

**REPORT OF THE
NCAA DIVISION III STUDENT-ATHLETE REINSTATEMENT COMMITTEE**

1. ACTION ITEMS.

a. Legislative.

(1) Bylaw 14.11.4.2 (Penalty for Ineligible Participation in NCAA Championship).

(a) Recommendation. The committee recommends that Management Council support a proposal to delete 14.11.4.2 from the manual.

(b) Rationale. Bylaw 14.11.4.2 indicates that if a student-athlete participates in an NCAA championship while ineligible, the student-athlete forfeits eligibility for all NCAA championships for one season. In the case of any violation requiring that a student-athlete be withheld from competition as a condition for reinstatement, the reinstatement committee applies the condition to the next contest(s). If the student-athlete's ineligible competition occurred during an NCAA championship, the condition is still applied to the next contest; or if the ineligible competition occurs during the regular season and the next contest is the NCAA championship, the student-athlete is required to be withheld from the NCAA championship. The committee does not distinguish between various types of competition. The staff and committee have interpreted 14.11.4.2 as a possible condition, which the committee can and does deviate from through the student-athlete reinstatement process. Given the fact that the bylaw is not followed in practice due to the committee's authority in assessing appropriate reinstatement conditions, this bylaw should be deleted to avoid any potential confusion.

(c) Budget Impact. None.

b. Nonlegislative.

(1) Policies and Procedures.

(a) Recommendation. The committee recommends that Management Council support proposed amendments to the committee's policies and procedures. (Attachment A)

(b) Rationale. The committee included a change in its policies to reflect the codification in policy not to enter into repayment plans with institutions for a four-year period if the institution has a student-athlete default on an established payment plan. The committee also clarified its reconsideration policy to indicate that if a case has not been appealed and new information becomes available, the institution shall submit the information to the staff and the case will be re-opened. Subsequent to the committee issuing a decision, an institution may ask the staff and committee to reconsider only if it obtains newly discovered, nonrepetitive information that existed at the time of the decision but was not available to the institution and the student-athlete. The committee also adopted use of an appeal form by the membership when appealing a decision by the staff. The committee included a 30-day window from the date of the staff's initial decision letter for an institution to submit a request to the director of student-athlete reinstatement for an appeal using the appeal form.

(c) Budget Impact. None.

(2) Strategic Plan.

(a) Recommendation. The committee recommends that Management Council support development of and resources to fund a poster educating student-athletes about common Division III violations and reinstatement scenarios. The poster would be made available to the membership during 2004-05 academic year.

(b) Rationale. The committee wants to assist Division III institutions with educational efforts for student-athletes regarding common legislative violations that require reinstatement of eligibility. The committee recognizes that increased knowledge and awareness of student-athletes regarding NCAA legislation is incorporated within the principles of student-athlete welfare. It is the committee's position that enhancement of student-athlete knowledge can be accomplished through the creation and distribution of an educational poster addressing common violations resulting in a loss of eligibility and requirement of reinstatement.

(c) Budget Impact. \$5,000-\$6,000.

