



Case Summary

General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1047321	Interpretation Request	Athletics Personnel - Bylaw 11	No

Division	Sport(s)
I	

Legislative Cite(s)

11.01.3 - Coach, Graduate Assistant -- Bowl Subdivision Football.

Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	Personally identifiable	Staff	Individual

Conditions

Rationale

Interpretation:: The intent of Bylaw 11.01.3 (FBS Graduate Assistant Coach) is that the graduate assistant coach be enrolled in a graduate degree program and not a graduate certificate. This is conveyed in Bylaw 11.01.3 (a) where the language references "degree program" and "degree requirements". Therefore, an individual that is enrolled in a graduate certificate program and not a graduate degree program would not meet Bylaw 11.01.3.

Case Summary

Specific Case Information

Describe the interpretive request See statement attached to this request.

Provide the conference analysis of the interpretive request..... Conference office stated the difference between the funding source of a graduate assistantship within an academic department vs. the funding source of a graduate assistantship with the athletics department would permit an individual who seeks to serve as a football graduate-assistant coach during the 2019-20 academic may satisfy Bylaw 11.01.3 by enrolling an online graduate certificate program. However, the conference office recommended applicant institution submit an interpretation request to be certain.

Provide the institution's analysis of the interpretive request..... See statement attached to this request.



Case Summary

General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1058188	Interpretation Request	Awards and Benefits - Bylaw 16 Financial Aid - Bylaw 15	No

Division **Sport(s)**

I

Legislative Cite(s)

15.2.8 - Summer Financial Aid.

15.2.8.1.2 - Enrolled Student-Athletes.

- Proposal No. 2014-13 Autonomy Proposal -- Financial Aid -- Maximum Limit on Financial Aid -- Full Grant-in-Aid -- Other Expenses Related to Attendance up to Cost of Attendance, as amended by Proposal No. 2014-13-1 Autonomy Proposal -- Financial Aid -- Cost of Attendance -- Student Assistance Fund (I)

15.2.8.1.2.3 - Exception for First-Time Recipient in the Next Academic Year.

15.01.6.1 - Student Assistance Fund.

16.11.1.8 - Student Assistance Fund.

Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	Personally identifiable information	Staff	Bylaw Team Member Consult

Conditions

Rationale

Interpretation:: Agree with the conference position. Other than the specifically prohibited uses, use of of the student assistance fund is permissible consistent with the policies and procedures of the conference and is not considered the same as institutional financial aid relative to the application of 15.2.8.

Case Summary

Specific Case Information

Describe the interpretive request 15.2.8 has many stipulations, including returners on athletics aid may receive summer aid, or first time athletics aid recipients in the next semester may receive summer aid. Student Assistance Fund (SAF) allows for student-athletes to receive tuition, fees, room and board, and course-related books in summer school. There are no interpretations or ed columns that say SAF may only be given pursuant to 15.2.8, or even Bylaw 15 at all, excepting 15.01.6.1, which does not include SAF in what an institution may award to a student-athlete. Apparently, SAF being used for non-scholarship student-athletes in the summer is a regularly occurring practice (possibly only related to required summer activities, but unsure). If SAF can be used without violating 15.2.8.1.2/15.2.8.1.2.3, can it be used in any situation otherwise covered by 15.2.8 to provide any student-athlete with eligibility remaining aid in the summer?

Provide the conference analysis of the interpretive request. Conference believes that SAF and athletics aid is separate, and recognizes the potential disconnect between the two bylaws.

Provide the institution's analysis of the interpretive request. Without any clear assistance from legislation, interpretations, or educational columns, plain language dictates that SAF can be used for any enrolled student-athlete with eligibility remaining. In the referenced educational column, Question 8 says a noncounter may receive SAF, distinguishing it from athletics aid and not making them a counter. Based on this, an inference can be made that under current legislation, SAF is allowed to be awarded to student-athletes in the summer when athletics aid would not be otherwise permitted.



Case Summary

General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1050496	Interpretation Request	Athletics Personnel - Bylaw 11	No

Division	Sport(s)
I	

Legislative Cite(s)

11.4.1 - High School, Preparatory School or Two-Year College Coach.

Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	Personally identifiable information	Staff	Bylaw Team Lead

Conditions

Rationale

Interpretation:: Based on the facts provided, the **Personally identifiable information** may not speak at the banquet or work with high school personnel on the high school campus to plan the banquet for the prospective student-athletes. Staff suggests the institution consider filling a waiver for legislative relief including any mitigation that may exist and the specific scope of this activity.

Case Summary

Specific Case Information

Describe the interpretive request

Personally identifiable information

Provide the conference analysis of the interpretive request.

Patrick Hairston suggested contacting the waiver line, believing that we could not get there interpretively.

Provide the institution's analysis of the interpretive request.

Institution believes that 11.4.1 and 11.5.1 (noncountable staff cannot be off-campus) would preclude a noncoaching staff member with sport-specific responsibility from helping his successor plan the banquet at the high school.

Redaction Log

Reason	Page (# of occurrences)	Description
Personally identifiable information	1 (1) 3 (1) 5 (2) 6 (1)	Redaction of personally identifiable information and/or security code and access code for access. (Identity Theft Protection Act, N.C. Gen. Stat. § 75-60, et seq.)