

# BOARD OF REGENTS

## BRIEFING PAPER

### ***Handbook and Code Revision, NSHE Intercollegiate Athletics***

#### **BACKGROUND & POLICY CONTEXT OF ISSUE:**

The Board earlier requested that staff review current policies on intercollegiate athletics and bring recommendations for consideration by the Board. A Chancellor's committee headed by Dr. Joe Crowley had given the Board a report *NSHE Athletic Hiring Report* in September 2011 related to hiring practices for coaches and athletic directors and the appropriate role of the Board. These proposed *Handbook* and Code revisions were discussed at the December 2011 Board meeting and are the result of the Crowley report plus recommendations from the *AGB (Association of Governing Boards) Statement on Board Responsibilities for*

**BULLET POINTS TO SUPPORT REQUEST/RECOMMENDATION:**

These changes comply with recommendations from AGB and the NSHE internal study committee and clearly spell out roles and responsibilities of the Board, the Chancellor, and the President.

**POTENTIAL ARGUMENTS AGAINST THE REQUEST/RECOMMENDATION:**

The Board may wish to change some specific portions of the proposed changes, such as level of salary and term of contracts requiring Board or Chancellor approval or the particular sports designated as requiring Board approval of head coaches.

**ALTERNATIVE(S) TO WHAT IS BEING REQUESTED/RECOMMENDED:**

Leave the policies as currently written.

**COMPLIANCE WITH BOARD POLICY:**

- Consistent With Current Board Policy: Title # \_\_\_\_\_ Chapter # \_\_\_\_\_ Section # \_\_\_\_\_
- Amends Current Board Policy: *Title 2, Chapter 5, Section 5.4.2 and Title 4, Chapter 10, Section 23*
- Amends Current Procedures & Guidelines Manual: Chapter # \_\_\_\_\_ Section # \_\_\_\_\_
- Other: \_\_\_\_\_
- Fiscal Impact: Yes \_\_\_\_\_ No  \_\_\_\_\_  
Explain: \_\_\_\_\_

**POLICY PROPOSAL**  
**TITLE 2, CHAPTER 5, SECTION 5.4.2**  
**Duration of Employment Contracts - Coaches**

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

**5.4.2 Duration of Employment Contracts**

....

(e) [~~The appointment of athletic coaches~~] *Except for head coaches of football and men's and rec4(tch2(ors*

**POLICY PROPOSAL**  
**TITLE 4, CHAPTER 10, SECTION 23**  
**NSHE Intercollegiate Athletics**

Additions appear in *boldface italics*; deletions are [~~stricken~~ and bracketed]

**Section 23. Policies Concerning NSHE Intercollegiate Athletics**

The Board of Regents encourages the development of intercollegiate athletic programs at the Nevada System of Higher Education (*NSHE*) institutions consistent with their institutional mission and goals. The goal of the NSHE shall be to provide for student competition in intercollegiate sports appropriate to the universities, colleges and their conferences, to fiscal resources available, and to sound standards of student academic performance. Every intercollegiate athletic program shall comply with all applicable rules and regulations of the National College Athletic Association (*NCAA*) and other organizations and conferences in which each is member.

¶ Intercollegiate athletics programs shall be intended to protect and enhance both the educational and physical welfare of student-athletes. Intercollegiate athletic programs shall seek to support and develop each participating student's academic and athletic talents, and shall seek to assure that the student athlete, as a student in an academic setting, achieves scholastically to the best of his or her capabilities. During recruitment activities, this policy shall be made known to potential men and women student athletes. Intercollegiate sports shall be viewed as an important component of the university, state college, college community, and of individual development.

The goals identified in support of the institutions' athletic mission statements include:

- [1-] **A.** In recognition of the importance of academics in maintaining the integrity of athletic programs, the universities and colleges will emphasize and ensure progress towards graduation by establishing and enforcing academic standards and developing a support system to increase the academic success of student-athletics;
- [2-] **B.** An Intercollegiate Athletic Council (*IAC*), organized in conformity with NCAA rules and regulations, shall be established and maintained by each university and every college engaged in intercollegiate athletics. The IAC will serve as an advisory committee reporting to the institution President;
- [3-] **C.** Each Director of Athletics and all coaches recognize the necessity for funding for athletic programs and the necessity to assist in this process. Funding for athletics may be provided by both public and private sources. Each institution shall be responsible for the proper disclosure, accounting, control and administration of all funds; and
- [4-] **D.** Each institution is accountable to the Board of Regents, as it is the Board of Regents which maintains the ultimate responsibility for all contractual obligations and implementation of the goals contained in the Intercollegiate Athletics Policies and mission statement.

**1. Board of Regents Oversight**

- a. *The Board of Regents carries out its responsibility for oversight of all NSHE intercollegiate athletics through the institutional Presidents.***

*b. On recommendation of the President, the Board shall review and approve the initial*

- c. To assist in assuring institutional control over intercollegiate athletics programs, member institutions shall not make new joint appointments to the positions of Director of Intercollegiate Athletics and coach of an intercollegiate sports program.
- d. Compliance programs will be enforced by a compliance officer who shall report to, and serve within the office of the President of each institution. In carrying out these responsibilities, the President shall also be assisted by the Intercollegiate Athletic Board. Institutions are encouraged to impose more stringent policies and rules when, in the judgment of the institution, such policies and rules are necessary.

[2.] 3. Academic and Athletic Standards.

- a. Intercollegiate athletics programs shall be an integral part of the educational program of each institution and student-athletes shall be an integral part of each student body. Policies and standards concerning the admission, academic standing and academic progress of student-athletes shall be consistent with policies and standards adopted for each student body generally. Each institution must establish policies concerning class time, assignments, tests and final examinations that are missed by student-athletes due to participation in officially sponsored intercollegiate athletic events.
- b. Student-athletes are representatives of the institution. Student-athletes shall deport themselves with honesty and good sportsmanship, in compliance with all applicable NCAA, conference, and university rules and regulations, and in accordance with all such rules and laws regulating gaming. Their behavior shall reflect the high standards of honor and dignity that characterize participation in intercollegiate activities.
- c. Minimum Academic Requirements for Continuing Eligibility of Student Athletes.

Students [~~first~~] enrolled [~~full-time~~] in any [~~collegiate~~] *NSHE* institution [~~during the fall 1992 or after~~] must meet the [~~following~~] *all applicable NCAA academic* requirements to be eligible for intercollegiate competition, *as well as any additional academic requirements established by the institution.*

[GENERAL REQUIREMENTS

~~NCAA rules require:~~

- ~~• Full-time enrollment (*minimum 12 credits*).~~
- ~~• Satisfactory completion of 24 credit hours during each academic year.~~
- ~~• At least 18 credits must be completed during the regular academic year (*Fall and Spring semesters combined*).~~
- ~~• No more than 6 credits of Summer hours may count toward meeting the 24 credit hours.~~

SPECIFIC NCAA REQUIREMENTS

~~AS A JUNIOR:~~

- ~~• Declare a major and make satisfactory progress toward the degree.~~
- ~~• Have completed 25% of the degree credits in your major.~~
- ~~• Have 90% of the cumulative minimum GPA required for graduation.~~

~~AS A SENIOR:~~

- ~~• Have completed 50% of the degree credits in your major.~~
- Have 95% of the cumulative minimum GPA required for graduation.

Budget revisions shall occur only in compliance with established Nevada System of Higher



**ADDITIONAL APPLICABLE POLICY REGARDING ATHLETICS**  
**NOT PROPOSED FOR REVISION**  
Title 4, Chapter 10, Section 24 - 26

**Section 24. Institutional Trade-Out Policy**

1. General Policy.

- a. A trade-out is defined as an agreement between an institution or branch of the NSHE on behalf of itself or one of its colleges, departments, events centers, performing arts centers, units, programs, or other such entity (*hereinafter referred to as the “institution”*) and an individual, partnership, corporation, or other such entity for goods or services in exchange for anything of value from the institution, including, but not limited to, advertising, club memberships, sponsorships, or tickets to any event.
- b. Each institution shall adopt more specific trade-out policies in order to implement Board policy tailored to the circumstances of each entity that may make use of trade-outs. Institutional trade-out policies shall be in conformity with the Board of Regents’ trade-out policy. The adoption, amendment, or repeal of institutional policy shall be on the recommendation of the President and approved by the Board of Regents. Minimally, the institution’s policies must address the following areas: establishing new trade-outs; renewing trade-outs; multi-year trade-outs; non-renewal of trade-outs; audit/review; oversight and authorization; form(s) required; procedures for use of trade-outs.
- c. Institutional trade-out policies must be in compliance with all applicable laws, regulations, and Board of Regents’ policies and must be in the best interest of the institution.
- d. All trade-out agreements must be in writing and approved by the President or his or her designee. The authority of a President’s designee to execute trade-out agreements must be in writing and signed by the President.
- e. Trade-outs are to be used solely for the benefit of the institution and exclusively for business purposes. Any personal use or benefit from a trade-out is prohibited.

**Section 25. Intercollegiate Athletics Trade-Out Policy**

1. UNLV

- a. A trade-out is defined as an agreement between the Department of Intercollegiate Athletics and an individual, business or corporation for goods and/or services in return for something of value from the department (*including advertising, club memberships, sponsorships, tickets to athletic events, etc.*)

e. No trade-out will be initiated without prior knowledge and approval of the Director of the

- c. All trade-out agreements must be in accordance with NCAA, University and ICA policies, rules, and regulations.
- d. Documentation for trade-out agreements will be consistent with acceptable accounting procedures and guidelines established by the University as approved by the Board of Regents.
- e. A listing of all trade-out agreements will be maintained by the Assistant Athletic Director for Promotions for review upon reasonable request by authorized personnel.
- f. Trade-out agreements will be approved where the value received by ICA is of equal or greater value.
- g. Where trade-out agreements involve property subject to inventory, such property shall be received in accordance with University property control procedures and reported in accordance with Board of Regents' policy.
- h. All trade-out agreements are to be in compliance with the Internal Revenue Code, Section 132, and therefore construed to be tax exempt.
- i. This policy may not be amended without written approval of the Director of Athletics.

This policy governs the issuance of complimentary tickets for the UNR Department of Intercollegiate Athletics (ICA) events. The policy shall be administered by the Director of the Department of ICA who is responsible for compliance with the policy hereunder.

- a. Complimentary tickets for Department of ICA events are University property and shall not be directly or indirectly sold or exchanged by any employee for money, anything of value, or for the benefit of the employee or any other person.
- b. Any distribution of complimentary tickets shall be in compliance with federal and state statutes and regulations; the Code, policies and procedures of the Nevada System of Higher Education; the policies, rules and regulationsDTj0.0012

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