



Board of Trustees Audit & Compliance Committee

Tuesday, November 10, 2020
12:15 – 1:05pm
Microsoft Teams Virtual Meeting

Trustees: Nancy Watkins, Chair; Sandra Callahan, Oscar Horton, Byron Shinn

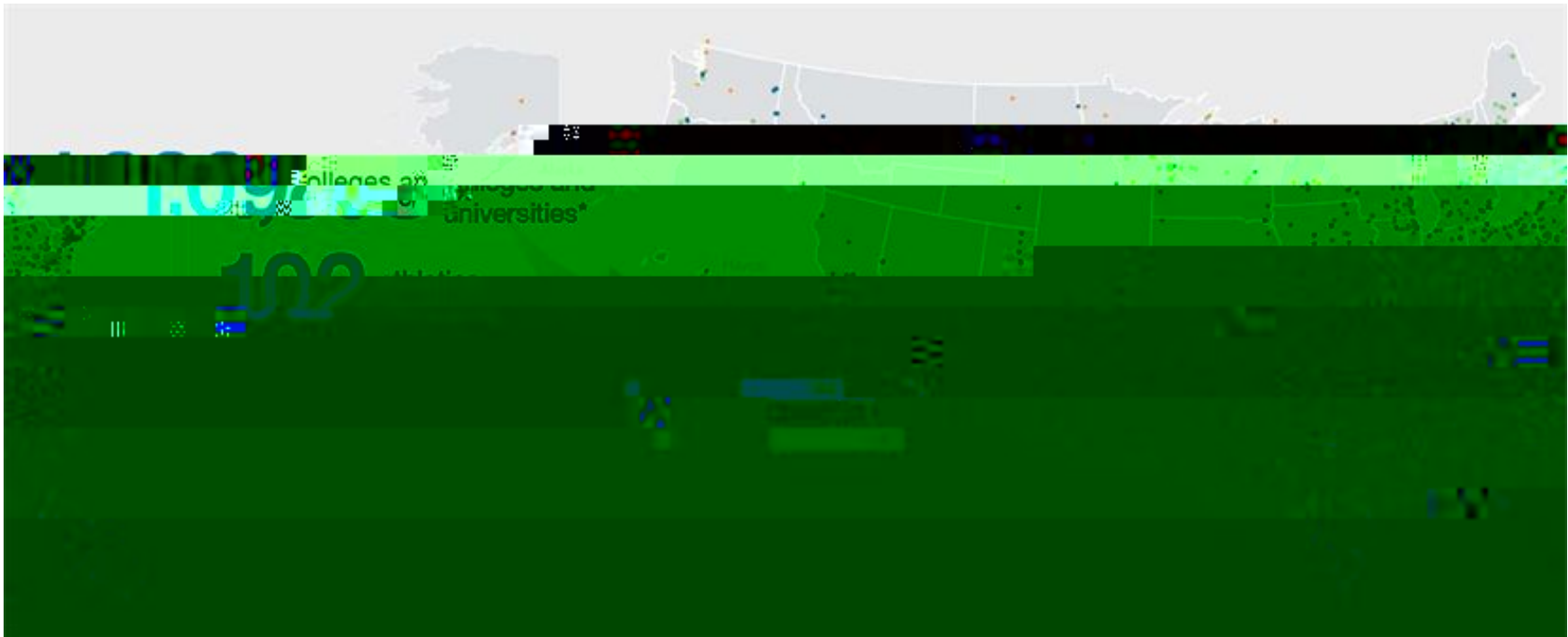
A G E N D A

- I. Call to Order and Comments Chair Nancy Watkins
- II. Public Comments Subject to USF Procedure Chair Watkins
- III. New Business – Action Items
 - a. [Approval of August 25, 2020 Meeting Notes](#) Chair Watkins
- IV. New Business – Information Items
 - a. [Overview of NCAA Regulation of Intercollegiate Athletics](#) Sr. Assoc. General Counsel Joel Londrigan
- V. Adjournment Chair Watkins

NCAA Regulation of Collegiate Athletics

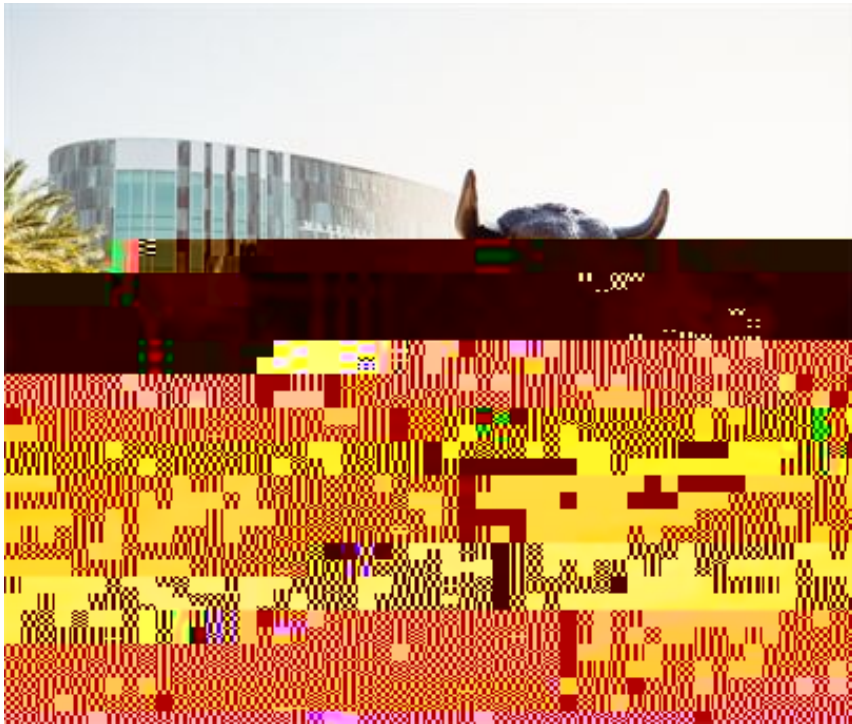
- A national regulatory body of intercollegiate athletics in the US
- Institutions are referred to as “members”
- Governance is by the membership (i.e. self-governed)
- Members:
 - Agree to be governed by NCAA legislation/bylaws
 - Participate in the NCAA rule making process and drafting legislation
 - Are subject to discipline for violations

NCAA Membership



Source: NCAA

USF and the NCAA



- Joined the NCAA on September 1, 1968
- NCAA Division I member institution
 - FBS football division
 - American Athletic Conference

NCAA Governance

- Board of Governors
 - Highest governing body in the NCAA
 - Comprised of CEO's from several member institutions
- NCAA Division I Committees
 - Board of Directors
 - 24 members
 - Each FBS conference is represented (AAC currently represented by the University of Houston)
 - Has five committees that report to it including the Committee on Infractions

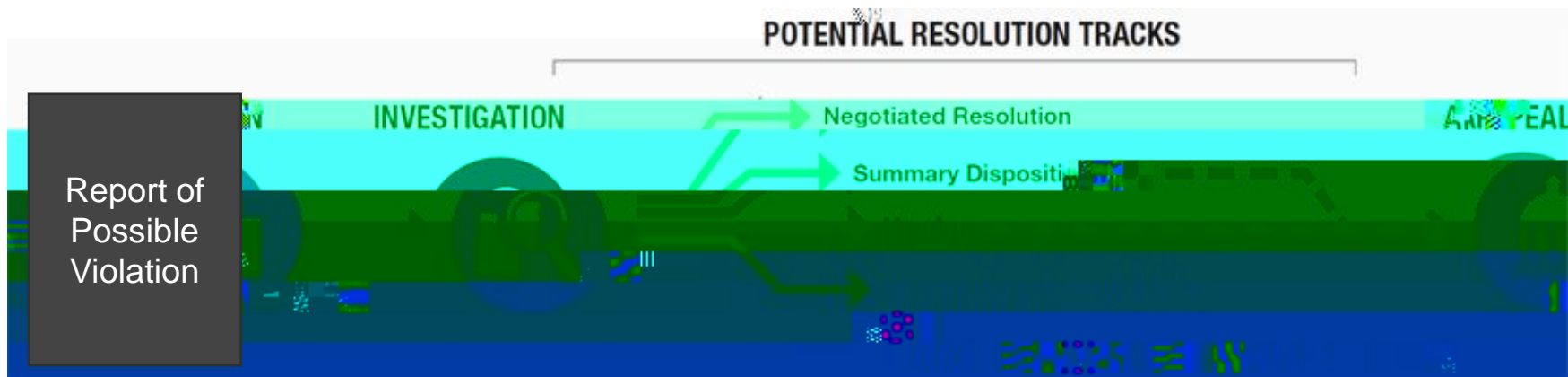
Committee on Infractions (COI)

- Independent administrative body charged with deciding infractions cases involving member institutions
- Comprised of individuals from members institutions, conferences, and independent members of the general public who possess formal legal training
- Authority granted by NCAA bylaws to hear and decide infractions matters and to prescribe penalties in response to violations

NCAA Enforcement

- The investigative or fact-gathering body within the NCAA
- Responsible for investigating allegations of violations of NCAA bylaws by the member institutions
- Presents investigative findings to the COI

NCAA Infractions Process (Major Infractions)



Source: NCAA

Infractions Process Continued



Source: NCAA

Investigation Phase

- Information Reported of Possible Violation – Informal investigation conducted and enforcement staff decides whether to issue a Notice of Inquiry
- Formal Investigation
 - Participants include:
 - Enforcement
 - Member institution(s)
 - Individual(s) (Employees, Witnesses, Third-party actors)
 - Overall purpose is to gather facts related to specific allegations
 - Investigative Tools Used – Interviews, Document Requests, Public Records

Conclusion of the Investigation Stage

- No finding of violations
- Enforcement staff believes sufficient evidence exist that a violation occurred:
 - Enforcement drafts a Notice of Allegations
 - Case is referred to the resolution phase

Resolution Phase

- Four possible avenues for resolution
 - Negotiated Resolution (Parties agree on all facts and penalties)
 - Summary Disposition (Parties agree on all facts)
 - USF Men's Basketball Matter (2017)
 - Hearing (Parties disagree on facts or novel issues)
 - Independent Accountability Process (COI does not participate)
 - Limited to “complex” cases (e.g. violations of core NCAA values; the possibility of major penalties; or adversarial behavior)
 - Can be requested by parties involved
- Penalty's are issued
 - Examples include: fine, involved sport budget reduction, probation, post-season competition ban, scholarship reductions, head coach restrictions, involved party sanctions

Appeal Process

- Two of the resolutions tracks can be appealed to the Infractions Appeals Committee
 - Summary Disposition (penalties only)
 - Hearing
- Infraction Appeals Committee has final authority to decide case on appeal

