PROPOSAL NO. 2-1: ORGANIZATION -- BOARD OF GOVERNORS -- INDEPENDENT MEMBERS

- **Intent:** To amend the legislation related to the NCAA Board of Governors, as follows:
  - Increase the number of members from 20 to 25 by adding five independent members;
  - Define an independent member;
  - Specify that an independent member shall be appointed to a three-year term that is renewable for an additional three-year term;
  - Specify that the Board of Governors shall issue a call for nominations when a vacancy for an independent member occurs; and
  - Specify that the Board of Governors shall serve as the final authority for the selection of and other duties assigned to independent members.

- **Effective Date:** August 1, 2019.

- **Source:** NCAA Board of Governors (Commission on College Basketball Association-Wide Issues Topical Working Group).

- Composition of the Board of Governors is a dominant provision.

- Adoption of amendments to dominant provisions require a two-thirds majority of all delegates (all three divisions) present and voting at a joint session, which will take place Thursday afternoon, January 24, at the 2019 NCAA Convention.

FARA – NO POSITION (34 – 31)

- No direct relationship to academic integrity, student athlete well being, or institutional control.

Note: When asked at the Legislation Review session how I would explain the “no position” to my President, I responded with the following (paraphrased); “The FARA position reflects the three prongs for which the FAR is charged: institutional control of athletics, student athlete well being, and academic integrity. This does not mean that we don’t believe that this is important – it may be one of the most important pieces of legislation to come forward in a number of years.” I then followed this with my personal opinions of the legislation, which I intend to share with my President, but may or may not be that of any other FARs. Therefore, I chose not to repeat them in this document, as they were not intended to express anyone’s opinion but mine.— Keith Vitense, Chair 2018 Legislation Review Committee

PROPOSAL NO. 2-2: NCAA MEMBERSHIP -- CONDITIONS AND OBLIGATIONS OF MEMBERSHIP -- HEALTH AND SAFETY SURVEY

- **Intent:** To specify that an active member institution shall complete a student-athlete health and safety survey on an annual basis pursuant to policies and procedures as determined by the NCAA Committee on Competitive Safeguards and Medical Aspects of Sports; further, to establish a penalty for failure to submit the student-athlete health and safety survey.

- **Effective Date:** August 1, 2019 (for the requirement of completing the survey on an annual basis) and August 1, 2022 (for the penalty for failure to submit the survey).

- **Source:** Presidents Council [Management Council (Injury Surveillance Program Task Force)].

- **Rationale:**
  - There is currently no other publicly available tools for obtaining student-athlete health and safety information.
This legislation will allow real-time visualization of emerging standards of care for the administration of sports medicine programs.

Annual data collection and the information will be made available to Division II schools and conferences via the Institutional Performance Program (IPP).

An institution that fails to submit the data on an annual basis shall forfeit enhancement funds.

FARA – SUPPORT (Unanimous)

- Student-athlete well being.
- Allows for the recognition of trends relative to student wellness.
- Allows for future decisions to be made from a data driven process.

PROPOSAL NO. 2-3: PERSONNEL – COACHES CERTIFICATION REQUIREMENT -- REGULATIONS -- ANNUAL CERTIFICATION REQUIREMENT -- CERTIFICATION ADMINISTRATION -- REQUIRED COMPLETION OF EDUCATIONAL MODULES

- **Intent**: (1) To require all coaches to annually complete specific educational modules as determined by the NCAA Division II Legislation Committee; (2) to prohibit off-campus recruiting until the coach successfully completes the required educational modules; and (3) to prohibit the directing, supervising or observing of countable athletically related activities until the coach successfully completes the required educational modules.

- **Effective Date**: April 1, 2019, for certifications of coaches for the 2019-20 academic year, and thereafter.

- **Source**: Presidents Council [Management Council (Legislation Committee)].

- **Rationale**:
  - This recommendation accounts for the new online coaches education program, Division II University, which was funded through the Foundation for the Future initiative.
  - Current legislation requires coaches to pass an online test before recruiting off-campus; however, not all Division II coaches recruit off-campus (e.g., head coaches who delegate to assistants; coaches who recruit internationally).
  - Adding a requirement that all coaches must complete the required modules before participating in countable athletically related activities with their team will ensure all Division II coaches are receiving valuable education on both NCAA rules and health and safety topics.

FARA – SUPPORT (Almost unanimous - One vote to oppose)

- Student athlete well being; Institutional Control
- Shift to a more educationally-based approach to rules education.
- Penalties for non-completion potentially more in line with module content.
  - *Penalty structure may be more motivating to coaches!*

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- **Intent:** To eliminate the timing restrictions for football and basketball camps and clinics; further, to prohibit student-athlete employment at an institutional camp or clinic during the winter break.
- **Effective Date:** Immediate.
- **Source:** Great Northwest Athletic Conference and East Coast Conference.
- **Rationale:**
  - Current legislation only permits basketball and football camps to be held during the summer vacation period.
  - This disparately impacts quarter schools that do not end the spring term until June.
  - Allowing basketball and football camps to take place year-round creates an additional potential revenue source.
  - Prohibiting student-athletes in all sports to be employed at an institutional camp or clinic during the legislated seven-day winter break maintains “Life in the Balance.”

- **Positions:**
  - Presidents Council: Support
  - Management Council: Support
  - Championships Committee, Men’s and Women’s Basketball Committees and Football Committee: Support.
  - Legislation Committee: No position.

**FARA – SUPPORT (Majority)**

- Student Athlete well being.
- Reaffirms the Life in the Balance philosophy for Division II

PROPOSAL NO. 2-5 (1-2): ELIGIBILITY -- OUTSIDE COMPETITION, EFFECTS ON ELIGIBILITY -- COMPETITION AS INDIVIDUAL/NOT REPRESENTING INSTITUTION -- EXCEPTION -- MEDICAL SERVICES

- **Intent:** To specify that a student-athlete competing as an individual/not representing institution may receive medical services from their institution's athletic training personnel at the competition site.
- **Effective Date:** Immediate.
- **Source:** Northern Sun Intercollegiate Conference, Rocky Mountain Athletic Conference, and Great Lakes Valley Conference.
- **Rationale:**
  - Unattached student-athletes are not permitted to receive any expenses (e.g., travel, meals, registration fee) from an outside team or the institution.
Allowing an unattached student-athlete to receive medical services from an institution’s medical personnel who may also be at the site of competition is in the best interest of student-athlete health and safety.

Institutional medical personnel have prior knowledge of the individual’s medical needs and previous injuries.

**Positions:**
- Presidents Council: Support
- Management Council: No position
- Committee on Competitive Safeguards and Medical Aspects of Sport and Legislation Committee: No position.

**FARA – SUPPORT (Majority)**
- No supporting data for the necessity of the change.
- Concerns have been raised regarding liability issues for universities treating unattached participants.

**PROPOSAL NO. 2-6: ELIGIBILITY -- GENERAL ELIGIBILITY REQUIREMENTS -- VALIDITY OF ACADEMIC CREDENTIALS -- PRE-ENROLLMENT ACADEMIC MISCONDUCT**

**Intent:** To define and clarify pre-enrollment academic misconduct activities, the individuals to whom the activities apply, and violations of such activities, as specified:
- Clarifies that the pre-enrollment academic misconduct analysis can include any components of a prospective student-athlete’s academic record (e.g., courses, grades, credits, transcripts, test scores); and
- Extends the application of the legislation to representatives of athletics interests (boosters).

**Effective Date:** August 1, 2019, for student-athletes enrolling in an NCAA Division II institution on or after August 1, 2019.

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

**Rationale:**
- Current legislation permits reviewing high schools, programs and courses, as well as the validity of academic credentials. In addition, current process permits investigating potential institutional staff member involvement.
- Expanding the application to boosters will align with post-enrollment academic legislation, which emphasizes institutional accountability.
- Would align Division II legislation with Divisions I and III. All three divisions currently have the same post-enrollment academic misconduct legislation.

**FARA – SUPPORT (Unanimous)**
- Academic Integrity; Student Athlete well being.
PROPOSAL NO. 2-7: ELIGIBILITY – SEASONS OF COMPETITION: 10-SEMESTER/15-QUARTER – CRITERIA FOR DETERMINING SEASON OF ELIGIBILITY – PARTICIPATION IN ORGANIZED COMPETITION BEFORE INITIAL COLLEGIATE ENROLLMENT – EXCEPTIONS TO PARTICIPATION IN ORGANIZED COMPETITION – SERVICE EXCEPTIONS

**Intent:** To specify that participation in organized competition during time spent in the armed services, on official religious missions or with recognized foreign aid services of the U.S. government are exempt from the application of the participation in organized competition before initial collegiate enrollment legislation.

**Effective Date:** April 1, 2019, for student-athletes enrolling in an NCAA Division II institution on or after August 1, 2019.

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

**Rationale:**

- Current legislation exempts a student-athlete's participation in organized competition during their time spent on active duty in the U.S. or Canadian Armed Services.
- This application unfairly penalizes international student-athletes not from Canada who spent time serving his or her country.
- Additionally, student-athletes participating in official religious missions or with recognized foreign aid services of the U.S. government should not be penalized for their service.
- Broadening the exception recognizes these important forms of service and will reduce burden by not requiring the institution to file a legislative relief waiver in these situations, which are routinely approved.

FARA – SUPPORT (Unanimous)

- Student Athlete well being.
- Codifies a practice that is currently used via waiver application.

PROPOSAL NO. 2-8 (1-3): PLAYING AND PRACTICE SEASONS -- GENERAL PLAYING-SEASON REGULATIONS -- TIME LIMITS FOR ATHLETICALLY RELATED ACTIVITIES -- WEEKLY HOUR LIMITATIONS -- OUTSIDE OF PLAYING SEASON -- SPORTS OTHER THAN FOOTBALL -- FOUR HOURS OF TEAM ACTIVITIES

**Intent:** In sports other than football, to permit four hours of team activities within the weekly limitation of eight hours of out-of-season athletically related activities.

**Effective Date:** August 1, 2019.

**Source:** Mid-America Intercollegiate Athletics Association, and Northern Sun Intercollegiate Conference.

**Rationale:**

- Current legislation permits two hours of team activities per week within the eight permissible hours of countable athletically related activity (CARA) outside of the playing season.
Increasing the limit to four hours of team activities permits coaches more flexibility within the eight hours, without increasing the total permissible time for CARA outside of the playing season.

According to the 2015 GOALS study, of the 6,700 Division II student-athletes surveyed, nearly half of Division II student-athletes indicated they preferred spending more time in organized off-season practices or workouts, while only about 15% indicated they preferred spending less time in organized off-season practices or workouts.

**Positions:**
- **Presidents Council**: Oppose
- **Management Council**: Oppose
- **Legislation Committee**: Oppose.
- **Committee on Competitive Safeguards and Medical Aspects of Sport**: No position.

**FARA – OPPOSE (Majority)**
- Student Athlete well being.
- “Slippery Slope”
- Scheduling issues for student athletes
- Survey data does not indicate a need for change

**PROPOSAL NO. 2-9 (1-4): PLAYING AND PRACTICE SEASONS -- FOOTBALL -- OUT-OF-SEASON ATHLETICALLY RELATED ACTIVITIES -- SPRING PRACTICE – 36-CONSECUTIVE CALENDAR DAYS**

**Intent:** In football, to amend the spring practice period to permit 15 practice sessions within a period of 36-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.

**Effective Date:** Immediate.

**Source:** Great Lakes Valley Conference, and Great Midwest Athletic Conference.

**Note:** Football only vote.

**Rationale:**
- Current legislation permits 15 practice sessions in 29-consecutive calendar days. To complete 15 practices in a 29-day period, teams schedule four to five practices per week.
- Adding seven additional days to the spring practice period will allow institutions to conduct three practices each week instead of four.
- Fewer practices per week could reduce fatigue and provide additional time for student-athletes to recover from injuries.
- Extending the spring practice period will provide institutions the ability to make scheduling adjustments for spring break, inclement weather, and situations where multiple sports teams are using the same facilities and field(s).
- Conducting fewer practices per week during the spring practice period also promotes student-athlete well-being and is consistent with Life in the Balance.

**Positions:**
- **Presidents Council**: Oppose
- **Management Council**: Oppose
- **Committee on Competitive Safeguards and Medical Aspects of Sport**: No position.
- **Championships Committee, Football Committee and Legislation Committee**: Support.

**FARA – OPPOSE (Majority)**
- Student Athlete well being.
- Lengthens window for CARA during the spring.
- Potential to spread out contact opportunities over a longer window.
- No data for or against proposed change.