

Senate Athletic Committee

March 4, 2019

Present: Bermel, Arends, Robben, Anderson, Alexander, Herda, Valdez, Reed, Phillips, Ginavan-Hayes, Twombly, Williams, Buskirk, David Reed

The committee met on March 4 to hear a presentation by David Reed, Senior Associate Athletics Director—Compliance & Student Services regarding the compliance aspects of current Standing Charge #3. Help ensure KU maintains athletic compliance with University, Big XII and NCAA rules and Federal law.

- a. **Review educational programs and communication strategies to ensure the KU community better understands the combined responsibility for compliance.**
- b. **Review and summarize KAI reports identifying athletic compliance parameters including but not limited to recruiting practices and university admissions.**
- c. Review KU and KAI policies and procedures on drug testing, diversity and sexual harassment including Title IX compliance, and alcohol use in matters of sexual assault reporting.

(Proposed New Standing Charge #3: Receive and review a report from KAI and the Faculty Athletic Representative (FAR) on KU and KAI efforts to ensure compliance with University, Big XII, NCAA rules, and Federal law. This report will include updates on programs and efforts designed to ensure that the KU community understands compliance and also updates on NCAA and federal rules affecting compliance.)

David presented a comprehensive overview of compliance requirements and the compliance operation at KU. The PowerPoint slides are attached. Several points stood out:

- KAI devotes considerable resources to compliance. The Compliance and Student Services unit has 7 full-time staff plus a graduate assistant and two interns. This puts it second or third in the Big 12 in terms of staff.
- KAI Compliance and Student Services maintains one of the top rules education units in the country. (See last page of attachments for a list of education activities conducted annually.)
- Although institutional control is at the heart of the NCAA compliance, David pointed out that the degree of control that any institution has varies depending on the target. For example, the institution can control financial aid, eligibility certification, CARA/RARA (Countable Activity and Required Athletic Activity time limits), awards and institutional policy. An institution has limited control over activities such as recruiting, personnel, and student athletes. It has influence, but not control over external groups such as boosters and limited control over individuals such as agents.
- KAI and KU are responsible for documenting activities demonstrating institutional control.

When asked about emerging compliance issues, David cited legalized gambling as being of most concern to him. Current law suits over “name, image, and likeness” may have more effects on overall recruitment and ultimately, on the number of men’s sports, than on compliance.

When asked in what ways faculty and staff could aid in the compliance process, two things were mentioned:

1. Create more online learning opportunities.
2. Accept community college grades of "D" for transfer credit. Apparently other Big 12 institutions will allow transfer credits with grades of "D" to count.

A lively discussion followed. The implications of increased online learning opportunities for athletes may pose challenges for tutoring. This may be an issue the committee wishes to target for additional study next year.

The committee's last meeting for 2018-19 is Monday, March 25 at 3 pm in the Anderson West Conference Room.