 and 2007-67 from August 1, 2008, to August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009. As part of this update, the Council was also informed that the cabinet continues to examine issues surrounding the use of nontraditional coursework to meet initial eligibility requirements and is discussing possible legislative concepts aimed at modernizing language used to refer to various methods of course delivery regarding nontraditional course work for the progress toward degree requirements.

**10. Update from the Committee on Academic Performance (CAP) and preview of upcoming meeting.** [Reference MC Supplement No. 9.]

**MC ACTIONS:**

- a. Heard an update on the ongoing work of the Committee on Academic Performance in which the following good news was highlighted:
  - The next public release of APR data is scheduled for this May and the preliminary review of the data is encouraging as all sports are showing improvement in their rates.

- The terms of Bylaw 14.5.5.4, which provide that a transfer student from a four-year institution may receive institutional athletically related financial aid during his or her first academic year at the certifying institution only if he or she would have been academically eligible to compete during the next regular academic term had the student-athlete remained at the previous institution, appear to be having a positive impact.
  - Staff efforts to personally assist institutions in developing academic improvement plans also appear to be having a positive impact not only in improving rates but also in helping institutions change their culture.
  - Since the establishment of the APR program, 4000 student-athletes who have left their institutions prior to graduation have come back to earn a graduation bonus point.
- b. Previewed the agenda for the April 21-22 Committee on Academic Performance meeting and learned that among other things the committee will examine possibly amending the policies for processing and reviewing waivers of Occasion – Three and Four Historical Penalties to allow for a more expedited approach.

**11. Preliminary update on the process and work of the Basketball Academic Enhancement Group.** [Reference MC Supplement No. 10.]

**MC ACTION:** Heard an update on the work of the five subcommittees of the Basketball Academic Enhancement Group and the plan for the full committee to consider subcommittee concepts and recommendations at its April 25 meeting. The Management Council was advised that a comprehensive “working document” would be circulated to Management Council members and Division I men’s head basketball coaches soon with an invitation to comment and that it is anticipated that any conclusions and recommendations reached by the full committee later this summer and fall will be broadly circulated and reviewed within the Governance Structure before final action is taken.

**12. News regarding the establishment of a new Football Academic Enhancement Working Group.**

**MC ACTIONS:**

- a. Were informed that in light of key research findings regarding the academic performance of football student-athletes, President Brand recently established a new

- working group to examine the academic performance in that sport with the goal of identifying strategies for improvement; and
- b. Learned that this working group will have its first conference call on April 21 and is expected to provide its final recommendations to the Division I Board of Directors no later than April 2009, for consideration by the Division I governance structure thereafter.

**13. Update from the Oversight and Monitoring Group (OMG).** [Reference MC Supplement No. 11.]

**MC ACTIONS:**

- a. Received its regular update on the progress of the Oversight and Monitoring Group relative to consideration by the governance structure of the recommendations of the Presidential Task Force on the Future of Division I Intercollegiate Athletics; and
- b. Learned that a number of developments have occurred including a joint effort by AGB and the NCAA to develop curriculum for trustees regarding their oversight role of athletics, the roll-out of financial dashboard indicators this spring and the establishment of a study group to define and examine issues relative to “at risk” students.

**14. News regarding the establishment of the Task Force on Commercial Activity in Intercollegiate Athletics.** [Reference MC Supplement No. 12.]

**MC ACTIONS:**

- a. Were informed that as a follow-up to a recommendation by the Board of Directors, the Division I Task Force on Commercial Activities in Intercollegiate Athletics has been established to develop guiding principles that not only articulate the distinction between the collegiate and professional models of athletics but reflect the balance point between the need for revenue to manage broad-based athletics programs and the need to stay true to the mission of higher education;
- b. Received an update on the task force’s April 12, 2008 meeting, where the task force discussed a desire to develop principles that can serve as a meaningful guide, which can be applied to all sports/student-athletes and all commercial activities; and learned

that once the task force develops its principles, the governance substructure will be responsible for developing any resulting legislative details.

**15. Presidential Task Force Dashboard update.** [Reference MC Supplement No. 13.]

**MC ACTIONS:**

- a. Received a presentation on the new financial dashboard indicators program, which was created in response to the NCAA Presidential Task Force's call for moderation in the growth of athletics budgets and the re-centering of athletics within the educational mission of the university;
- b. Learned that the financial dashboard indicators are intended to provide a research-based approach to financial reporting through uniform and common definitions, presidential transparency and consistency; and
- c. Viewed the program, which is expected to be available to the membership in the spring of 2008, and saw how the dashboard indicators will allow institutions to determine how they rank among various groups (e.g., conference, subdivision) including peer groups as identified by the institution.

**16. Approval of the minutes of the Legislative Review/Interpretations Committee.** [Reference MC Supplement No. 14.]

**MC ACTIONS:**

- a. **Used its authority to consider and classify Proposal No. 2008-4 as noncontroversial, which would specify that a staff interpretation that has been reviewed and approved by the Legislative Review/Interpretations Committee shall be binding on all additional member institutions on publication to the membership** [Vote: For 42, Against 7, Not present 2; See Vote No. 1, Attachment A.] **and approved the proposal on its merits and forwarded to the Board of Directors for consideration.** [Vote: For 46, Against 3, Not present 2; See Vote No. 2, Attachment A – **Effective Date: Immediate.**]

➔ **BOARD ACTION: Adopted the proposal.** (Unanimous Voice Vote -- **Effective Date: Immediate.**)

[Note: See Attachment B for the full text of this proposal.]

- b. Approved the minutes from 2008 teleconference call No. 1 as distributed. (Unanimous Voice Vote.)

**17. Report of the Legislative Review Subcommittee.** [Reference MC Supplement No. 15.]

**MC ACTION:** Received a report from the subcommittee, which included recommendations related to noncontroversial/emergency proposals and proposals in the 2007-08 legislative cycle to be acted on by the Management Council during the course of its meeting.

**18. Legislative issues.**

- a. **Second review of legislative proposals initially approved by the Management Council along with comments submitted by member institutions and affiliated groups.** [Reference MC Supplement No. 16.]

[Note: See Attachment C for the full text of the following legislative proposals.]

- (1) **Proposal No. 2007-16-B -- Personnel and Recruiting -- Limitations on the Number and Duties of Coaches -- Recruiting Coordination Functions -- Preparation of General Recruiting Correspondence.** Intent: To eliminate the preparation of general recruiting correspondence as a recruiting coordination function that is restricted to coaches that count toward the limitations on the number of coaches. [Source: NCAA Division I Academics/Eligibility/Compliance Cabinet (Subcommittee on Recruiting).]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 44.5, Against 4.5, Not present 2; See Vote No. 3, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (2) **Proposal No. 2007-17 – Personnel and Recruiting – Limitations on the Number and Duties of Coaches – Recruiting Coordination Functions – Volunteer Coach.** Intent: To permit a volunteer coach to engage in recruiting coordination functions (evaluation activities on campus only), provided he or she has successfully completed the coaches' certification examination. [Source: Big West Conference.]

**MC ACTION:** **Defeated the proposal.** [Vote: For 13.5, Against 36.5, Not present 1; See Vote No. 4, Attachment A.]

[Note: See Attachment D for the full text of this proposal.]

- (3) **Proposal No. 2007-30-B – Recruiting -- Contacts and Evaluations – Men’s Basketball Evaluations – Evaluations During April Contact Period.** Intent: To specify that evaluations of live athletics activities during the April contact period shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur. [Source: NCAA Division I Academics/Eligibility/ Compliance Cabinet.]

**MC ACTION:** **Proposal rendered moot by the adoption of Proposal No 2007-30-C.**

- (4) **Proposal No. 2007-30-C – Recruiting – Contacts and Evaluations – Men’s Basketball Evaluations – April Contact Period.** Intent: To specify that evaluations of live athletics activities during the April contact period shall be limited to regularly scheduled high school, preparatory school and two-year college contests/tournaments and practices; and regular scholastic activities involving prospective student-athletes enrolled only at the institution at which the regular scholastic activities occur; further, to amend the April contact period to begin at noon on the first Thursday following the Men's Basketball Championship and continue through seven days following the initial date for the spring signing of the National Letter of Intent. [Source: NCAA Division I Championships/Competition Cabinet (Men's Basketball Issues Committee).]

**MC ACTION:** **Gave final approval and forwarded the proposal to the Board for approval.** [Vote: For 34.5, Against 15.5, Not present 1; See Vote No. 5, Attachment A – **Effective Date:** August 1, 2008.]



**BOARD ACTION:** **Adopted the proposal.** (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (5) **Proposal No. 2007-31-B – Recruiting – contactable Prospective Student-Athletes – Four-Year College Prospective Student-Athletes from North American Non-NCAA or Non-NAIA Institutions – Written Notification of Intent to Contact.** Intent: To specify that an athletics staff member shall not make contact, directly or indirectly, with a student-athlete of a North-American non-NCAA or non-NAIA four-year collegiate institution that sponsors

intercollegiate athletics without first providing written notification of intent to contact the student-athlete to the institution's athletics director. [Source: Pacific-10 Conference.]

**MC ACTION:** **Defeated the proposal.** [Vote: For 23, Against 27, Not present 1; See Vote No. 6, Attachment A]

[Note: See Attachment D for the full text of this proposal.]

- (6) **Proposal No. 2007-35 – Recruiting – Telephone Calls to Prospective Student-Athletes – Permissible Callers – Exceptions – Faculty Athletics Representative and Senior Woman Administrator.** Intent: To permit an institution's faculty athletics representative and senior woman administrator to return telephone calls to prospective student-athletes or his or her parents or legal guardians subject to any applicable limitations on the number of telephone calls that an institution may place to prospective student-athletes. [Source: Southeastern Conference.]

**MC ACTION:** **Gave final approval and forwarded the proposal to the Board for approval.** [Vote: For 34.5, Against 15.5, Not present 1; See Vote No. 7, Attachment A – **Effective Date:** Immediate.]



**BOARD ACTION:** **Adopted the proposal.** (Unanimous Voice Vote -- **Effective Date:** Immediate.)

- (7) **Proposal No. 2007-39 -- Recruiting -- Contacts and Evaluations -- Contacts After National Letter of Intent Signing or Other Written Commitment -- Football -- Contacts During Spring Evaluation Period -- Educational Institution Staff Member Presence -- FCS.** Intent: In championship subdivision football, to specify that during the spring evaluation period, coaching staff members may make two contacts with a prospective student-athlete who has signed a National Letter of Intent (or, for those institutions not subscribing to the National Letter of Intent, after the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid) at the prospective student-athlete's educational institution and require that a staff member from the prospective student-athlete's educational institution (e.g., coach, academic counselor, principal) must be present during such contacts; further, to specify that any visit to the educational institution that includes only contact with a signed prospective student-athlete during the spring evaluation period shall be considered one of the institution's two permissible days at that institution. [Source: NCAA Division I Championships/Competition Cabinet (Football Issues Committee).]

**MC ACTION:** Defeated the proposal. [FCS Only Vote -- Unanimous Voice Vote.]

[Note: See Attachment D for the full text of this proposal.]

[Reference Item No. 23 below for more details.]

- (8) **Proposal No. 2007-40 – Recruiting – Contacts and Evaluations – Contacts After National Letter of Intent Signing or Other Written Commitment – Football – Contact During spring Evaluations Period – FCS.** Intent: In championship subdivision football, to specify that during the spring evaluation period, coaching staff members may make two contacts with a prospective student-athlete who has signed a National Letter of Intent (or, for those institutions not subscribing to the National Letter of Intent, after the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid) at the prospective student-athlete's educational institution; further, to specify that any visit to the educational institution that includes only contact with a signed prospect during the spring evaluation period shall be considered one of the institution's two permissible days at that institution. [Source: Southeastern Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [FCS Only Vote: Unanimous Voice Vote – **Effective Date:** August 1, 2008.]

[Reference Item No. 23 below for more details.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (9) **Proposal No. 2007-50-A – Recruiting – Official Visit – Complimentary Admissions – Exception – Divorced Parents.** Intent: To specify that if a prospective student-athlete's parents are divorced, the institution may provide up to three additional complimentary admissions to the prospective student-athlete in order for both parents and those accompanying the prospective student-athlete (e.g., stepparents) to attend a home athletics event. [Source: Southeastern Conference.]

**MC ACTION:** Proposal rendered moot by the adoption of Proposal No 2007-50-B.

- (10) **Proposal No. 2007-50-B – Recruiting – Official Visit – Complimentary Admissions – Exception – Nontraditional Family.** Intent: To specify that if a prospective student-athlete is a member of a nontraditional family (e.g., divorce, separation), an institution may provide up to two additional complimentary admissions to the prospective student-athlete in order to accommodate the parents accompanying the prospective student-athlete (e.g., stepparents) to attend a home athletics event. [Source: Pacific-10 Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 46, Against 4, Not present 1; See Vote No. 8, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (11) **Proposal No. 2007-52 – Recruiting – U.S. Service Academy Exceptions – Contacts During Spring Evaluations Period of Junior Year in High School – Football.** Intent: In bowl subdivision football, to permit U.S. Service Academies to make in-person, off-campus contact with a prospective student-athlete during the spring evaluation period of the prospective student-athlete's junior year of high school, including contact at the prospective student-athlete's educational institution. [Source: NCAA Division I Academics/Eligibility/Compliance Cabinet.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [FBS Only Vote: For 21, Against 3, Abstain 2, Not present 1; See Vote No. 9, Attachment A – **Effective Date:** Immediate.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** Immediate.)

- (12) **Proposal No. 2007-58 – Administrative Regulations – Recruiting Calendars – Cross Country/Track and Field.** Intent: In cross country and track and field, to specify that the current contact period that begins on the day after the second Saturday in August shall begin on August 1 and replace the current quiet period. [Source: Southeastern Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 31, Against 19, Not present 1; See Vote No. 10, Attachment A – **Effective Date:** Immediate.]

➔ **BOARD ACTION:** Defeated the proposal. (Unanimous Voice Vote.)

[Note: In voting to defeat the proposal, the Board discussed the fact that this proposal sought to change legislation that has only been recently adopted.]

- (13) **Proposal No. 2007-61-1 – Eligibility -- Seasons of Competition -- Hardship Waiver -- Calculation in Individual Sports -- Exempted Events.** Intent: In individual sports, to specify that the first half of the season calculation for the hardship waiver is based on the number of days an institution declares in the season that concludes with the NCAA championship between the first date of competition used by any individual on the team and the last date of competition used by any individual on the team at the end of the declared playing season, including a conference championship and any regular season competition scheduled after the conference championship; further, to specify that dates of competition that are exempted from the maximum permissible number of dates of competition do not count toward the number of dates used by the student-athlete. [Source: Ivy Group.]

**MC ACTION:** **Approved the amendment.** [Vote: For 40, Against 9, Abstain 1, Not present 1; See Vote No. 11, Attachment A.]

- (14) **Proposal No. 2007-61 (as amended by Proposal No. 2007-61-1) – Eligibility – Seasons of Competition – Hardship Waiver – Calculation in Individual Sports.** Intent: In individual sports, to specify that the first half of the season calculation for the hardship waiver is based on the number of days an institution declares in the season that concludes with the NCAA championship between the first date of competition used by any individual on the team and the end of the declared playing season, including a conference championship any regular season competition scheduled after the conference championship; further, to specify that dates of competition that are exempted from the maximum permissible number of dates of competition do not count toward the number of dates used by the student-athlete; finally, to specify that the denominator in the institution's percent calculation shall be the maximum permissible number of dates of competition plus one date for a conference championship, regardless of whether the team participates in such a championship, provided the institution is a member of a conference and the conference sponsors a championship in the applicable sport. [Source: Ivy Group.]

**MC ACTION:** **Gave final approval and forwarded the proposal, as amended, to the Board for approval.** [Vote: For 38, Against 11, Abstain 1, Not present 1; See Vote No. 12, Attachment A – **Effective Date:** Immediate.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote --  
**Effective Date:** Immediate.)

- (15) **Proposal No. 2007-66-1 – Eligibility -- Two-Year College Transfers -- Nonqualifiers -- Transferable English and Math -- Effective Date.**  
Intent: To amend NCAA Proposal No. 2007-66 to delay the effective date to August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009. [Source: NCAA Division I Academics/Eligibility/Compliance Cabinet (Transfer Issues Ad Hoc Group).]

**MC ACTION:** Approved the amendment. [Vote: For 36.5, Against 13.5, Not present 1; See Vote No.13, Attachment A.]

- (16) **Proposal No. 2007-66 (as amended by Proposal No. 2007-66-1) – Eligibility – Two-Year College Transfers – Nonqualifiers – Transferable English and Math.** Intent: To specify that in order for a transfer student from a two-year college who was not a qualifier to be eligible for institutional financial aid, practice and competition during his or her first academic year in residence, he or she must have successfully completed six semester or eight quarter hours of English and three semester or four quarter hours of mathematics at the two-year college that are transferable toward any baccalaureate degree program at the certifying institution. [Source: Southeastern Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal, as amended, to the Board for approval. [Vote: For 26, Against 24, Not present 1; See Vote No. 14, Attachment A – **Effective Date:** August 1, 2009, for student-athletes enrolling full time in a collegiate institution on or after August 1, 2009.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote --  
**Effective Date:** August 1, 2009, for student-athletes enrolling full time in a collegiate institution on or after August 1, 2009.)

- (17) **Proposal No. 2007-67-1 -- Eligibility -- Transfer Regulations -- Two-Year College Transfers -- Transferable Credit -- Correspondence, Extension and Distance-Learning Courses -- Effective Date.** Intent: To amend NCAA Proposal No. 2007-67 to delay the effective date to August 1, 2009, for student-athletes initially enrolling full time in a collegiate institution on or after August 1, 2009. [Source: NCAA Division I Academics/Eligibility/Compliance Cabinet (Subcommittee on Continuing Eligibility).]

**MC ACTION:** Approved the amendment. [Vote: For 42, Against 8, Not present 1; See Vote No. 15, Attachment A.]

- (18) **Proposal 2007-67 (as amended by Proposal No. 2007-67-1) – Eligibility – Transfer Regulations – Two-Year College Transfers – Transferable Credit – Correspondence, Extension and Distance-Learning Courses.** Intent: To specify that correspondence, extension and distance-learning courses taken from an institution other than the two-year college in which a student-athlete is enrolled as a full-time student shall not be used to fulfill the two-year college transfer requirements. [Source: Southeastern Conference.]

**MC ACTION:** Defeated the proposal. [Vote: For 24, Against 26, Not present 1; See Vote No. 16, Attachment A.]

- ➔ **BOARD ACTION:** Requested an update at its August meeting on the work of the substructure in examining issues associated with both correspondence, extension and distance-learning courses and transfer regulations.

[Note: See Attachment D for the full text of this proposal.]

- (19) **Proposal No. 2007-68 – Eligibility – One-Time Transfer Exception – Baseball – Nonscholarship Student-Athletes.** Intent: In baseball, to permit a student-athlete to use the one-time transfer exception, provided the student-athlete has never received institutional athletically related financial aid from any four-year institution. [Source: Southeastern Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 28, Against 21, Abstain 1, Not present 1; See Vote No. 17, Attachment A – **Effective Date:** August 1, 2008.]

- ➔ **BOARD ACTION:** Defeated the proposal. (Unanimous Voice Vote.)

[Note: In voting to defeat the proposal, the Board discussed the fact that this proposal sought to change legislation that has only been recently adopted.]

- (20) **Proposal No. 2007-78 – Awards, Benefits and Expenses – Housing and Meals – Meals Incidental to Participation – Home and Away From-Home Competition – Discretionary Meals.** Intent: To permit an institution to provide meals in conjunction with home competition to student-athletes at its discretion beginning with the evening before competition and continuing to the end of competition; further to permit an institution to provide meals in

conjunction with away-from-home competition at its discretion from the time the team is required to report on call for team travel until the team returns to campus. [Source: NCAA Division I Management Council.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 38.5, Against 11.5, Not present 1; See Vote No. 18, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (21) **Proposal No. 2007-79 – Awards, Benefits and Expenses – Housing and Meals – Meals Incidental to Participation – Meals Following Home and Away-From Home Competition – Meal or \$15.** Intent: To permit an institution to provide student-athletes at home and away-from-home competition with either a postgame meal or cash in lieu of the meal not to exceed \$15, on release by institutional personnel. [Source: NCAA Division I Management Council.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 42.5, Against 7.5, Not present 1; See Vote No. 19, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (22) **Proposal No. 2007-80 – Awards, Benefits and Expenses – Expenses Provided by the Institution for Practice and Competition – Departure/Return Expense Restrictions – Exceptions – Conference Championship.** Intent: To specify that travel prior to competition in a conference championship event is exempt from the requirement that a student-athlete depart for competition no earlier than 48 hours prior to the start of the actual competition in order to receive actual and necessary travel expenses to represent the institution in athletics competition. [Source: NCAA Division I Management Council (Administrative Review Subcommittee).]

**MC ACTION:** Defeated the proposal. [Vote: For 12, Against 37, Not present 2; See Vote No. 20, Attachment A.]

[Note: See Attachment D for the full text of this proposal.]

- (23) **Proposal No. 2007-81 – Awards, Benefits and Expenses – Expenses Provided by the Institution for Practice and Competition – Departure/Return Expense Restrictions – Exception – Conference-Administered Waiver – Conference Championship.** Intent: To specify that a conference may grant a waiver of the 48-hour departure restriction for extenuating circumstances associated with travel prior to competition in a conference championship event. [Source: Southeastern Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 36.5, Against 13.5, Not present 1; See Vote No. 21, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (24) **Proposal No. 2007-83 – Playing and Practice Seasons – Time Limits for Athletically Related Activities – Exception – Eligibility Exhausted.** Intent: To specify that a student-athlete who has exhausted his or her eligibility in a sport, but is eligible for practice under the five-year rule, is not subject to the time limitations for athletically related activities. [Source: Big 12 Conference.]

**MC ACTION:** Gave final approval and forwarded the proposal to the Board for approval. [Vote: For 29.5, Against 19.5, Abstain 1, Not present 1; See Vote No. 22, Attachment A – **Effective Date:** August 1, 2008.]

➔ **BOARD ACTION:** Adopted the proposal. (Unanimous Voice Vote -- **Effective Date:** August 1, 2008.)

- (25) **Proposal No. 2007-92-1 – Playing and Practice Seasons -- Football -- Acclimatization Period and Spring Practice -- Protective Equipment -- FBS -- Effective Date.** Intent: To amend Proposal No. 2007-92 (FBS) to delay the effective date until August 1, 2008. [Source: Big East Conference.]

**MC ACTION:** Approved the amendment. [FBS Only Vote: For 23, Against 3, Not present 1; See Vote No. 23, Attachment A – **Effective Date:** Immediate.]

- (26) **Proposal No. 2007-92 (as amended by Proposal No. 2007-92-1) – Playing and Practice Seasons – Football – Acclimatization Period and Spring Practice – Protective Equipment – FBS.** Intent: In bowl subdivision football, to specify that a student-athlete may wear lightweight, upper body protective gear (e.g., shock vest, spider pads, padded shirt) during the first two days of the

acclimatization period and during noncontact spring practice sessions. [Source: Big East Conference.]

**MC ACTIONS:**

- (a) **Initially approved and forwarded the proposal to the Board for approval.** [FBS Only Vote: For 14.5, Against 11.5, Not present 1; See Vote No. 24, Attachment A – **Effective Date:** Immediate.]
  - (b) **Approved a motion to reconsider the proposal.** [FBS Only Vote: For 18.5, Against 5.5, Not present 2; See Vote No. 26, Attachment A.]
  - (c) **Approved a motion to refer the proposal to the Committee on Competitive Safeguards and Medical Aspects of Sports and requested additional information regarding medical research related to upper-body protective gear, legal issues related to the use of protective gear during the five-day acclimatization period; further, requested additional discussion occur regarding appropriate standards for contact/noncontact during the five-day acclimatization period** [FBS Only Vote: For 19, Against 6; See Vote No. 27, Attachment A.]
- (27) **Proposal No. 2007-100 – Division Membership – Division I Membership Requirements – Scheduling Requirements – Wrestling.** Intent: In wrestling, to specify that an institution shall schedule and play at least 50 percent (as opposed to 100 percent) of its contests against Division I opponents to satisfy the minimum number of contests specified to meet sports sponsorship criteria. [Source: NCAA Division I Championships/Competition Cabinet (Olympic Sports Liaison Committee).]

**MC ACTION:** **Approved a motion to refer the proposal to appropriate governance entities in the new structure charged with reviewing membership moratorium issues.** [Vote: For 45, Against 1, Abstain 4, Not present 1; See Vote No. 25, Attachment A.]

- (28) **Proposal No. 2007-103 – Committees – Division I Football Championship Committee – Composition.** Intent: To specify that the NCAA Division I Football Championship Committee shall consist of one representative from each conference that receives an automatic qualification to the NCAA Division I Football Championship and one at-large member. [Source: Southern Conference.]

**MC ACTION:** **Defeated the proposal.** [FCS Vote: For 4, Against 8.]

[Note: See Attachment D for the full text of this proposal.]

[Reference Item No. 23 below for more details.]

- b. Override summary based on the Board's actions in January. [Reference MC Supplement No. 17.]

**MC ACTION:** Received a report and took no action.

- c. **Review and discussion of proposals deferred by the Board of Directors in January.** [Reference MC Supplement No. 18.]

**MC ACTION:** Reviewed the two proposals tabled by the Board of Director in January.

- (1) **Proposal No. 2007-73 – Financial Aid – Period of Institutional Financial Aid Award – One-Year Period – Exception – Exhausted Eligibility or Medical Noncounter.**

**MC ACTION:** Learned from the chair of the Division I Student-Athlete Advisory Committee (SAAC) that the SAAC had a conference call to again examine Proposal No. 2007-73. As part of that examination the SAAC members reviewed the Committee on Academic Performance's (CAP) suggestion that the proposal be amended to require the financial aid agreement to include an academic agreement stipulating the minimum requirements the student-athlete must meet in order to be awarded athletics aid in the following term and that it provide if the student-athlete is not awarded athletics aid for the subsequent term due to his/her failure to meet the requirements of the agreement, he/she must be provided a hearing opportunity as set forth in NCAA Bylaw 15.3.2.4. The SAAC indicated support for the proposal if it were amended to include the provisions suggested by CAP.



**BOARD ACTIONS:**

- i. Were informed that subsequent to the January Board of Directors meeting, the Division I Student-Athlete Advisory Committee (SAAC) had a conference call to again examine the proposal. As a result of that examination, the SAAC agreed to support the proposal with the caveat that it be amended to incorporate the Committee on Academic Performance's (CAP) suggestions. Those suggestions are that the proposal provide be amended to that the financial aid agreement include an academic agreement stipulating the minimum requirements the student-athlete must meet in order to be awarded athletics aid in the following term and that the

proposal provide if the student-athlete is not awarded athletics aid for the subsequent term due to his/her failure to meet the requirements of the agreement, he/she must be provided a hearing opportunity as set forth in NCAA Bylaw 15.3.2.4.

- ii. **Amended Proposal No. 2007-73 to specify that if an institution awards athletically related financial aid for less than one academic year to a student-athlete who has exhausted eligibility or is a medical noncounter, the institutional financial aid agreement shall include specific nonathletically related conditions (e.g., academic requirements) that the student-athlete must satisfy in order for the aid to be renewed for the next academic term or terms. (Unanimous Voice Vote.)**
- iii. **Adopted the proposal. (Unanimous Voice Vote -- Effective Date: August 1, 2008.)**

(2) **Proposal No. 2007-109 – Executive Regulations – NCAA Properties and Marketing Restrictions – Exception for Institutions Participating in NCAA Championship Events – Number of and Access of Videographers and Photographer.**

**MC ACTION:** Additional discussion did not clarify the issues.

**BOARD ACTIONS:**

- i. Heard NCAA staff concerns that Proposal No. 2007-109 represents challenges to both the control over the presentation of NCAA championships and the monetary value of the NCAA's championship media contracts; noted that many in the Division I membership appear supportive of this proposal and questioned whether either a compromise position could be found or a subset of championships could be identified to apply this legislation;
  - ➔ ii. **Agreed to table the proposal until the August 2008 Division I Board of Directors meeting and instructed the staff to identify alternative approaches to this issue for presentation at that meeting. (Unanimous Voice Vote)**
- d. **Other legislative business.** [Reference MC Supplement No. 19.]

- (1) **Modification of Wording: M-2008-1 – Administrative Regulations – Recruiting Calendars – Football Bowl Subdivision – Fall Evaluation Period – 54 Evaluation Days for Service Academies.** Intent: In bowl subdivision football, to clarify that the U.S. service academics shall be limited to 54 evaluation days during the fall evaluation period.

**MC ACTION:** Used its authority pursuant to Constitution 5.4.1.1.1 to clarify that the U.S. service academics shall be limited to 54 evaluation days during the fall evaluation period. (Unanimous Voice Vote.)

- (2) **Proposal No. 2007-40 – Recruiting – Contacts and Evaluation – Contacts after National Letter of Intent Signing or Other Written Commitment – Football – Contacts During Spring Evaluation Period – FCS.**

**MC ACTION:** Motion to approve a change to the effective date as noncontroversial legislation was defeated. [FBS Only Vote: For 14.5, Against 10.5, Not present 1 – See Vote No. 1, Attachment A.] Motion did not receive the requisite 75 percent support.

- (3) **Proposal No. 2008-X – Committees -- Committee Reporting to Board of Directors – Division I Presidential Advisory Group – Duties.** Intent: To specify that all members of the Division I Presidential Advisory Group who represent Football Championship Subdivision conferences shall have the authority to act on behalf of the Football Championship Subdivision members of the Board of Directors on legislative issues pertaining to championship subdivision football, subject to review by the full Board of Directors.

**MC ACTION:** Agreed to sponsor this legislative proposal in the 2008-09 Division I legislative cycle. (Unanimous Voice Vote – Abstain 5.)

- (4) **Supported consideration of a proposal as emergency legislation which would prohibit recruiting contact with prospects and their parents at the venue in which the United States Olympic swimming trials are conducted, [Vote: For: 35.5, Against 10.5, Abstain 1, Not present 4; See Vote No. 29, Attachment A.] but defeated the proposal on the merits as it did not receive the requisite 75 percent support. [Vote: For 30.5, Against 13.5 Abstain 1, Not present 6; See Vote No. 30, Attachment A.]**

**19. Governance Subcommittee report.** [Reference MC Supplement No. 20.]

**MC ACTIONS:** Received a report and took the following actions:

- a. **Used its authority to consider and classify Proposal No. 2008-5 – Committees – Division I Cabinets and Committees – Championship/Competition Cabinet – Committees – Structure of Football Related Committees as noncontroversial legislation, which would amend the current football committee structure as set forth below;** [Vote: For 43, Against 4, Not Present 4; See Vote No. 31, Attachment A.] **and approved the proposal on the merits and forwarded to the Board of Directors for consideration:** [Vote: For 44, Against 2, Abstain 1, Not present 4; See Vote No. 32, Attachment A.]

[Note: See Attachment B for the full text of this proposal.]

- (1) **That the composition of the current 24-member Football Issues Committee be reconfigured to form a 16-person committee, which includes:**

- **One representative from each Football Bowl Subdivision (FBS) conference.**
- **Chair of the Division I Football Championship Committee.**
- **Chair of the Football Championship Subdivision (FCS) Governance Subcommittee.**
- **Chair of the Football Rules Committee.**
- **One FBS football student-athlete and one FCS football student-athlete.**

- (2) That bowl-related responsibilities assigned to the Postseason Football Licensing Subcommittee of the Championship/Competition Cabinet be reassigned to the Football Issues Committee under the new structure;

- (3) That the Division I Football Championship Committee be reconfigured to include individuals representing each of the FCS conferences with voting privileges in Division I and that as part of this committee's scope of responsibilities, it be charged with considering matters related to sport issues and not just championship matters.

- b. **Agreed to table the proposal until the August 2008 Board meeting to allow time for additional discussion and feedback.** (Unanimous Voice Vote.)

➔ **BOARD ACTIONS:**

- a. Heard that members of the Presidential Advisory Group have questioned whether Proposal No. 2008-5 truly meets the definition of noncontroversial legislation and suggested that the proposal would benefit from additional membership discussion.

- b. **Used its authority to consider and classify Proposal No. 2005-6 – Committees – Committees on Women’s Athletics – Composition – division I Management Council Representation as noncontroversial legislation, which would amend Bylaw 21.2.10.1 by eliminating the requirement that one of the six members from Division I on the Committee on Women’s Athletics (CWA) also serve as a Division I Management Council member [Unanimous Voice Vote.] and approved the proposal on the merit and forwarded to the Board of Directors for consideration. [Unanimous Voice Vote.]**

[Note: See Attachment B for the full text of this proposal.]

→ **BOARD ACTIONS: Approved a request that the Board use its authority to adopt the proposal as noncontroversial legislation. (Unanimous Voice Vote Effective Date: Immediate.)**

- c. Received an update regarding the Division I governance transition process as follows:
- **Official Notice.** Under the new governance structure it is recommended that the Division move away from producing a bound, paper Official Notice and should seek to publish the Official Notice on-line by November 15, annually.
  - **Meeting Schedules.** The staff has been working to develop a more coordinated approach to the Division I meeting schedule whereby the cabinet meetings will occur within a 3 week window in September, February and June/July and the Legislative Council will assume the meeting dates previously held by the Management Council. While the schedule has not been set for the Leadership Council, it has been suggested that the Council look to meet in August, in the fall, at the NCAA Convention and in April. [Note: It was encouraged that the schedule not include weekend meetings.]
  - **Appointment Process.** The 31-multisport conferences appear to have worked well together to present a slate of nominees for the new governance bodies. The slate is being reviewed by the Division I members of the Executive Committee Subcommittee on Gender and Diversity Issues to get their impressions and the plan is to present the slate to the Board of Directors for approval at its April 24, 2008 meeting.
  - **Establishment of Subcommittees.** Any subcommittee within the new Division I governance structure (except those limited to serving as appellate bodies) must

be legislatively established whereby the subcommittee's jurisdiction is clearly set forth.

- **Orientation Program.** A governance orientation session is being designed for cabinet/council chairs and staff liaisons to occur this summer. The curriculum will include background information on the work and goals of the Governance Subcommittee, general information about the governance structure and a review of issues to be brought forward in the new structure.
- **Communication with the Membership and Other Governance Bodies.** Efforts will be made to try to send cabinet agendas and supplements in one coordinated mailing and to produce one coordinated cabinet report. Further, focus will be provided on posting all meeting materials on the NCAA Webpage in a timely fashion and in sending as complete of meeting materials as possible. There will be a 17-day deadline for posting/ mailing meeting materials and a three-day deadline for publishing meeting reports.

## **20. Discussion regarding the priorities for the new governance structure.**

### **MC ACTIONS:**

- a. Were reminded that as the Division looks to transition to a new governance structure, the intention is to develop meaningful agendas for the new cabinets and councils that include not only issues that need to be carried forward from the prior governance structure but to identify seminal issues that should be included on the Division I agenda;
- b. Were encouraged to provide feedback and were informed that the following issues have been identified by the Governance Subcommittee to be carried forward:
  - (1) To develop a method to assist governance representatives in reporting back to their conferences.
  - (2) To conduct an evaluation of the impact of the new governance structure a few years after implementation.
  - (3) To ensure that governance issues not get lost in the discussion of membership issues.

- (4) To seek to define types of conferences for voting purposes within the governance structure.

**21. Report of Management Council committees.**

- a. Committee on Athletic Certification. [Reference MC Supplement No. 21.]

**MC ACTION:** Received a report and took no action.

- b. Minority Opportunities and Interests Committee. [Reference MC Supplement No. 22.]

**MC ACTION:** Received a report and took no action.

- c. Postgraduate Scholarship Committee. [Reference MC Supplement No. 23.]

**MC ACTION:** Received a report and took no action.

- d. Committee on Sportsmanship and Ethical Conduct. [Reference MC Supplement No. 24.]

**MC ACTION:** Received a report and took no action.

- e. Student-Athlete Advisory Committee. [Reference MC Supplement No. 25.]

**MC ACTION:** Received a report and took no action.

- f. Committee on Women's Athletics. [Reference MC Supplement No. 26.]

**MC ACTION:** Received a report and took no action.

- g. Joint meetings of the Committee on Women's Athletics and Minority Opportunities and Interests Committee. [Reference MC Supplement No. 27.]

**MC ACTION:** Received a report and took no action.

**22. Report of Management Council subcommittees.**

- a. **Administrative Review Subcommittee.** [Reference MC Supplement No. 28.]

**MC ACTIONS:**

- (1) **Approved proposed thresholds for streamlining the procedures used for waiver requests involving student-athletes that are certified with conditions by the NCAA Amateurism Certification Process under NCAA Bylaw 14.2.3.2 (tennis and swimming and diving), Bylaw 14.2.3.2.1 (20<sup>th</sup> birthday – tennis) and Bylaw 14.2.3.5 (21<sup>st</sup> birthday).** [Unanimous Voice Vote.]

[Note: This approval provides for immediate implementation by the staff.]

- (2) **Agreed to sponsor a proposal into the 2008-09 legislative cycle to prohibit an institution from participating in a foreign tour that occurs during the Labor Day weekend after the start of the institution’s regular academic year regardless of whether an institution recognized Labor Day as a vacation period that is published in the institution’s official catalog.** [Unanimous Voice Vote.]
- (3) Learned that with the Division I governance restructuring effort, the Management Council’s Administrative Review Subcommittee will be renamed the Division I Legislative Council Subcommittee for Legislative Relief (SLR).

- b. **Membership Subcommittee.** [Reference MC Supplement No. 29.]

**MC ACTIONS:**

- (1) **Agreed to sponsor legislation for the 2008-09 legislative cycle to specify that the Division I Administration Cabinet shall have the authority to deny advancement to active Division I status for any Division II institution seeking reclassification to Division I status, or any provisional member seeking active Division I status, if any of the institution’s sport programs are subject to penalties pursuant to the Division I Academic Performance Program.** [Unanimous Voice Vote.]
- (2) **Approved a waiver pursuant to NCAA Bylaw 20.2.3.5 of the Division I men’s scheduling requirements as set forth in Bylaw 20.9.6.1 to several institutions in the Big South conference for failure to meet the requirement that the institution play no more than four men’s basketball games in an academic year against institutions that are not members of Division I. The institutions misunderstood that the application of the current rule applies to the preseason scrimmages/exhibition contests, even though such contests are not included in the maximum contest limitations. The penalty for failure to meet the scheduling requirements as set forth in Bylaw 20.2.5.1.3 is reclassification to “restricted membership”, thus resulting in ineligibility**

for the NCAA Division I Men's Basketball Championship in year after discovery of noncompliance. Based on the fact that institutions are now permitted to participate in exhibition contests against non-Division I collegiate institutions without counting such contests in their maximum contest limits and the potential harshness of the requisite penalty, the subcommittee believes that a one-time waiver of the scheduling requirements limited to the years reported should be granted. The conference also should be notified that future waivers related to this particular issue will not be granted. [Unanimous Voice Vote.]

- (3) **Approved a 6.6 percent inflationary adjustment to the minimum financial aid requirements for institutions using the option set forth in Bylaw 20.9.1.2-[b] to reflect the average national tuition increase for regionally accredited institutions. The adjustment will be reflected in the minimum required aggregate expenditure and minimum gender expenditure for the 2009-10 academic year. [Unanimous Voice Vote.]**

c. **Selection Review Subcommittee.** [Reference MC Supplement No. 30.]

**MC ACTIONS:** Appointed the following individuals, which will be effective September 1, 2008, unless otherwise noted.

(1) **Committee on Athletics Certification.**

- Amy Folan, University of Texas, Big Ten Conference (reappointment).
- Wendy Guthrie, West Coast Conference.

(2) **Committee on Academic Performance.**

[Note: The Management Council did not make appointments to this committee as the committee seeks to identify a presidential member.]

(3) **Football Issues Committee.**

[Note: The Management Council did not make appointments to this committee given the Council's action on Proposal No. 2008-05.]

(4) **Legislative Review/Interpretations Committee.**

- David Batson, Texas A&M University, College Station, Big 12 Conference.

- Novelle Dickerson, Hampton University, Mid-Eastern Athletic Conference.

**(5) Minority Opportunities and Interest Committee.**

- Dawn Reynolds, University of Miami (Florida), Atlantic Coast Conference.
- William Smith, University of Utah, Mountain West Conference.

**(6) Research Committee.**

- Melody Reifel Werner, Eastern Michigan University, Mid-American Conference.

**(7) Sportsmanship and Ethical Conduct.**

- Debbie Wilson, George Mason University, Colonial Athletic Association.

**(8) Walter Byers Scholarship Committee.**

- Marlynn Jones, Florida A&M University, Mid-Eastern Athletic Conference.

**23. Report of the April 13 Division I Football Championship Subdivision Governance Committee meeting.** [Reference MC Supplement No. 31.]

**MC ACTIONS:** Received a report and learned:

- a. The committee defeated Proposal No. 2007-39, Recruiting – Contacts and Evaluations – Contacts after National Letter of Intent Signing or Other Written commitment – Football – Contacts During Spring Evaluation Period – Educational Institution Staff member Presence - FCS, to specify that during the spring evaluation period, coaching staff members may make two contacts with a prospective student-athlete who has signed a National Letter of Intent (or, for those institutions not subscribing to the National Letter of Intent, after the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid) at the prospective student-athlete's educational institution and require that a staff member from the prospective student-athlete's educational institution (e.g., coach, academic counselor, principal) must be present during such contacts; further, to specify that any visit to the educational institution that includes only contact with a

- signed prospective student-athlete during the spring evaluation period shall be considered one of the institution's two permissible days at that institution. [Unanimous Voice Vote.]
- b. The committee approved Proposal No. 2007-40 – Recruiting -- Contacts and Evaluations – Contacts After National Letter of Intent Signing or Other Written Commitment – Football – Contacts During Spring Evaluation Period – FCS to specify that during the spring evaluation period, coaching staff members may make two contacts with a prospective student-athlete who has signed a National Letter of Intent (or, for those institutions not subscribing to the National Letter of Intent, after the prospective student-athlete's signed acceptance of the institution's written offer of admission and/or financial aid) at the prospective student-athlete's educational institution; further, to specify that any visit to the educational institution that includes only contact with a signed prospect during the spring evaluation period shall be considered one of the institution's two permissible days at that institution. [Unanimous Voice Vote.]
- c. The committee defeated Proposal No. 2007-103 -- Committees -- Division I Football Championship Committee – Composition to specify that the NCAA Division I Football Championship Committee shall consist of one representative from each conference that receives an automatic qualification to the NCAA Division I Football Championship and one at-large member. [Vote: For 4, Against 8, Abstain 1.]

**24. Quarterly membership report.** [Reference MC Supplement No. 32.]

**MC ACTION:** Received a report and took no action.

**24. Governance Council transition issues.**

**MC ACTION:** The staff and chair thanked the Management Council for their good service to Division I. The staff also thanked the chair for her leadership.

25. Other business.

26. Adjournment.