

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

1. ACTION ITEMS.

a. Eligibility Ramifications — Complimentary Admissions (NCAA Bylaw 13.7.5.2).

- (1) Recommendation. The NCAA Division III Student-Athlete Reinstatement Committee recommends that the NCAA Division III Management Council support a proposal to amend Bylaw 13.7.5.2 (complimentary admissions) to indicate that all violations of this bylaw, where the amount is \$100 or less are restitution and, thus, conditioned on repayment do not affect the eligibility of the involved prospective student-athletes.
- (2) Rationale. Currently, the bylaw is only restitution for violations where the prospect receives excessive tickets and not for situations when an individual sits in special seating or around the bench area, which is also prohibited. Frequently, the value of this special seating is less than \$100; however, these special-seating violations do impact eligibility. This change will provide consistency to all Bylaw 13.7.5.2 violations and is also consistent with deregulation efforts.
- (3) Budget Impact. None.

b. Policies and Procedures.

- (1) Recommendation. The committee recommends approval of proposed amendments to the committee's policies and procedures (Attachment A). Amendments included:
 - (a.) The lead NCAA staff administrator, in consultation with the chair, can suspend a reinstatement condition in very limited circumstances if the next contest is an NCAA championship, a bowl game or another national championship. The general practice is that student-athletes are withheld from the next contests even if the next contests are part of the championship and that policy remains in place.
 - (b.) In situations where the staff provides relief based on an institutional error or misinformation provided by an institution, a letter will be sent to the institution's chief executive officer (CEO).

- (c.) If a reinstatement or waiver request contains information or allegations against another NCAA institution or institutional employee, the institution or its employee must be provided a copy of relevant documentation and give the other institution/employee 10 days to respond in writing to the allegations. The response will be included as part of the case record.
 - (d.) Reinstatement decisions rendered by the committee and the staff are made based on the record put forward by the institution. If further information is later discovered and the facts of the original decision change (e.g., during an enforcement investigation), the reinstatement case will be reopened and a decision rendered on the new facts. Further, in situations involving multiple student-athletes where the core violation is the same, the institution requesting reinstatement should attempt to process all student-athlete reinstatement cases as one request.
- (2) Rationale. The committee felt changes were needed in order to implement new policies and that the recommendations reflect the current practices of the staff and committee.
 - (3) Budget Impact. None.

2. INFORMATIONAL ITEMS.

- a. **Summary of Reinstatement Cases Processed.** During the 2003-04 academic year, the staff processed approximately 1,900 cases in all three divisions. Among all three divisions, only 2.5 percent of the cases were appealed and, of those, the committees' affirmed the staff's decision in 83 percent of the cases. Specific to Division III, there were 122 cases processed involving violations as well as 32 cases involving waiver requests (e.g. extension requests).

Review of cases heard during the fall (August to October) of 2004-05 academic year, the staff processed approximately 622 cases in all three divisions. Three percent of these cases were appealed and of those, the committees' affirmed the staff's decision in 82 percent of the cases. In Division III, 24 cases were processed involving violations as well as 14 cases involving waiver requests.

- b. **Withholding Condition for a Season (Sit-A-Year, Charge-A-Year).** In situations involving academic fraud or amateurism violations, the committee reaffirmed that if the condition involves withholding a season it requires that the student-athlete sit-a-year and be charged-a-year. Conversely, the committee

