



Collegiate Sports Practice Group Newsletter

January 2005

First Phase of Consequences for Academic Shortcomings Approved

The Division I Board of Directors (Board) received a report and recommendations from the Committee on Academic Performance and unanimously approved the establishment of a scoring process for the Academic Progress Rate and a structure for the first round of penalties. The Management Council (Council) took the initial steps in acting on legislation submitted for adoption in 2005. On recommendation from the Council, the Board adopted 14 proposals as “noncontroversial” legislation.

Academic Performance

The “contemporaneous” penalties, which will be imposed on a team that does not have an adequate Academic Progress Rate (APR) and from which a student-athlete departs while ineligible, were the primary focus of the Board’s actions on the recommendations of the Committee on Academic Performance. The APR is determined by assessing after each term whether each countable student-athlete on the team remains eligible and enrolled in the institution. Each team is assigned a score that is based on the percentage of the possible points earned by the members of that team multiplied by 1,000 (e.g., a team that achieves 92 percent of the possible points will have an APR of 920, calculated by multiplying .92 by 1,000). The team’s APR is then reviewed against a “cut” score established by an evaluation of the rates for all teams in all sports in Division I and then all teams in that sport in Division I.

The initial cut score has been established by the Board at an APR of 925, with an allowance for a margin of error for smaller sample groups. The first contemporaneous penalties will be imposed on the basis of two years of data (from the 2003-04 and 2004-05 academic years). Ultimately, they will be based on a rolling four-year data base. For informational purposes, notice letters will be sent during the winter of 2005 to those institutions with a team or teams that fell below the 925 APR standard for the 2003-04 academic year. Once more complete data is accumulated, the allowance for a margin of error will be reduced or eliminated.

The Board determined that the maximum contemporaneous penalty applicable to any team in a given year will be up to, but not more than, 10 percent of the maximum financial aid team limit in that sport. In sports with head-count limitations, the maximum penalty will be rounded up to the next whole number (e.g., the maximum penalty in men’s basketball, which has a head-count limit of 13, is 2.0). The Board also agreed that “institutional mission” should be a factor considered by the Committee’s subcommittee on appeals in evaluating requests for waivers of the contemporaneous penalties.

Division I-A Membership Requirements

Members of the Board discussed their increasing concern that the Division I-A home-football-game attendance requirement of an average of 15,000 should be reconsidered. The Board agreed to take no action on the matter at its January meeting to provide an adequate opportunity for the stakeholders in the matter to reach consensus before the Board’s April 2005 meeting on a solution that would encourage stability for both the Division I-A and I-AA members. Plans to request official attendance figures from current members were suspended.

It was requested that legislation be drafted for final consideration at the Board’s April meeting to modify or eliminate the 15,000 average-attendance requirement for Division I-A membership and that appropriate proposals and recommendations be developed for consideration in April to support and enhance Division I-AA membership. The Board asked that the issues to be considered include: allowing one game each year with a Division I-AA opponent to be counted by a Division I-A member toward bowl eligibility and toward satisfying the five-home game requirement; eliminating the Division I-A and Division I-AA subdivision labels (without



impacting conference voting in the NCAA governance structure); possible budget requests for the 2006-07 and 2007-08 budget cycles; and identifying possible additional initiatives such as the creation of a postseason event for programs that do not award athletically related financial aid in football.

Summer Financial Aid Prior to Full-Time Enrollment

The Board agreed that the criteria currently in place concerning basketball student-athletes who receive summer financial aid prior to their initial term of full-time collegiate enrollment should be applicable to incoming student-athletes in all sports beginning with the summer of 2005. It was noted that the decision does not change the Board's previous action that provides institutions the autonomy to develop specific non-athletically related criteria for use in identifying prospective student-athletes who would benefit academically from summer attendance prior to initial full-time enrollment so long as the criteria have an academic nexus and are published.

The January Board action means that in order to receive aid for the summer prior to initial enrollment, the prospect: (1) must be admitted to the institution in accordance with regular, published entrance requirements; (2) must be enrolled in at least six hours of academic course work that is acceptable degree credit toward any of the institution's degree programs; (3) if recruited, will be subject to the NCAA transfer eligibility requirements (upon enrollment in a different institution than the one that provided the summer aid); (4) must not engage in any organized athletics practice activities during the summer term; and (5) cannot use the summer coursework for the purpose of completing initial- or continuing-eligibility requirements (except that the summer work may be used to meet applicable progress-toward-degree requirements in subsequent years).

Baseball Playing and Practice Season

The chair of the Baseball Issues Committee, an ad hoc group formed to examine competitive equity issues in the sport of baseball, reported to the Board concerning the committee's recommendations, which include the establishment of uniform start dates for baseball practice and competition as February 1 and near the first of March, respectively, and delaying the start of the NCAA baseball championship by one week. The recommendations are intended to address issues arising from the wide disparity in initial practice and competition opportunities among institutions in colder versus warmer climates and to retain the current limitation of 56 contests. It was noted that the Championships/Competition Cabinet has agreed to sponsor legislation to adopt the committee's recommendations for the 2005-06 legislative cycle.

General support was indicated by the Board for the establishment of uniform start dates but concern was expressed about the current number of games and any delay of the baseball championship further into the period after the conclusion of the regular academic year. The Board suggested that the committee consider modifications to the length of the baseball playing season that could be accomplished through a reduction in the maximum number of contests rather than through delaying the NCAA championship start date.

Proposals from Men's and Women's Basketball Coaches

Both the National Association of Basketball Coaches (NABC) and the Women's Basketball Coaches Association (WBCA) had previously submitted for consideration in the 2004-05 legislative cycle packages of proposals to address recruiting issues and concerns related to coaches' access to student-athletes. The chief executives of each association appeared separately before the Board and noted that the opportunity to submit the legislative packages had enhanced the associations' relationships with the NCAA and its governance structure. Both acknowledged the responsibility to continue to educate Division I members regarding the proposals and that the coaches must work on building relationships and understanding within the Division I membership. Each asked the Board to support the legislative packages in April.

The initial review of the NABC and WBCA legislative proposals themselves occurred at the January Council meeting. The Council gave initial approval to many of the coaches' proposals but defeated several as well, including some that were multiple possible approaches to the same issue and some that appeared to increase time demands and pressure on student-athletes. In regard to four of the NABC proposals, which were initially defeated by the Council before being given initial approval upon

reconsideration, the Council noted its belief that it is important for the proposals to “receive a thorough vetting” by the Division I members. The Council observed that it is incumbent on the coaches to educate the membership about the importance of the proposals and to demonstrate that there is “support for the package among the NABC membership.”

Other Actions

1. **“Initial Approval” of Legislation.** The Council stated that the use of the phrase “initial approval” as a part of its consideration of legislative proposals should not be read to infer support for the proposal by the Council; rather, the phrase indicates the Council’s determination that a proposal should be circulated to the Division I membership for additional comment.
2. **Board Authority to Initiate Proposals.** The Board asked that the Governance Subcommittee of the Council consider the Board’s lack of authority to initiate legislation for the annual legislative cycle (except through its authority to adopt emergency or noncontroversial legislation), the Board’s lack of authority to consider proposals that have been defeated by the Council and the lack of defined standards regarding when the Board should use its emergency authority and provide the Board with a “white paper” on the issues for possible action at the April meeting. The Governance Subcommittee already planned to examine the role of the January Council meeting in the annual legislative cycle.
3. **Supplemental Distribution.** The Board authorized a supplemental distribution to the Division I membership of a total amount of \$13.7 million from the 2003-04 year-end available surplus.
4. **Conference Grants.** The Council agreed to expand the list of permissible uses for funds distributed through the Division I Conference Grant Program to include improvements for officiating programs for all sports, rather than just in men’s and women’s basketball.

Legislative Actions Adopted by Board

The Board adopted the following 14 items of legislation at its January 10, 2005, meeting using its authority to adopt noncontroversial legislative proposals, which require at least a three-fourths majority vote:

Amateurism

No. 2004-70 – Amateurism – Composition of Professional Sports Counseling Panel

Permits any individual, other than a sports agent or person employed by a sports agent or agency, to serve on a professional sports counseling panel, provided the majority of panel members are full-time institutional employees.

Effective Date: Immediately (January 10, 2005)

Coaching/Personnel

No. 2004-63 – Personnel – Volunteer Coaches – Sports Other Than Football and Basketball

Permits in sports other than football and basketball an institution to provide a volunteer coach complimentary meals incidental to organized team activities.

Effective Date: August 1, 2005

Eligibility

No. 2004-2 – Eligibility – Outside Competition – Sports Other Than Basketball

Specifies in sports other than basketball that a student-athlete who engages in outside competition becomes ineligible for competition in a particular sport unless eligibility is restored by the Committee on Student-Athlete Reinstatement.

Effective Date: August 1, 2005

No. 2004-15 – Initial Eligibility – GED Test/Equivalency Diploma

Specifies that for the purpose of satisfying the graduation component of the initial-eligibility requirements, a prospective student-athlete may use a GED test taken no earlier than the date the prospective student-athlete's high school class would normally have graduated from high school.

Effective Date: August 1, 2005 (for individuals whose initial full-time collegiate enrollment occurs during the 2005-06 academic year and thereafter)

Expenses/Awards/Benefits

No. 2004-1 – Awards and Benefits – Expenses for Practice

Specifies that violations of Bylaw 16.8.1.1 (institutionally provided expenses for practice) are de minimis and shall not affect the student-athlete's eligibility.

Effective Date: August 1, 2005

No. 2005-1 – Awards and Benefits – Awards – Recognition by President, Governor or State Legislative Body

Permits the institution or the U.S. Olympics Committee to provide actual and necessary expenses when a team (or its senior student-athletes) is accorded special recognition by the President of the United States or by the governor or legislative body of the state in which the member institution is located.

Effective Date: Immediately (January 10, 2005)

Financial Aid

No. 2004-58 – Financial Aid – Exempted Government Grants – United States Military Annuitant Pay

Exempts the United States Military Annuitant Pay and other family member service related death benefits from a student-athlete's individual limit.

Effective Date: August 1, 2005

Playing and Practice Seasons

No. 2004-65 – Playing and Practice Seasons – Equipment Issue/Squad Pictures

Makes the restrictions governing equipment issue and squad pictures consistent for all sports.

Effective Date: Immediately (January 10, 2005)

Recruiting

No. 2003-90-B – Recruiting – Definitions and Applications – Recruited Prospective Student-Athlete

Adds the issuance of a National Letter of Intent or the institution's written offer of athletically related financial aid to the current list of actions that cause a prospective student-athlete to be considered to be "recruited."

Effective Date: August 1, 2005

No. 2004-37 – Recruiting – Recruiting Materials – Promotion of NCAA or Conference Championship

Permits the NCAA and a member conference hosting an NCAA or conference championship to provide championship promotional materials to any individual or group.

Effective Date: August 1, 2005

No. 2004-67 – Recruiting – Camps or Clinics – Student-Athlete Employment – Sports Other Than Football

Eliminates in sports other than football the requirement that the director of athletics (or his or her designee) must give prior approval to the student-athlete's employment arrangement in the institution's own camp or clinic.

Effective Date: August 1, 2005

No. 2004-68 – Recruiting – January Dead Period – Divisions I-A and I-AA Football

Establishes in football an exception to the January dead periods for involvement with midyear enrollees who have been admitted to the institution, have signed a National Letter of Intent or offer of admission and/or financial aid to attend the institution, and are required to be on campus for institutional orientation sessions for all students.

Effective Date: Immediately (January 10, 2005)

No. 2004-120 – Recruiting – Printed Recruiting Materials – General Correspondence – Men's Basketball

Specifies in men's basketball that an institution may not send general correspondence to prospects prior to June 15 at the conclusion of the prospect's sophomore year in high school.

Effective Date: Immediately (January 10, 2005)

No. 2004-123 – Administrative Regulations – Recruiting Calendars – Women's Basketball – Dead Period

Establishes in women's basketball a dead period beginning on December 24 and continuing through December 26.

Effective Date: August 1, 2005

Initial Approval by Council

The Council gave initial approval to the following items of legislation at its January 7 and 9, 2005, meetings and circulated them to the membership for comment in advance of final action on the proposals at the April 2005 meetings of the Council and Board:

Administrative/Executive Regulations**No. 2003-126 – Executive Regulations – Official Traveling Parties – Men's Ice Hockey**

Would increase the official NCAA championship traveling party in men's ice hockey from 31 to 37 individuals.

No. 2003-131 – Executive Regulations – Official Traveling Parties – Women's Bowling

Would increase the official NCAA championship traveling party in women's bowling from 10 to 13 individuals.

No. 2004-10 – Administrative Regulations – Drug Testing – Institutional Responsibility

Would define institutional responsibility for ensuring compliance with specified elements of the NCAA drug-testing program.

No. 2004-34 – Championships and Postseason Football – Drug Testing – Eligibility for Championships – Duration of Eligibility

Would specify that the Committee on Competitive Safeguards and Medical Aspects of Sports (or designated subcommittee) shall have the authority in all sports to reduce the legislated penalty during a drug-test appeal to include the next 50 percent of a season of competition.

No. 2004-36 – Championships and Postseason Football – Drug Testing – Eligibility for Championships – Duration of Ineligibility and Breach of Protocol

Would specify that a student-athlete's breach of drug-testing protocol (e.g., no-show, tampering with a sample) shall result in the same penalties as a positive test for a nonstreet drug.

No. 2004-148 – Eligibility for Championships – Positive Drug Test – Non-NCAA Athletics Organization

Would specify that a student-athlete under a drug-testing suspension from a national or international sports governing body that has adopted the World Anti-Doping Agency code shall not be eligible for intercollegiate competition for the duration of the suspension.

Coaching/Personnel**No. 2004-32 – Personnel – Off-Campus Contacts/Evaluations – Divisions I-A and I-AA Football**

Would permit any coach in football who counts in the institution's numerical limitation of full-time head and assistant coaches to contact and evaluate prospective student-athletes off campus during a week, provided no more than seven coaches are off campus recruiting at any one time.

No. 2004-54 (I-A only) – Personnel – Off-Campus Recruiting – Division I-A Football – Exception

Would permit in Division I-A football an institution to replace a designated off-campus recruiter during a week when such a coach is unable to continue recruiting activities due to extenuating circumstances.

No. 2004-102 – Personnel – Conduct of Athletics Personnel – Responsibility of Head Coach

Would define the responsibilities of a head coach with regard to compliance with NCAA rules.

Committees**No. 2003-130 – Committees – Women's Lacrosse Rules Committee**

Would establish an NCAA Women's Lacrosse Rules Committee composed of nine members, including the secretary-rules editor.

No. 2004-41 – Committees – Playing Rules Oversight Panel

Would modify the playing rules approval process, as specified in the proposal. [Note: The proposed change involves a common provision and, thus, must be approved by each of the Divisions I, II and III governance structures, acting independently.]

No. 2004-104 – Committees – Minority Opportunities and Interests Committee – Composition

Would require that one of the Minority Opportunities and Interests Committee's six Division I members also be a member of the Division I Management Council.

Eligibility**No. 2003-122 – Eligibility – Seasons of Competition – Partial Qualifier and Nonqualifier**

Would permit the Academics/Eligibility/Compliance Cabinet to grant a fourth season of competition to a partial qualifier or nonqualifier based on objective evidence of circumstances that warrant a waiver of the normal application of the regulation.

No. 2004-7 – Eligibility – Practice Waiver – United States Olympic Committee/National Governing Body

Would permit an institution to file a waiver on behalf of a team sport student-athlete with eligibility remaining who is not enrolled full time to allow participation in practice sessions at the institution.

No. 2004-16 (as amended) – Eligibility – Change in Eligibility Status – Exception

Would establish a three-day exception period for certification of the six-hour and grade-point average term-by-term requirements for those institutions with established submissions or posting dates of grades or with official certification dates that are subsequent

to the first day of the classes of the following term; further, would require institutions that use this exception to report to the NCAA national office the number of student-athletes who are ultimately declared ineligible for the academic term but competed during the exception period.

No. 2004-17 – Eligibility – Change in Eligibility Status – Eligibility for Postseason Competition – Between Terms

Would specify that an institution shall certify that a student-athlete, in his or her final season of competition in the applicable sport, has satisfactorily completed six-semester or six-quarter hours of academic credit the preceding regular academic term to be eligible to compete in postseason competition occurring between regular terms.

No. 2004-18 – Eligibility – Fourth Season of Competition – Partial Qualifier and Nonqualifier – Students With Learning Disabilities

Would permit an institution to certify that a student-athlete who is a partial qualifier or nonqualifier with a diagnosed learning disability is eligible for a fourth season of competition, as specified in the proposal.

No. 2004-19 – Eligibility – Fulfillment of Credit-Hour Requirements – 24-Semester/36-Quarter Hour Requirement

Would specify that a student-athlete who is entering his or her second year of collegiate enrollment shall have satisfactorily completed as least 24-semester or 36-quarter hours of academic credit.

No. 2004-20 – Eligibility – Progress Toward Degree – Fulfillment of Credit-Hour Requirements – Exceptions/Waivers

Would specify that a student-athlete may use hours earned during the term(s) of the missed-term exception and the medical-absence waiver to satisfy the 24/36-hour, percentage of degree and grade-point average requirements.

No. 2004-53 – Eligibility – Seasons of Competition – Nonqualifier

Would permit a nonqualifier to participate in a fourth season of competition, provided he or she completes 80 percent of the designated degree program prior to his or her fifth year of collegiate enrollment.

No. 2004-86 – Eligibility – Progress Toward Degree – Credit Earned Prior to Initial Full-Time Collegiate Enrollment

Would permit a student-athlete to use credit hours earned prior to full-time initial collegiate enrollment through advanced-placement tests or credit by examination to meet the minimum progress-toward-degree requirement.

Expenses/Awards/Benefits

No. 2004-28 – Awards and Benefits – Benefits, Gifts and Services – Coaching Career Educational Program

Would permit an institution to provide actual and necessary expenses to allow student-athletes who have completed their seasons of competition and who are within one year of exhausting their eligibility to attend the Women's Basketball Coaches Association's "So You Want to be a Coach" educational program.

No. 2004-30 (I-A only) – Awards and Benefits – Midyear Enrollees – Expenses for Postseason Bowl Games – Division I-A Football

Would prohibit an institution in Division I-A football from providing expenses to a midyear enrollee for participation in postseason bowl games and related activities.

No. 2004-44-A – Awards and Benefits – Expenses Provided by the Institution for Practice and Competition – Reimbursement

Would permit an institution to reimburse a student-athlete at institutional rates applicable to athletics department staff for travel expenses associated with required practice at an off-campus site.

No. 2004-44-B – Awards and Benefits – Expenses Provided by the Institution for Practice and Competition – Reimbursement

Would permit an institution to reimburse a student-athlete at institutional rates applicable to athletics department staff for travel expenses associated with required practice at an off-campus site when the student-athlete provides his or her own transportation to the off-campus site because of academic circumstances over which the student-athlete has no control (i.e., classes, exams).

No. 2004-71 – Awards and Benefits – Maximum Value of Awards – Postseason Bowl Games

Would increase the maximum award values for sponsoring agencies of certified postseason bowl games from \$350 to \$500, and maintain the \$350 maximum value on additional awards presented by an institution to its student-athletes for bowl game participation.

No. 2004-84 – Awards and Benefits – Practice or Competition Expenses – Apparel for Community Service or Team Travel

Would permit an institution to provide one shirt bearing the institution's logo per academic year to each student-athlete to be used for team travel or other events at which he or she is representing the institution; further, would specify that the shirt may bear a single manufacturer's or distributor's normal trademark or logo not to exceed 2 1/4 square inches in area, including any additional material surrounding the normal trademark or logo.

No. 2004-85 – Awards and Benefits – Conference Academic Awards – Expenses

Would permit a conference office to pay the costs of a student-athlete's spouse, parents or legal guardians to attend a conference academic awards presentation.

Financial Aid**No. 2002-82 – Financial Aid – Counters – Football or Basketball, Varsity Competition**

Would permit a recruited football or basketball student-athlete who receives only nonathletically related institutional financial aid to compete without counting in the institution's financial aid limits.

No. 2003-23-A – Financial Aid – Countable Financial Aid – Team Limits

Would permit a student-athlete who participates in an equivalency sport to receive institutional academic scholarships and need-based institutional aid under conditions specified in the proposal without including such aid in an institution's equivalency computation in the applicable sport; further, would specify that all institutional financial aid (including aid that is exempted from an equivalency computation) awarded to a counter may be used to meet the minimum financial aid requirements for Division I membership.

No. 2004-21 – Financial Aid – Maximum Team Limits – Selected Women's Sports

Would increase the maximum grant-in-aid limitations in women's gymnastics from 12 to 14, in women's volleyball from 12 to 13, in women's cross country/track and field from 18 to 20 and in women's soccer from 12 to 14.

No. 2004-22 – Financial Aid – Maximum Team Limits – Women's Rugby

Would establish in women's rugby a maximum equivalency financial aid limit of 12.

No. 2004-29 – Financial Aid – Voluntary Withdrawal – Re-Awarding of Aid – Divisions I-A and I-AA Football

Would permit in football an institution to replace a counter who voluntarily withdraws during the preseason practice period by immediately providing the financial aid to a student-athlete who has been a member of the team for at least one year and has not previously received athletically related financial aid.

No. 2004-107 (I-A only) – Financial Aid – Re-Awarding Aid – Division I-A Football

Would permit in Division I-A football an institution to replace a counter who voluntarily withdraws during the preseason practice period by immediately providing the financial aid to a nonscholarship student-athlete who has been actively involved with a team during at least the preceding two years.

Membership**No. 2004-105 – Membership – Division I-A Conference Requirements – Two-Year Grace Period**

Would establish a two-year grace period during which a conference may continue to be considered a Division I-A conference when it fails to satisfy the eight full Division I-A member requirement due to one or more of its member's failure to comply with the Division I-A membership requirements.

Playing and Practice Seasons**No. 2004-31 – Playing and Practice Seasons – Five-Day Acclimatization Period – Walk-Throughs – Divisions I-A and I-AA Football**

Would permit in football an institution to conduct one one-hour walk-through per day during the five-day acclimatization period, provided protective equipment (e.g., helmets, shoulder pads) is not worn, equipment related to football (e.g., footballs, blocking sleds) is not used and conditioning activities do not occur.

No. 2004-38 – Playing and Practice Seasons – Coaching Activities Outside the Playing Season

Would permit an institutional coaching staff member in any sport to engage in coaching activities with a student-athlete from that institution who participates in Olympic, Pan American, World Championships, World Cup or World University games qualifying competition.

No. 2004-39 – Personnel and Playing and Practice Seasons and Minimum Contest Requirements – Women's Rugby

Would establish in women's rugby coaching limitations (three), the minimum number of contests (nine) necessary for sports sponsorship purposes and the playing and practice season.

No. 2004-40-A – Playing and Practice Seasons – Maximum Number of Contests and Certified Events

Would amend the maximum number of contests in certain sports, eliminate the event certification process and eliminate certain annual exemptions, as specified in the proposal.

No. 2004-40-B – Playing and Practice Seasons – Maximum Number of Contests and Certified Events

Would amend, in sports other than basketball, the maximum number of contests in certain sports, eliminate the event certification process and eliminate certain annual exemptions, as specified in the proposal. Further, in basketball, would limit the maximum number of contests to 27 and would permit an institution to participate and exempt from its maximum contests, a multi-team event, restricted to one team per conference and one appearance per institution in the same event in a four-year period.

No. 2004-40-C – Playing and Practice Seasons – Maximum Number of Contests and Certified Events

Would amend the maximum number of contests in certain sports, eliminate the event certification process and eliminate certain annual exemptions except for alumni contests, as specified in the proposal.

No. 2004-45 – Playing and Practice Seasons – Basketball – On-Court Practice

Would specify in basketball that an institution may not commence on-court preseason basketball practice sessions prior to 7 p.m. on the Friday nearest October 15.

No. 2004-52 – Playing and Practice Seasons – Preseason Practice and First Date of Competition – Women’s Volleyball

Would establish the first permissible date of competition in women’s volleyball as the Friday prior to September 1, or the preceding Friday if September 1 falls on a Friday, or two Fridays prior to September 1 if September 1 falls on a Saturday; further, would establish the first permissible date of practice as the date that permits a maximum of 29 units prior to the first scheduled intercollegiate contest or September 1, whichever is later.

No. 2004-61 – Playing and Practice Seasons – Summer Practice – Facility Fees

Would permit an institution to pay fees associated with the use of institutional practice and competition facilities by student-athletes engaged in voluntary athletically related activities in their sports during the summer.

No. 2004-64 – Playing and Practice Seasons – Alumni Match – Women’s Volleyball

Would permit an institution to play in an alumni match in women’s volleyball during the week prior to the first permissible date of competition.

No. 2004-66-A – Playing and Practice Seasons – Swimming and Diving – Out-of-Season Activities

Would specify in swimming and diving that outside the playing season a student-athlete may be involved in in-pool conditioning activities provided no equipment other than caps and goggles (e.g., starting blocks, kickboards, pull buoys, paddles) is used.

No. 2004-66-B – Playing and Practice Seasons – Swimming and Diving – Out-of-Season Activities

Would specify in swimming and diving that outside the playing season a student-athlete may be involved in in-pool conditioning activities and swimming-specific equipment may be used.

No. 2004-72 – Playing and Practice Seasons – Number of Contests – Divisions I-A and I-AA Football

Would permit an institution to annually compete in 12 regular-season football contests.

No. 2004-74 – Playing and Practice Seasons – Length of Playing Season – Skiing

Would permit an institution that sponsors both alpine and nordic skiing to declare separate playing and practice seasons.

No. 2004-75 – Playing and Practice Seasons – Rowing – Lightweight Rowing

Would permit an institution, which sponsors a lightweight rowing program, to apply the playing and practice season provisions to the light weight program independently from its open rowing program.

No. 2004-77 – Playing and Practice Seasons – Preseason Practice – Divisions I-A and I-AA Football

Would specify in football that an institution that has a prohibition against athletics activities during a specific day of the week due to religious reasons, shall be permitted to start practice one day earlier than the date determined by the practice unit formula.

No. 2004-83 – Playing and Practice Seasons – First Practice Date – Divisions I-A and I-AA Football

Would increase the number of practice units in football from 35 to 40.

No. 2004-88-B – Playing and Practice Seasons – First Contest Date – Softball

Would establish in softball the second Thursday in February as the first permissible contest date for championship segment competition.

No. 2004-109 – Playing and Practice Seasons – Coaching Activities – Outside Competition

Would permit a coaching staff member in sports that allow individual-workout sessions in the summer to engage in coaching activities with a student-athlete from that institution who is participating in established national championship events or Olympic,

Pan American, World Cup or World University games qualifying competition during an academic year in which a student-athlete is eligible to represent an institution in athletics competition (or in the following summer).

Recruiting

No. 2003-32 – Recruiting – Printed Recruiting Materials

Would permit an institution to send a prospect, a prospect's coach and any other individual responsible for teaching or directing an activity in which a prospect is involved only general correspondence, questionnaires, camp brochures, institutionally prepared (nonathletics) publications available to all students, a recruiting or media guide (limited in size and length), NCAA educational materials and business cards; further would permit all other recruiting materials to be posted on the institution's Web site; however, such items may not be printed from the Web and provided to prospects via mail or during visits.

No. 2003-83 (as amended) – Recruiting – Definitions and Applications – Prospective Student-Athlete

Would revise the definition of a prospective student-athlete to specify that an individual enrolled and receiving institutional athletics aid during the summer prior to initial full-time enrollment shall not be considered "a prospective student-athlete" for purposes of applying Bylaw 13 and 16.

No. 2003-125 – Recruiting – Predraft Camp Exception – Men's Basketball

Would permit an institution's men's basketball coaches to attend National Basketball Association (NBA) predraft camps that occur outside a contact or evaluation period at which prospective student-athletes are in attendance.

No. 2004-3 – Recruiting – Entertainment Restrictions

Would permit an institution to provide a high-school, college preparatory school or two-year college coach with a maximum of two complimentary admissions to attend a home athletics event at any facility within a 30-mile radius of the institution's campus.

No. 2004-27 – Recruiting – Recruiting Materials – Nonathletics Institutional Advertisements

Would permit an institution (or a third party acting on behalf of the institution) to publish nonathletics institutional advertisements or promotional material at high school or two-year collegiate athletics events, as specified in the proposal.

No. 2004-33 – Recruiting – Camps and Clinics – Divisions I-A and I-AA Football

Would limit institutional staff members in football working at institutional or private camps to two 15 consecutive-day periods in the months of June and July, unless such activities meet the provisions regarding developmental clinics.

No. 2004-35 – Recruiting – Tryouts – Nonscholastic Basketball – Basketball

Would prohibit any institutional staff member with basketball-specific duties (e.g. coaches, graduate assistants, director of basketball operations, managers and administrative personnel) from participating in coaching activities involving nonscholastic-based basketball teams.

No. 2004-49 – Recruiting—Local Sports Clubs – Women's Volleyball

Would prohibit in women's volleyball coaching of a local sports club at off-campus competition where prospects are present during a dead or quiet period.

No. 2004-56 – Recruiting – Tryouts – Private Lessons – Equestrian

Would permit women's equestrian coaches to give private lessons to prospects, as specified in the proposal.

No. 2004-57 – Recruiting – Camps and Clinics – Football or Basketball

Would permit camps and clinics in football or basketball to be conducted during June, July and August or any calendar week that

includes days of those months.

No. 2004-69 – Recruiting – Contact and Evaluations – Divisions I-A and I-AA Football

Would revise contacts and evaluations and the recruiting calendar in football, as specified in the proposal.

No. 2004-78 – Recruiting – Contacts – Official Visits

Would permit all institutional staff members to contact a prospect within 30 miles of campus during the prospect's official visit.

No. 2004-79 – Recruiting – Contact Restrictions at Specified Sites – Basketball

Would permit in basketball an institution to send printed recruiting materials through regular mail to a prospect's home while the prospect is participating in a certified event.

No. 2004-80 (I-AA only) – Recruiting – Camps and Clinics – Division I-AA Football

Would permit in Division I-AA football an institution to employ at its football camps members of its football squad who have eligibility remaining.

No. 2004-87 – Administrative Regulations – Recruiting Calendar – Women's Volleyball

Would modify the women's volleyball calendar, as specified in the proposal.

No. 2004-89 (as amended) – Recruiting – Official Visit – Transportation

Would permit any member of an institution's athletics department staff to provide ground transportation between the campus and any bus or train station or airport during an official visit for a prospect and the prospect's parents or legal guardians and specify that the 48-hour official visit period shall begin when the prospect is transported from any bus or train station or major airport (other than those facilities nearest to the campus).

No. 2004-90 – Recruiting – Precollege Expenses – Use of Institution's Facility

Would permit a state high-school association to use a member institution's facilities at a reduced rate.

No. 2004-99-A (I-A only) – Recruiting – Number of Official Visits – Prospect Limitation – Division I-A Football

Would reduce from five to four the maximum number of expense paid official visits for each prospect in Division I-A football. [Note: Proposal No. 2004-99-B also was initially approved only for Division I-A football, which made it the same as this proposal. Accordingly, only Proposal No. 2004-99-A is being circulated for comment.]

National Association of Basketball Coaches (NABC) Package

No. 2004-110-A (as amended) – Recruiting – Signed Prospective Student-Athlete Access – Men's and Women's Basketball

Would provide in men's and women's basketball greater access between an institution and a prospective student-athlete prior to the prospect's initial full-time enrollment at the institution, as specified, provided the prospect has signed a National Letter of Intent (NLI) (or written offer admission or financial aid for those institutions not subscribing to the NLI).

No. 2004-112-B – Eligibility – Seasons of Competition – Preseason Exhibition Contests or Informal Practice Scrimmages

Would specify in all sports that participation in preseason exhibition contests or informal practice scrimmages shall not result in the loss of a season of competition.

No. 2004-112-D – Eligibility – Seasons of Competition – Preseason Exhibition Contests or Informal Practice Scrimmages

Would specify in all sports that during the student-athlete's initial year of enrollment at the certifying institution, participation in preseason exhibition contests or informal practice scrimmages shall not result in the loss of a season of competition.

No. 2004-114 – Personnel – Off-Campus Recruiting – Men's Basketball

Would permit in men's basketball three certified coaching staff members to engage in off-campus recruiting of men's basketball prospective student-athletes at the same time; further, would eliminate the requirement that a coach may not leave campus to engage in off-campus contact or evaluations until one of the other coaches who is off campus actually returns to campus (i.e. the "baton rule").

No. 2004-115-A – Playing and Practice Seasons – Countable Athletically Related Activities – Men's Basketball

Would specify in men's basketball that a student-athlete is permitted to engage in a maximum of eight hours of countable athletically related activities per week outside of the playing season (including the summer vacation period), with not more than two of those hours devoted to individual or team skill related instruction. In addition, would eliminate the limitations on the number of student-athletes involved in such activities at any one time; further, would specify that during the summer prior to initial full-time enrollment a prospect who has signed a National Letter of Intent (NLI) (or for those institutions not subscribing to the NLI, a prospect who has signed a written offer of admission or financial aid) may participate in the same athletically related activities as permitted for a currently enrolled student-athlete. Finally, would specify that all athletically related activities outside the playing season are prohibited one week prior to the beginning of the examination period through the conclusion of each student-athlete's final exams.

No. 2004-115-B – Playing and Practice Seasons – Countable Athletically Related Activities – Men's Basketball

Would specify in men's basketball that a student-athlete is permitted to engage in a maximum of eight hours of countable athletically related activities per week outside of the playing season during the academic year, with not more than two of those hours devoted to individual or team skill related instruction. In addition, would eliminate the limitations on the number of student-athletes involved in such activities at any one time. Finally, would specify that all athletically related activities outside the playing season are prohibited one week prior to the beginning of the examination period through the conclusion of each student-athlete's final exams.

No. 2004-116 – Playing and Practice Seasons – Out-of-Season Practice – Men's Basketball

Would permit in men's basketball a coaching staff member to observe his or her own team members participating in voluntary, nonorganized athletically related activities (e.g., pickup games) outside the playing season, both during the academic year and during institutional vacation periods (e.g., summer).

No. 2004-118 – Recruiting – Camps and Clinics – Employment of Athletics Staff Members – Men's Basketball

Would specify in men's basketball that coaches and noncoaching staff members with basketball specific responsibilities may be employed only at the institution's camps or clinics.

No. 2004-119-A – Recruiting – Contacts and Evaluations – Men's Basketball

Would modify the current recruiting regulations relating to contacts and evaluations of prospective men's basketball student-athletes as follows: (A) Would permit authorized coaching staff members to engage in off-campus recruiting during 120 person days as follows: (1) September 9-October 5 – Contact Period; (2) October 6-March 31 – Evaluation Period; (3) April 1-April 30 – Contact Period; (4) December 24-December 26 – Dead Period. Current dead periods surrounding the National Letter of Intent (NLI) and the Division I Men's Basketball Championship would be retained. (B) Would permit an institution to engage in seven recruiting opportunities for each prospect, with not more than three of those opportunities being off-campus contacts. Contact with a prospect may not be made prior to September 9 of the prospect's senior year in high school. (C) Would limit academic-

year evaluations to the following activities: (1) scholastic practices and competition; and (2) regular scholastic activities involving student-athletes enrolled only at that institution. [Observation of nonscholastic activities would be prohibited.] (D) Would permit an institution to conduct one on-campus tryout for each men's basketball prospect, as specified in the proposal. (E) Would permit an institution to telephone a prospect once per month beginning June 15 at the conclusion of the sophomore year through July 31 of the junior year, and twice per week beginning August 1 prior to the beginning of the senior year. Institutions could telephone a two-year college men's basketball prospect once per week.

No. 2004-119-B – Recruiting – Contacts and Evaluations – Men's Basketball

Would modify the current recruiting regulations relating to contacts and evaluations of prospective men's basketball student-athletes as follows: (A) Would permit authorized coaching staff members to engage in off-campus recruiting during 120 person days as follows: (1) September 9-October 5 – Contact Period; (2) October 6-March 31 – Evaluation Period; (3) April 1-April 30 – Contact Period; (4) December 24-December 26 – Dead Period. Current dead periods surrounding the National Letter of Intent (NLI) and the Division I Men's Basketball Championship would be retained. (B) Would permit an institution to engage in seven recruiting opportunities for each prospect, with not more than three of those opportunities being off-campus contacts. Contact with a prospect may not be made prior to September 9 of the prospect's senior year in high school. (C) Would limit academic-year evaluations to the following activities: (1) scholastic practices and competition; and (2) regular scholastic activities involving student-athletes enrolled only at that institution. [Observation of nonscholastic activities would be prohibited.] (D) Would permit an institution to telephone a prospect once per month beginning June 15 at the conclusion of the sophomore year through July 31 of the junior year, and twice per week beginning August 1 prior to the beginning of the senior year. Institutions could telephone a two-year college men's basketball prospect once per week.

Women's Basketball Coaches Association (WBCA) Package

No. 2004-122 – Administrative Regulations – Recruiting Calendars – Women's Basketball

Would modify in women's basketball the fall contact period to occur September 16 through October 6 (contact period of 21 days); further, would permit 85 recruiting person-days between September 16 through April 30, with those days not designated for evaluations to be considered quiet and also would retain other specified recruiting period designations (e.g., dead period surrounding the NCAA Division I Women's Final Four).

No. 2004-124 – Recruiting – July Evaluation Period – Communication With Prospects – Women's Basketball

Would prohibit in women's basketball all communication with a prospect, the prospect's relatives or legal guardians, the prospect's coach or any individual associated with the prospect as a result of the prospect's participation in basketball directly or indirectly, during the specified evaluation periods in July.

No. 2004-126 – Administrative Regulations – Recruiting Calendars – Women's Basketball – USA Basketball Youth Festival

Would permit in women's basketball one coach per institution to attend the USA Basketball Youth Festival.

No. 2004-130 – Personnel – Employment With Professional League or Team – Women's Basketball

Would prohibit in women's basketball a coach from being employed (on a paid or volunteer basis) in any capacity with any professional women's basketball league or team; further, would prohibit a women's basketball coach from serving as an announcer or commentator for any professional women's basketball league broadcast or contest.

No. 2004-131 – Personnel – Off-Campus Recruiting – Women's Basketball

Would increase from two to three the number of certified coaches in women's basketball permitted to recruit off campus.

No. 2004-132-B – Personnel – Off-Campus Recruiting – Number of Coaches Recruiting Off Campus

Would eliminate in all sports the requirement that a coach may not leave campus to engage in off-campus contact or evaluations until one of the other coaches who is off campus actually returns to campus (i.e., the “baton rule”).

No. 2004-133-A – Playing and Practice Seasons – Out-of-Season Practice Activities – Women’s Basketball

Would permit in women’s basketball the permissible eight hours of out-of-season practice to include conditioning, weight training or skill instruction with no specified time limitations on any single activity.

No. 2004-133-B – Playing and Practice Seasons – Out-of-Season Practice Activities – Skill Instruction – Women’s Basketball

Would permit in women’s basketball the permissible eight hours of out-of-season practice to include conditioning, weight training or skill instruction of which not more than four hours per week may be spent on individual skill instruction.

No. 2004-134 – Recruiting – Camps and Clinics – Coaches’ and Student-Athlete Employment – Women’s Basketball

Would specify in women’s basketball that a coach (or any individual with women’s basketball only responsibilities) and student-athletes may be employed only at the institution’s camps or clinics; further, would specify that an institution may not employ another Division I women’s basketball coach [or any other individual with women’s basketball only responsibilities (e.g., director of basketball operations)] or student-athlete from a different college or university at the camp or clinic.

No. 2004-135 – Recruiting – Communication Methods – Women’s Basketball

Would limit in women’s basketball electronic transmissions with a prospect to facsimiles and electronic mail.

No. 2004-136 – Recruiting – Contacts – Parents Who Serve as Coaches of Nonscholastic and Scholastic Teams – Women’s Basketball

Would apply in women’s basketball the recruiting regulations relating to a parent when the parent also serves as a coach of a nonscholastic team on which his or her daughter participates; further, would specify that an institution may contact a parent/legal guardian of a prospect who also serves as a head coach of his or her daughter’s scholastic team.

No. 2004-137 – Recruiting – Contacts Subsequent to Commitment to Attend Institution – Women’s Basketball

Would permit in women’s basketball unlimited contact with a women’s basketball prospective student-athlete who has signed a National Letter of Intent (NLI) (or for those institutions not subscribing to the NLI, a written offer of admission or financial aid) during any contact and evaluation period.

No. 2004-140 – Recruiting – Recruiting Materials – Presentation Materials – Women’s Basketball

Would permit in women’s basketball any type of recruiting presentation materials to be used during an in-home visit with a prospective student-athlete (e.g., PowerPoint presentations, photo boards, story boards, photo albums, slide shows, highlight tapes, videos and DVDs); further, would specify that the prospective student-athlete’s name, picture or likeness may not be included in any of the materials.

No. 2004-141 – Recruiting – Telephone Calls to Prospects – Women’s Basketball

Would prohibit in women’s basketball an institution from making telephone calls to prospective student-athletes in March of the prospect’s junior year; further, would permit an institution to make one telephone call in each of the months of April, May and June of the prospective student-athlete’s junior year of high school with subsequent telephone calls subject to current limitations (e.g., one call June 21 through June 30, three calls in July).

No. 2004-142 (as amended) – Recruiting – Tryout Exceptions – Scholastic and Nonscholastic Events – Women’s Basketball

Would prohibit women’s basketball scholastic and nonscholastic events, practice and competition from being conducted on the campus of a Division I institution, except for high-school state tournaments or competition related to the state tournament or official state games, under conditions specified in the proposal.

No. 2004-145 – Playing and Practice Seasons – Out-of-Season Skill Instruction – Women’s Basketball

Would permit in women’s basketball more than four student-athletes at any one time to engage in skill-related instruction outside of the playing season with their coach(es).

No. 2004-146 – Recruiting – Evaluations During Academic Year – Nonscholastic Events – Women’s Basketball

Would prohibit in women’s basketball evaluations at nonscholastic events during the women’s basketball prospective student-athlete’s academic year.

Proposals Not Approved**Defeated**

The following 25 proposals were defeated during the January 7 and 9, 2005, meetings of the Council:

<u>Proposal No.</u>	<u>Title</u>
2004-46	Committees – Student-Athlete Advisory Committee – Term of Office
2004-54 (I-AA only)	Personnel – Off-Campus Recruiting – Division I-AA Football – Exception
2004-81	Playing and Practice Seasons – Certified Events – Basketball
2004-82	Awards and Benefits – Expenses for Practice and Competition – Postseason Competition – Midyear Enrollees
2004-88-A	Playing and Practice Seasons – First Contest Date – Softball
2004-91	Recruiting – Tryout – Definition of Open Event – Tennis
2004-98	Recruiting – Official Visit – Parent Transportation
2004-99-A (I-AA and Basketball only)	Recruiting – Number of Official Visits – Prospect Limitation – Basketball and Division I-AA Football
2004-99-B (all sports except I-A football)	Recruiting – Number of Official Visits – Prospect Limitation – All Sports (except Division I-A football)
2004-99-C	Recruiting – Number of Official Visits – Prospect Limitation – All Sports
2004-106	Recruiting – Evaluations at Noninstitutional Camps or Clinics – Divisions I-A and I-AA Football
2004-110-B	Recruiting – Signed Prospective Student-Athlete Access – Men’s Basketball
2004-111	Awards and Benefits – Additional Benefits – Men’s Basketball
2004-112-A	Eligibility – Seasons of Competition – Preseason Exhibition Contests or Informal Practice Scrimmages – Men’s Basketball
2004-112-C	Eligibility – Seasons of Competition – Preseason Exhibition Contests or Informal Practice Scrimmages
2004-115-C	Playing and Practice Seasons – Countable Athletically Related Activities – Men’s Basketball
2004-117	Playing and Practice Seasons – Required Days Off – Men’s Basketball
2004-119-C	Recruiting – Contacts and Evaluations – Men’s Basketball
2004-121	Awards and Benefits – Support Services – Mentoring Activities – Men’s Basketball
2004-127	Awards and Benefits – Expenses for Student-Athlete’s Friends and Relatives – Occasional Meals – Women’s Basketball
2004-129	Eligibility – Seasons of Competition – Preseason Contests – Women’s Basketball
2004-132-A	Personnel – Off-Campus Recruiting – Number of Coaches Recruiting Off Campus – Women’s Basketball
2004-140	Recruiting – Recruiting Materials – Presentation Materials – Women’s Basketball
2004-144-A	Recruiting – Definition of a Student-Athlete and Various Benefits – Women’s Basketball

2004-144-B Recruiting – Signed Prospective Student-Athlete Access – Women’s Basketball

Referred

The following three proposals were referred to the Committee on Academic Performance, the Sports Wagering Task Force and the Academics/Eligibility/Compliance Cabinet’s Subcommittee on Agents and Amateurism, respectively, during the Council’s January 7 and 9, 2005, meetings:

<u>Proposal No.</u>	<u>Title</u>
2004-42	Academic Performance Program – Penalties and Rewards – Reward
2004-43	Ethical Conduct – Gambling Activities
2004-60	Eligibility – Validity of Amateur Status – International Student-Athlete

Tabled

The following proposal was tabled until the 2005-06 legislative cycle during the Council’s January 7 and 9, 2005, meetings:

<u>Proposal No.</u>	<u>Title</u>
2004-48	Eligibility – One-Time Transfer Exception

Moot

The following two proposals were made moot by an interpretation and by action on 2004-99-A, respectively, during the Council’s January 7 and 9, 2005, meetings:

<u>Proposal No.</u>	<u>Title</u>
2004-47	Recruiting – Offers and Inducements – Benefits for Family Members of Prospects
2004-138	Recruiting – Contacts Subsequent to Commitment to Attend Institution – Women’s Basketball

Withdrawn by Sponsors

The following six proposals were withdrawn by their sponsors during the Council’s January 7 and 9, 2005, meetings:

<u>Proposal No.</u>	<u>Title</u>
2003-23-B	Financial Aid – Countable Financial Aid – Team Limits – Specified Academic Scholarships
2004-73	Eligibility – Seasons of Competition – Divisions I-A and I-AA Football
2004-76	Playing and Practice Seasons – Annual Exemptions – Basketball
2004-107 (I-AA only)	Financial Aid – Re-Awarding Aid – Division I-AA Football
2004-108	Playing and Practice Seasons – Coach Involvement – Outside of Playing and Practice Season – Olympic Qualifying Events
2004-147	Amateurism – Professional Draft – Basketball

This *Collegiate Sports Practice Group Newsletter* is a periodic publication prepared by the Collegiate Sports Practice Group of Bond, Schoeneck & King, PLLC, and is designed to provide information on the latest developments impacting intercollegiate athletics and compliance with NCAA legislation in NCAA Division I. The information contained in the *Newsletter* is not a substitute for professional counseling, advice or binding interpretations of NCAA legislation.

Bond, Schoeneck & King, PLLC, is engaged in the general practice of law with more than 150 attorneys located in Kansas, New York and its affiliate, Bond, Schoeneck & King, P.A. in Florida. The work of the firm's Collegiate Sports Practice Group is concentrated in the representation of colleges and universities in NCAA infractions matters, compliance consulting and other collegiate sports matters. The group includes Mike Glazier, former NCAA director of enforcement and founding partner of the group; Rick Evrard, former NCAA director of legislative services; Steve Morgan, former NCAA group executive director and Division I chief of staff; and Tom Evans, general counsel to several Division I and II institutions. Collectively, the group has represented more than 100 colleges and universities in NCAA-related matters.

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