



# Division I-AAA Legislative Headlines



*An electronic newsletter provided by  
**The Division I-AAA Athletics Directors Association**  
on NCAA legislative trends and issues affecting Division I-AAA*

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## **PROPOSAL 2004-21 TO BE VOTED UPON ON SATURDAY, JANUARY 7, AS A RESULT OF MEMBERSHIP VOTE FOLLOWING OVERRIDE REQUEST; OFFICIAL DESIGNEE OF MEMBER INSTITUTION MUST BE PRESENT FOR VOTE TO COUNT**

The NCAA Board of Directors upheld its approval of Proposal No. 04-21, thereby initiating the first membership vote at the NCAA Convention under the federated governance structure. Proposal 04-21, initially slated to become effective August 1, 2006, would have increased the maximum number of scholarships in four women's sports. After 116 Division I-AA and I-AAA members submitted override requests, the Board was forced to revisit 04-21 during its August 4 meeting. Because over 100 override votes were cast, 04-21 was suspended until the membership can cast in-person votes during the 2006 NCAA convention. The vote will be on the agenda for the Legislative Issues Forum at the Convention, which will take place in Indianapolis on Saturday, January 7, from 9 a.m. to noon. In order for the proposal to be defeated, at least five-eighths of those voting must vote to override the Board of Directors' decision. Also, an official designee of the institution (e.g., President, Faculty Athletics Representative, Athletics Director) must be present at the Division I Legislative Forum and cast a vote to be considered an institution's vote.

### **APR Modifications**

Other key Board action included the approval of adjustments to the NCAA's academic reform plan recommended by the Committee on Academic Performance ("CAP"). The changes included revising how Academic Performance Rates ("APR") are affected by student-athletes departing due to circumstances defined as being beyond their or their institutions' control. Also addressed by the Board were proposed historical penalties and incentives for exemplary academic performance.

Concerning situations likely to be classified as outside the control of a student-athlete or his or her institution, they include if a student-athlete turns pro, if the institution drops his or her major or sport, if the student-athlete encounters incapacitating physical circumstances, or if there is a death or life-threatening illness in the student-athlete's family. In such cases, a student-athlete's APR calculation would be adjusted as 1-for-1 instead of 1-for-2. [APR awards academically eligible student-athletes two points per term – one for eligibility and one for staying in school.]

Concerning situations within the control, the Board endorsed, including departures due to lack of playing time or following coaching changes, suspensions for academic or disciplinary reasons and departures after athletics aid is cancelled. The manner in which the APR will apply to student-athletes who transfer will continue to be studied by the Board. Board members were divided as to whether the APR adjustment given to student-athletes who turn pro should also apply to transfers in good academic standing.

The Board also voted to:

- i. allow institutions to be rewarded by a "1-for-0" APR adjustment for the term in which a previously departed student-athlete graduates after having returned to complete his or her degree. The new rule basically restores the retention point lost when the student-athlete left the institution during a previous term;
- ii. apply the revised APR criteria to the 2003-04 and the 2004-05 data cohorts being submitted this fall as well as to future submissions;
- iii. include in historical penalties a warning for poor performance in the first year, restrictions on scholarships, recruiting and playing time in the second year and the loss of postseason competition if poor performance continues into the third year. Four consecutive years of academic under-performance would result in a postseason ban for all sports; and
- iv. endorse the further development of incentives for strong academic performance, which will likely include public recognition and monetary awards. Such incentives are expected to begin next year (2006-07).

### **Financial Aid Exemptions**

The Board deferred consideration on Proposal Nos. 02-82 and 03-23 until October in order for the Management Council and other groups to develop alternatives. Proposal 02-82 would exempt from financial aid limits recruited football or basketball student-athletes who compete but receive only nonathletically related institutional financial aid. Proposal 03-23 would permit equivalency sport student-athletes to receive academic and need-based aid under specified conditions without including such aid in an institution's equivalency computation. The effective date for any related alternative legislative proposals would be August 1, 2006.

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## **OVERVIEW OF 2005-06 LEGISLATIVE CYCLE**

In the annual legislative cycle's third year, 129 proposals will be considered by Division I. The 2005-06 proposals were recently published online by the NCAA in its Publication of Proposed Legislation ("POPL"), and an amendment period began August 15. The period, which extends through the Management Council's October 17-18 meeting, allows Division I cabinets or conferences to release amendments to any proposal initially included in the cycle.

Sixty-three of this year's proposals were initiated within the Division I governance structure, while 66 were submitted by conferences. The Management Council will initially review the measures at the NCAA Convention in January after cabinet consideration this fall. An Official Notice including all pending proposals will be distributed by November 15 and proposals will receive final consideration from the Council and Board of Directors next April.

A few notable 2005-06 proposals include adding men's rowing as a NCAA championship sport (Pac-10) and excluding graduates with remaining athletics eligibility from APR calculations (Big 12). The Ohio Valley Conference sponsored a proposal that would grant five seasons of athletics eligibility, but only in the sport of football. Finally, the Ivy Group authored proposals that would require all institutional need-based financial aid to count toward team limits and exempt non-athletics aid in football and basketball until student-athletes actually compete. The Ivy Group proposals will likely add to the financial aid deregulation debate that has taken place for the last several years in Division I.

### ***TO ACCESS THE NCAA'S POPL, CLICK ON***

[http://www.ncaa.org/library/membership/d1\\_popl/2006/2006\\_d1\\_popl.pdf](http://www.ncaa.org/library/membership/d1_popl/2006/2006_d1_popl.pdf)

A memo outlining 10 changes adopted by the Board of Directors during its August meeting was recently sent to all Division I athletics directors and conference commissioners. NCAA Constitution 5.3.2.4.3 requires this publication and notice of override opportunity after the Board acts on legislative

proposals. Thirty Division I institutions must request an override, in writing, by 5 p.m. Central time Monday, October 3 in order to prompt a Board review of legislation (100 requests suspends adopted legislation).

Override requests can be made by following instructions in the **Legislative Services Database** (“**LSDB*i***”) or by alerting Lynn Holzman, NCAA director of membership services, by either mail or facsimile (317/917-6622), and must be signed by the institution's chief executive officer, the chief executive officer's designated representative, the chair of the conference's official administrative group or at least two chief executive officers of the conference's member institutions if the conference has no presidential administrative group.

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## **“BATON RULE” NO LONGER IN EFFECT**

As of August 1, the “baton rule” applicable to coaches recruiting off campus in all sports is no longer in effect. Proposal 2004-132-B, “PERSONNEL -- OFF-CAMPUS RECRUITING -- NUMBER OF COACHES RECRUITING OFF CAMPUS” amended Bylaw 11.7.4.3 to eliminate the requirement that a coach may not leave campus to engage in off-campus contact or evaluations until another coach who is off campus actually returns to campus. The number of permissible coaches recruiting at any one time is not affected by the change.

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## **RECENT LRIS INTERPS OF INTEREST...**

1. **Employment of Basketball Student Managers at Camps and Clinics** – Student managers who are full-time students and have responsibilities specific to basketball may be employed at institutional or noninstitutional camps or clinics other than their own institution’s camps or clinics.
  2. **Use of Concurrent Enrollment Courses to Satisfy Credit-Hour Requirement** – Traditional courses taken at another institution during a regular term while enrolled full-time at the certifying institution may be used to satisfy the six credits per term and 18-semester or 27-quarter credit hours per academic year requirements, provided: (a) the courses taken at the second institution would count toward full-time enrollment at the certifying institution; and (b) The courses taken at the second institution will be included on the student's transcript at the certifying institution. [Bylaws 14.1.8.2.4 and 14.4.3.4.9]
  3. **Evaluations at Multiple-Day Events** – During the academic year, evaluations at a multiple-day event (e.g., jamboree, round robin, showcase) constitute separate evaluations for each day (as opposed to a single evaluation for the event), unless the event is conducted in a tournament format (i.e., a winner of the event is determined).
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## CORRECTIONS TO 2005-06 NCAA MANUAL AVAILABLE ONLINE

Key corrections to the recently published 2005-06 NCAA Division I Manual are now available online. Division I institutions should make all staff members who received a hard copy manual aware of the changes in order to avoid misapplications of NCAA legislation. The NCAA keeps its online version of the Manual updated with any changes.

The updated Manual can be found at:

[http://www.ncaa.org/library/membership/division\\_i\\_manual/2005-06/2005-06\\_d1\\_manual.pdf](http://www.ncaa.org/library/membership/division_i_manual/2005-06/2005-06_d1_manual.pdf)

A chart of changes to the manual can be found at:

[http://www2.ncaa.org/legislation\\_and\\_governance/rules\\_and\\_bylaws/legislative\\_actions\\_and\\_issues/d1\\_manual\\_corrections.html](http://www2.ncaa.org/legislation_and_governance/rules_and_bylaws/legislative_actions_and_issues/d1_manual_corrections.html)



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