

**REPORT OF THE  
NCAA DIVISION III MANAGEMENT COUNCIL  
ADMINISTRATIVE REVIEW SUBCOMMITTEE**

**INFORMATIONAL ITEMS.**

1. **Legislation.** During its October 13, 2006, meeting, the NCAA Division III Management Council Administrative Review Subcommittee discussed whether the subcommittee should propose legislation that, if adopted, would add an institution's participation in the United States of America Gymnastics (USAG) Championship to the list of annual exemptions per NCAA Bylaw 17.13.5.3, even if the USAG Championship occurs after the National Collegiate Championship. The subcommittee's discussion was the result of its review of two waiver requests involving Bylaw 17.13.4 – end of regular playing season (Attachment A). This legislative item will be referred to the NCAA Division III Management Council Playing and Practice Seasons Subcommittee.
  
2. **Summary of Cases.** During its October 13, 2006, teleconference, the Administrative Review Subcommittee reviewed cases decided at the NCAA membership services staff level as well as those cases appealed to the subcommittee from February through August 31 (Attachment B). The following is a summary of the decisions made by the staff and subcommittee:
  - a. A total of 23 cases were reviewed.
  - b. Staff granted 12 cases. Of the 12 cases staff granted, 10 cases were granted based on the totality of the circumstances and/or student-athlete well-being, and two cases were granted based on case precedent and/or the NCAA Division III Management Council's directive.
  - c. Staff denied 11 cases. Of the 11 cases staff denied, all were denied based on case precedent, intent of the legislation, competitive advantage gained by the institution, circumstances being within the control of the student-athlete or institution, and/or circumstances did not warrant a waiver of the legislation.
  - d. Two of the 11 staff denials were appealed to the subcommittee and the subcommittee affirmed both staff denials.
  - e. The subcommittee noted that effective April 2006 it no longer reviews waivers involving Bylaw 14.1.8 (full-time enrollment). Such waivers are now reviewed by the NCAA Division III Management Council Academic Issues Subcommittee as a result of the adoption of NCAA Division III Proposal No. NC-30 (general eligibility requirements – full-time enrollment – waiver authority) at the Management Council's April 27, 2006, meeting.

3. **Waiver Requests of Bylaw 14.1.9 (Graduate Student/Postbaccalaureate Participation).** Pursuant to the NCAA Division III Presidents Council's and Management Council's recommendation to the subcommittee to review and discuss Bylaw 14.1.9, the subcommittee reviewed three waivers. The subcommittee denied two waivers and granted one (Attachment C).
  
4. **Other subcommittee issues to report to Council.** The staff and subcommittee would like to express its gratitude to departing subcommittee member Sandy Slabik for her efforts and time.

*Committee Chair: Val Cushman, Randolph-Macon Woman's College, Old Dominion Athletic Conference*

*Staff Liaisons: James Bandy, Membership Services  
Laura M. Wurtz, Membership Services*

