



Proposal Number: RWG-12-5

Title: AMATEURISM -- PAYMENT BASED ON PERFORMANCE -- FROM AMATEUR TEAM OR EVENT SPONSOR

Intent: In sports other than tennis, to specify that an individual may receive payment based on performance or given on an incentive basis up to actual and necessary competition-related expenses from an amateur team or a sponsor of event; further, in tennis, to specify that after initial full-time collegiate enrollment, an individual may accept prize money based on his or her place finish or performance in an athletics event.

A. Bylaws: Amend 12.1.2.1.5, as follows:

12.1.2.1.5 Payment Based on Performance. Any payment, ~~including actual and necessary expenses~~, conditioned on the individual's or team's place finish or performance or given on an incentive basis **that exceeds actual and necessary expenses**, or receipt of expenses in excess of the same reasonable amount for permissible expenses given to all individuals or team members involved in the competition.

B. Bylaws: Amend 12.1.2.4, as follows:

12.1.2.4 Exceptions to Amateurism Rule.

12.1.2.4.1 Exception for Prize Money ~~Prior to Full-Time Collegiate Enrollment~~ **Based on Performance** -- Sports Other Than Tennis. In sports other than tennis, ~~prior to collegiate enrollment~~, an individual may accept prize money based on his or her place finish or performance in an ~~open~~ athletics event ~~(an event that is not invitation only)~~. Such prize money may not exceed actual and necessary expenses and may be provided only by the sponsor of the ~~open~~ event. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the ~~prospective student athlete~~ **individual** (e.g., coach's fees or expenses, parent's expenses).

12.1.2.4.2 Exception for Prize Money ~~Prior to Full-Time Collegiate Enrollment~~ -- Tennis.

12.1.2.4.2.1 Prior to Full-Time Collegiate Enrollment. In tennis, prior to full-time collegiate enrollment, an individual may accept up to \$10,000 per calendar year in prize money based on his or her place finish or performance in ~~open~~ athletics events ~~(events that are not invitation only)~~. Such prize money may be provided only by the sponsor of an ~~open~~ event in which the individual participates. Once the individual has accepted \$10,000 in prize money in a particular year, he or she may receive additional prize money on a per-event basis, provided such prize money does not exceed the individual's actual and necessary expenses for participation in the event. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the individual (e.g., coach's fees or expenses, parent's expenses).

12.1.2.4.2.2 After Initial Full-Time Collegiate Enrollment. **In tennis, after initial full-time collegiate enrollment, an individual may accept prize money based on his or her place finish or performance in an athletics event. Such prize money may not exceed actual and necessary expenses and may be provided only by the sponsor of the event. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the individual (e.g., coach's fees or expenses, parent's expenses).**

~~12.1.2.4.3 Exception for Prize Money for Prospective Student Athletes After Full-Time Collegiate Enrollment at Non-NCAA Institutions -- Outside the Playing Season During the Summer Vacation Period. After a prospective student athlete has enrolled full time at a non-NCAA institution, he or she may accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside his or her institution's declared playing and practice season during the institution's summer vacation period. Such prize money may not exceed actual and necessary expenses and may be provided only by the sponsor of the open event. The calculation of actual and necessary expenses shall not~~



~~include the expenses or fees of anyone other than the prospective student athlete (e.g., coach's fees or expenses, parent's expenses).~~

~~12.1.2.4.4 Exception for Prize Money for Student Athletes—Outside the Playing Season During the Summer Vacation Period—Individual Sports. In individual sports, a student athlete may accept prize money based on his or her place finish or performance in an open athletics event (an event that is not invitation only), provided the competition occurs outside the institution's declared playing and practice season during the institution's summer vacation period. Such prize money may not exceed actual and necessary expenses and may be provided only by the sponsor of the open event. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the student athlete (e.g., coach's fees or expenses, parent's expenses).~~

12.1.2.4.53 Exception for Payment Based on Team Performance ~~Before Full-Time Collegiate Enrollment—Sports Other Than Men's Ice Hockey and Skiing.~~ In sports other than men's ice hockey and skiing, before full-time collegiate enrollment, an **An** individual may accept payment **from his or her amateur team or the sponsor of the event** based on his or her team's place finish or performance, or given on an incentive basis (e.g., bonus), provided the combination of such payments and expenses provided to the individual does not exceed his or her actual and necessary expenses to participate on the team. The calculation of actual and necessary expenses shall not include the expenses or fees of anyone other than the ~~prospective student athlete~~ **individual** (e.g., coach's fees or expenses, parent's expenses).

[12.1.2.4.6 through 12.1.2.4.16 renumbered as 12.1.2.4.4 through 12.1.2.4.14, unchanged.]

Source: NCAA Division I Board of Directors (Working Group on Collegiate Model -- Rules)

Effective Date: August 1, 2013

Category: Amendment

Topical Area: Amateurism

Rationale: As a result of the Presidential Retreat in August 2011, the Rules Working Group was formed and charged with reviewing current Division I rules with a view toward reducing the volume of unenforceable and inconsequential rules that fail to support the NCAA's enduring values, and emphasizing the most strategically important matters. This proposal is part of a package recommended by the Rules Working Group designed to accomplish those objectives. Currently, there are several bylaws addressing the provision of payment based on performance for prospective and enrolled student-athletes that are overly complicated and bureaucratic. This change would streamline the legislation for individuals prior to and following enrollment and for both individual and team sports without compromising the fundamental purpose of the collegiate model or the commitment to amateurism.

Budget Impact: None.

Impact on Student-Athlete's Time (Academic and/or Athletics): None.

Position Statement(s)

none

History

Aug 15, 2012: Submit; Submitted for consideration.

Jan 19, 2013: Board of Directors, Sponsored

Jan 19, 2013: Board Review, Adopted

Jan 20, 2013: Adopted, Override Period; Start of Override Period