

NCAA DIVISION III MONTHLY UPDATE

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A tool to enhance communication between the NCAA national office and the Division III membership, published by the Division III governance staff. Contact Marquette Jamison at mjamison@ncaa.org to include an item.

LEGISLATION UPDATE

HOT TOPIC - REMINDER ABOUT USING SOCIAL NETWORKING SITES FOR RECRUITING WITHIN DIVISION III.

Please be reminded that during the 2008 NCAA Convention, the Division III membership adopted legislation that limits the type of correspondence that can permissibly be sent by athletics department staff members to prospective student-athletes to e-mail and facsimiles. Part of that legislation was the strict prohibition on the use of social networking Web sites within the athletics recruiting process. Some examples of social networking Web sites include, but are not limited to: Facebook, MySpace and Twitter.

The legislation was effective beginning August 1, 2008. Institutions that have coaches or athletics administrators whom have used social networking Web sites in order to interact with prospective student-athletes since that time should self-report secondary violations of this rule accordingly and cease using the Web sites for purposes of athletics recruitment.

The Divisions I and II rules on the usage of social networking sites are not as stringent as the Division III rule and within those divisions various pieces of each social networking site have been evaluated to determine their permissibility. The same is not true of the Division III rule which was adopted. Often, coaches find confusion because of things they hear from their colleagues in the other divisions. To be clear, the Division III legislation was developed such that the use of social networking sites for interactions with prospective student-athletes by, or on behalf of, a member of the athletics department staff is strictly prohibited.

Applying that strict prohibition in terms of how these Web sites practically function, it would not be permissible for a coach to accept a prospective student-athlete as a friend on a social networking Web site unless the friendship could be shown to have no athletics recruiting nexus whatsoever. Friendships developed between student-athletes and prospective student-athletes are not limited by NCAA rules, provided an athletics department staff member is not directing the various interactions within that friendship.

Pasted below for your reference are both the relevant Division III legislation and three items from the 2008 Division III Convention Question and Answer Document that are related to this issue:

Current Division III Legislation – NCAA Bylaw 13.02.9 -- Electronic Transmissions.

Electronically transmitted correspondence that may be sent to a prospective student-athlete by, or on behalf of, a member of the institution's athletics department staff is limited to electronic mail and facsimiles. All other forms of electronically transmitted correspondence (e.g., instant messaging, text messaging and social networking Web sites) are prohibited.

Related Items from the 2008 Division III Convention Question and Answer Document -

Question: What is a social networking Web site and does this proposal permit institutional athletics personnel to contact prospective student-athletes on social networking sites?

Answer: Some examples of social networking Web sites include Facebook and MySpace. Under the proposal, institutional athletics personnel may not contact prospective student-athletes using these or other social networking sites.

Question: How does this proposal attempt to keep up with advances in technology?

Answer: Instead of attempting to anticipate what other technologies may be developed, the proposal defines the permitted forms of communication and prohibits all other communication. Thus, it is intended that for new technology to be permissible, there would have to be new legislation allowing the new form of communication. This proposal would prohibit the use of a service or software that converts electronic mail (e.g., e-mail) sent by or on behalf of an institutional staff member into a text message when received by the prospective student-athlete.

FACILITY MONITORING WITHIN JOB CONTRACTS.

Under current Division III rules, observing enrolled student-athletes in nonorganized sport specific activities, such as pick-up games, is considered an athletically related activity per Bylaw 17.02.1.1-(k) and is therefore not permitted outside of the declared playing season. There is, however, an April 17, 2006, educational column in which it is stated that coaches can observe these activities if the coach is monitoring the facility in conjunction with their usual campus duties and the facilities are open to all students. The educational column was derived from language that appeared in the 2004 Convention Question and Answer document related to the proposal that eliminated the safety exception for certain sports.

The language within the 2004 Convention Question and Answer document and the 2006 educational column appear to be in direct conflict with the language of Bylaw 17.02.1.1-(k).

Because of the conflicting language, and the resulting difference in application of the rules caused by several institutions having reasonably relied on the information in the Q&A and ed-column, the Division III Management Council has taken two steps in order to address this issue:

- (1) The Council used its' authority to approve a blanket waiver for all Division III institutions from now through January 16, 2010 to waive the current application of Division III Bylaw 17.02.1.1-(k) and permit an institution's coaching staff member to observe nonorganized sport-specific activities, provided the coach observes these activities when the facility is available to all students and the coach is monitoring the facility as part of the employment duties the coach normally performs on campus. As was noted in the 2004 Question and Answer Document, the coach cannot provide instruction while monitoring the facility, but can instruct student-athletes to stop performing an activity that the coach deems as dangerous; and
- (2) The Management Council has recommended that the President's Council sponsor a proposal for the 2010 Convention in Atlanta which would permit an institution's coaching staff member to observe nonorganized sport-specific activities, provided the coach observes these activities when the facility is available to all students and the coach is monitoring the facility as part of the employment duties the coach normally performs on campus. This proposal will allow the Division III membership as an entire body to vote on the proper outcome of this issue.

The conflicting language and resulting confusion was brought to the NCAA staff's attention through discussions during the 2008 Regional Rules Seminar and correspondence with member conferences following that event. The staff appreciates the input that has been received on this issue and requests that you forward any questions about this issue to us so that we may include them in documents and discussions leading up to the 2010 Convention.

We apologize for any inconvenience or confusion this issue may have caused and hope that the steps taken by the Management Council will resolve any remaining concerns.

FALL PRESEASON PRACTICE FORMULA – SPORTS OTHER THAN FOOTBALL.

With approval from the Division III Interpretations and Legislation Committee, the NCAA staff has editorially revised the language within the fall preseason practice formula. The changes are purely editorial and do not change the application of the rule; however, it is our hope that the new language will be easier to apply as you calculate your fall preseason start dates for the coming year. The language as it now appears is attached below and will first appear in hard-copy within the 2009-10 version of the NCAA Division III Manual.

DIVISION III PRESEASON PRACTICE FORMULA FOR FALL SPORTS OTHER THAN FOOTBALL.

Attached is the PDF version of the document regarding Division III Preseason Practice Formula for Fall Sports Other than Football.



Fall Preseason
Practice Formul...

LEGISLATIVE SERVICES DATABASE FOR THE INTERNET (LSDBi) TOOLS AND TIPS.

Multi Search Feature and Institutional Waiver and Reinstatement Request History

Multi Search Feature: The multi search feature allows users to search specified sides of LSDBi in a single executed search. The multi search may include any combination of division, legislation, interpretations, educational columns and legislative relief waivers precedent. The search parameters may include a specified legislative cite and/or a keyword(s). An example of a use of this feature would be a search to find interpretations and educational columns relating to the same subject matter.

The following steps outline how to access and use this feature. The steps are the same, regardless of division.

- Click on "Search" and select "Multi Search" on the drop down or the search page.

The screenshot shows the LSDBi website interface in a Windows Internet Explorer browser. The browser's address bar displays the URL <https://web1.ncaa.org/LSDBi/exec/search>. The website header includes the NCAA logo and the text "Legislative Services Database - LSDBi" with the version "5.2.0" and a "Contact Us" link. The main navigation bar contains links for Home, Search, Proposals, Case Management/Waivers, Academic Performance Program, Resources, and Logout. A dropdown menu is open under the "Search" link, listing various categories: Legislation (Division I, II, III Proposals, Interpretations, Educational Columns), Case Management/Waivers (Initial-Eligibility, Progress-Toward-Degree, Legislative Relief), Student-Athlete Reinstatement, and Infractions (Major, Secondary). The "Multi Search" option is highlighted in yellow. Two callout boxes with arrows point to the "Multi Search" option: one points to the "Multi Search" link in the dropdown menu, and the other points to the "Multi Search" link in the main content area. The browser's taskbar at the bottom shows the Start button, several open applications including "LSDBi - Windows Inte...", "Inbox - Microsoft Outlook", and "Buddy List", and the system clock showing "3:32 PM".

- Indicate the criteria (e.g., division, interpretations, educational columns, proposals) to be included in the search and a legislative citation and/or keyword(s). Click "Go Search."

The screenshot shows the LSDBi search interface in a Windows Internet Explorer browser. The browser address bar shows the URL: <https://web1.ncaa.org/LSDBi/exec/superSearch>. The page title is "Legislative Services Database - LSDBi" and it includes the NCAA logo and "Purdue". The navigation menu includes Home, Search, Proposals, Case Management/Waivers, Academic Performance Program, Resources, and Logout. The main content area is titled "Multi Search" and contains a "Notice about legislation" and search options. The search options include:

- Division:**
 - Division I
 - Division II
 - Division III
- Options for MultiSearch:**
 - Legislation
 - Interpretations
 - Educational Columns
 - Legislative Relief Waivers Precedent
- Legislation:**
 - Specified Legislative Cite:
- Text:**
 - The text must contain (At least of the words)

At the bottom of the search form are buttons for "Go Search", "Use Saved Search Values", and "Reset for New Search". Three callout boxes provide instructions:

- Callout 1 (pointing to the "Specified Legislative Cite" field): "Enter legislative cite, if appropriate."
- Callout 2 (pointing to the "Text" field): "Enter text to be included in search, if appropriate."
- Callout 3 (pointing to the "Options for MultiSearch" section): "Indicate division and options to be included in search."

The Windows taskbar at the bottom shows the Start button, several application icons, and the system tray with the time 7:03 AM.

- The search results are presented in their respective categories. Select the items you would like to see more detail.
- Click "Get Selected Items" for that particular area. The results will appear in a separate browser window. The original multi search results page remains in case you need to revisit those results.
- Users may also create "Custom Reports" from the search results screen.

The screenshot displays the NCAA Legislative Services Database (LSDBi) search results. The page is titled "Legislative Services Database - LSDBi" and includes a navigation menu with options like Home, Search, Proposals, Case Management/Waivers, Academic Performance Program, Resources, and Logout. The search results are organized into two main sections:

- Matching Division I Interpretations - 5 Interpretations:** This section contains a table with columns for Date Published, Type, and Summary. The items listed are:
 - Jan 15, 2009: Official Interpretation: Advertising an Institutional Camp or Clinic (1)
 - Aug 2, 2007: Official Interpretation: Content Restrictions on Envelopes Used to Send Institutional Note Cards (1)
 - May 2, 2007: Staff Interpretation: Enhancements to Blank Postcards Issued by the U.S. Postal Service (I/II/III)
 - Mar 14, 2007: Official Interpretation: Content of Athletics Department Staff Members' Personal Web Sites and Nonathletics Institutional Web Sites (1)
 - Aug 5, 1992: Staff Interpretation: Self-addressed stamped envelope
- Matching Division I Educational Columns - 10 Educational Columns:** This section contains a table with columns for Date Published and Summary. The items listed are:
 - Jan 16, 2009: Proposal No. 2008-22 Recruiting -- Printed Recruiting Materials -- Institutional Note Cards (1)
 - Sep 12, 2008: Education Column -- Recruiting Video/Audio Materials
 - Jan 12, 2008: Proposal No. 2007-18 Personnel and Recruiting -- Limitations on the Recruiting Coordination Functions -- Exception -- Noncoaching Staff Member Intent Signing or Other Written Commitment (1)
 - Apr 26, 2007: NCAA Bylaw 13.4.1.1 -- Recruiting -- Printed Recruiting Materials -- Institutional Note Cards (1)
 - Apr 23, 2007: Recruiting Video/Audio Materials -- NCAA Bylaw 13.4.2.4 -- Computer Recruiting Materials -- Printed Recruiting Materials -- Institutional Note Cards (1)
 - Jan 6, 2007: Recruiting -- Printed Recruiting Materials -- Institutional Note Cards (1)
 - May 25, 2006: NCAA Division I -- Recruiting -- General Correspondence and Attachments (1)
 - Apr 10, 1991: Recruiting materials -- Bylaw 13.4.1
 - Oct 13, 1986: Summer camp promotion
 - Jul 16, 1986: Printed recruiting aids

At the bottom of each section, there are buttons for "Get Selected Items", "Custom Reports", "Select All", "Clear Selection", and "Invert Selection". A callout box points to the "Get Selected Items" button in the second section, with the text "Click 'Get Selected Items.'". Another callout box points to the checked items in the second section, with the text "Select items to see in more detail." The page footer includes "© 2009 NCAA Terms and Conditions | Privacy".

- Sample of results based on selected items.

The screenshot shows a web browser window displaying the Legislative Services Database (LSDBi) website. The browser's address bar shows the URL: <https://web1.ncaa.org/LSDBi/exec/edColumnSearch>. The website header includes the NCAA logo and the text "Legislative Services Database - LSDBi" with "Purdue" below it. A navigation menu contains links for Home, Search, Proposals, Case Management/Waivers, Academic Performance Program, Resources, and Logout. On the left side, there are links for RSS Feed, RSS Info, E-mail Feed, Tooltip On, Preferences, and Recommendations. The main content area is titled "Educational Column - 3 Educational Columns" and displays the following information:

Educational Column
NCAA Bylaw 13.4.1.1 -- Recruiting -- Printed Recruiting Materials -- Institutional Note Cards (I)
Date Published: April 26, 2007
Item Ref: 1

Educational Column:
 Effective August 1, 2007, institutional note cards that are provided to prospective student-athletes may not exceed 8-1/2 by 11 inches when opened in full. In addition, such cards may contain only the institution's name and logo or an athletics logo on the outside and may not include any preprinted information on the inside of the note card.

Below are some commonly asked questions and answers designed to assist the membership in applying this bylaw.

Question: Is it permissible to include multiple logos on the outside of the note card?
Answer: No. Each card may only include the institution's name and either a single institutional logo or a single athletics logo.

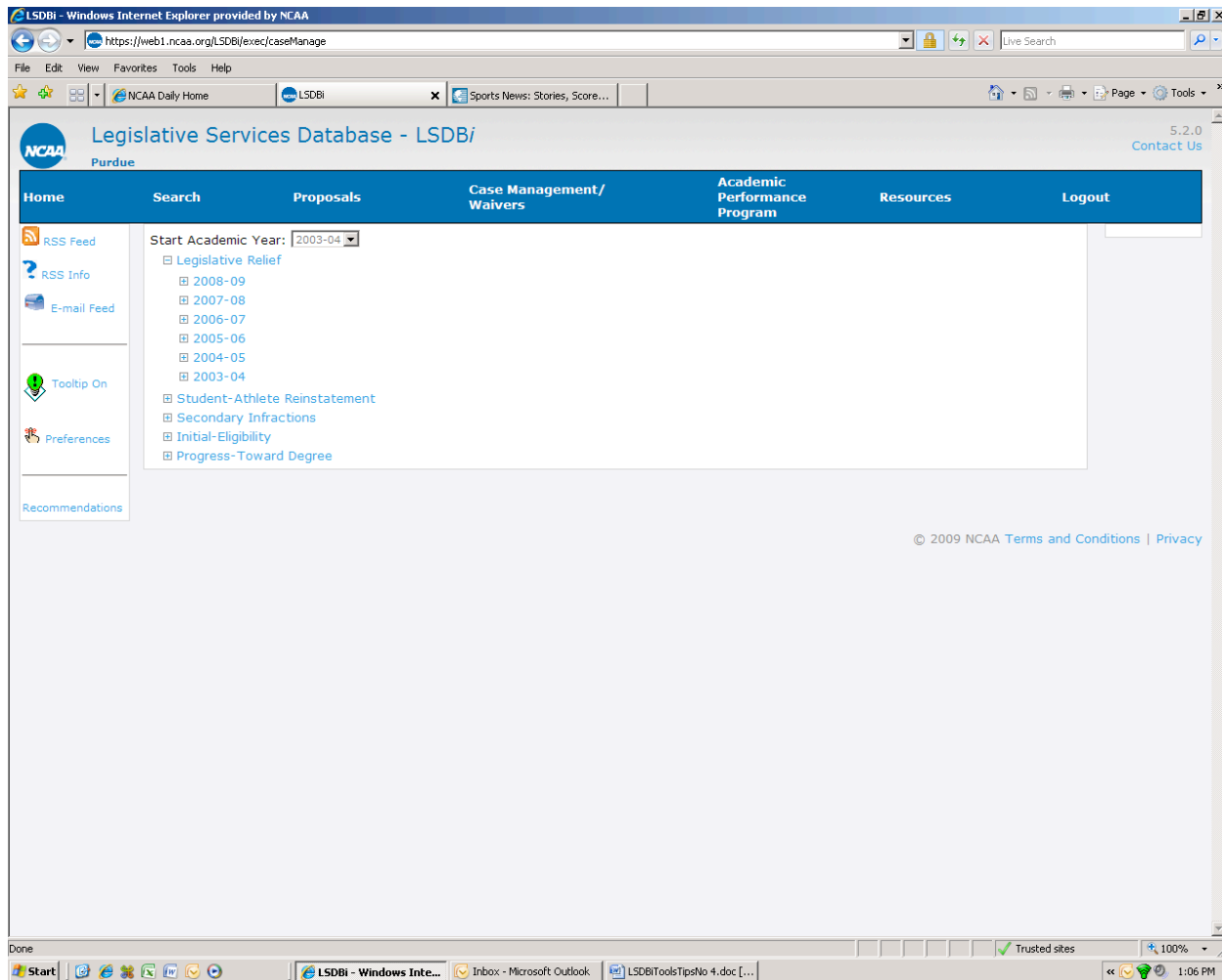
Question: Is it permissible to use a sport-specific logo and have sport-specific note cards?
Answer: It is permissible to use sport-specific logos and note cards. These logos do not have to be registered trademarks, but an institution must be able to demonstrate that what is printed on the note card is an official logo for that sport (e.g., logo is used on other materials and/or merchandise).

Question: Is it permissible to use color ink, foil ink and/or embossing on the outside of the card?

The browser's taskbar at the bottom shows several open applications, including "Buddy List", "LSDBi - Windows Inte...", "Inbox - Microsoft Outlook", and "LSDBIToolsTipsNo 4.doc [...]". The system tray shows the time as 7:08 AM.

Institutional Waiver and Reinstatement Request History: This feature allows users to view previously submitted institution-specific waivers, secondary infractions and student-athlete reinstatement requests.

- Click on "Case Management/Waivers."
- Each menu listing may be expanded for access to specific academic years and previously submitted cases/waivers.



CONFERENCE AND MEMBER INSTITUTION EDUCATIONAL TOOLS AND OPPORTUNITIES

FREQUENTLY ASKED QUESTIONS ABOUT THE STUDENT-ATHLETE REINSTATEMENT REPAYMENT PLAN.

Q. What is a repayment plan as it relates to student-athlete reinstatement?

A. If a student-athlete is involved in a violation that requires repayment in order to satisfy a condition of reinstatement and the student-athlete is financially unable to make immediate repayment in order to be reinstated, an institution may choose to enter into a repayment plan with the student-athlete. The repayment plan must be approved by the NCAA student-athlete reinstatement staff and will be overseen by the institution.

Q. What does it mean to default on a repayment plan?

A. If a student-athlete competes while not current with an approved repayment plan, the institution is in violation of NCAA rules and must report that violation to the student-athlete reinstatement staff and NCAA secondary enforcement staff. Failure by a student-athlete to satisfy or meet the terms of an approved repayment plan, or defaulting on a repayment plan, after competing under the plan may result in the staff not entering into repayment plans with that institution for a four-year period. Default occurs on a repayment plan if, at the conclusion of the plan, all payments have not been received.

Q. Our institution would like to have one of our student-athletes enter into a repayment plan. What are some things that we need to know or that need to be included in our repayment plan?

- Repayment can be made throughout the duration of the student-athlete's intercollegiate eligibility.
- Repayment can be made in as many or as few installments as the institution or student-athlete chooses.
- Verification of all repayments should be kept on file at the institution.
- The institution should provide a repayment schedule describing the dates each payment will be made and the amount of each payment.
- The repayment plan must be signed and dated by both the student-athlete and an institutional representative.
- Once the final payment has been made by the student-athlete, the institution should notify the student-athlete reinstatement staff by forwarding all documentation of repayment to the staff and noting that the student-athlete was not in default of the repayment plan. Once the student-athlete reinstatement staff receives this documentation, a final letter will be sent to the institution as verification that the original agreed-on plan has been satisfied.

For a repayment plan template, please visit the student-athlete reinstatement Web site at the following location <http://www.ncaa.org/wps/ncaa?ContentID=402>

2009 NCAA REGIONAL RULES COMPLIANCE SEMINARS FOR DIVISION III.

May 11-12, 2009 - Atlanta, Georgia at the Omni Hotel at CNN Center

June 1-2, 2009 - Anaheim, California at the Hilton Anaheim

Following the rules seminar in Anaheim, NADIII AA will hold its' annual summer forum on June 2 and 3. Registration for the seminars is now open online.

REGIONAL RULES ATTENDANCE REQUIREMENT.

Please remember that at least one institutional staff member needs to represent your school at Regional Rules Seminars at least once every three years. The 2008-09 academic year is the second year this requirement has been in effect. Therefore, if you are not sending an institutional representative this year, and did not send one last year, you will need to send your representative in 2009-10 to meet the requirement.

Attendance at Regional Rules Seminars is tracked via registration and check-in. Please make sure that you register on-line and then check-in at the Regional Rules registration table on-site. Please be aware that the Sports Sponsorship and Demographic Form will also ask if you have sent a representative during the respective academic year.

Please contact Katie Willett (kwillett@ncaa.org), assistant director of Academic and Membership Affairs or Azure Davey (adavey@ncaa.org), associate director of Academic and Membership Affairs should you have any related questions. Happy learning!

NCAA COMPLIANCE FORMS UPDATE.

The NCAA academic and membership affairs staff is embarking on a new project regarding the required NCAA compliance forms. In an effort to help ease bureaucracy and to enhance the green initiative, the project has been initiated to generate ideas and suggestions to help simplify the eligibility certification process of student-athletes and to explore the use of technology to allow the membership to provide the required compliance forms electronically to their student-athletes.

Working groups have been created in each division to solicit membership participation and ideas. Please contact Jen Daniels (jdaniels@ncaa.org) if you have a suggestion for the new online initiative and Stephanie Bacan (sbacan@ncaa.org) if you have general questions, comments or edits to the current compliance forms.

BANNED STIMULANT MEDICATION REPORTING GUIDELINES FOR ATTENTION DEFICIT HYPERACTIVITY DISORDER (ADHD) TREATMENT.

Attached is the PDF version of the memorandum regarding the banned stimulant medication reporting guidelines for attention deficit hyperactivity disorder (ADHD) treatment.



ADHD electronic
memo 02-2009.pdf

PLEASE BE AWARE OF AN ERROR IN COMMUNICATION TO THE GOLF COACHES ASSOCIATIONS.

It has been brought to our attention that during presentations to the men's and women's golf coaches associations, an NCAA staff member gave incorrect information related to the fall sports start date proposal.

The groups were told that the August 15 start date proposal was adopted within Division III. That is not correct. For those who were in attendance at Convention, you are aware that Proposal 3 (the August 15 start date proposal) was DEFEATED by the membership.

As such, the start date for golf teams conducting their traditional segment in the fall should be determined using the practice opportunities formula, as always. This information has been relayed to the golf coaches groups.

Our sincere apologies for any confusion that may have been caused by this miscommunication.

NCAA NATIONAL OFFICE UPDATE

NAME CHANGES AT THE NCAA NATIONAL OFFICE.

The NCAA national office recently announced a name change to the umbrella group governance, membership, education and research services (GMERS). GMERS is now **membership and student-athlete affairs (MSAA)**. Additionally, membership services is now **academic and membership affairs** and education services is now **educational affairs**.

KEY DATES FOR MARCH AND APRIL

Dates	Meeting/Championships 2009	Location
March 6-7	Men's Wrestling Championship – Cornell College and the Iowa Intercollegiate Athletic Conference, hosts	Cedar Rapids, Iowa
March 13-14	Indoor Track and Field Championships – Rose Hulman Institute of Technology, host	Terre Haute, Indiana
March 18-21	Men's and Women's Swimming and Diving Championship	Minneapolis, Minnesota
March 20-21	Women's Basketball Championship Host: Hope College	Holland, Michigan
March 20-21	Men's Basketball Championship Host: ODAC	Salem, Virginia
March 20-21	Men's Ice Hockey Championship Hosts: State University of New York, Potsdam and the Olympic Regional Development Auth.	Lake Placid, New York
April 20-21	Management Council Meeting	Indianapolis, Indiana
April 30	Presidents Council Meeting	Indianapolis, Indiana

Comments or feedback are appreciated. Contact miamison@ncaa.org

