



# Case Summary

## General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1050327	Interpretation Request	Recruiting - Bylaw 13	No

Division	Sport(s)
I	

### Legislative Cite(s)

- Application of Recruiting Rules that are Dependent on Grade or Class (I)  
13.1.3.1 - Time Period for Telephone Calls -- General Rule.

## Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	02/25/2019	Staff	Individual

### Conditions

### Rationale

Interpretation:: The prospective student-athlete's class is determined by the school and the educational system.(please see the 7/27/2016 official interpretation which has been attached to the case). The recruiting rules are intended to apply based on the expected graduation date of the prospective student-athlete as prescribed by the prospective student-athlete's educational system. This analysis applies even if a prospective student-athlete may choose to attend additional grades before college that are similar to preparatory school. Therefore, if the PSA is expected to graduate after grade 12, your institution would treat grade 12 as the PSA's senior year.

## Case Summary

**Specific Case Information**

Describe the interpretive request

On Feb 13, 2019, our Men's Golf coach received email from an Ontario, Canada PSA indicating he would finish 12th grade in May/June 2020; but, he was thinking about possibly continuing thru grade 13. So, is this a recruitable Junior beginning September 1, 2018 or does the coach have to wait until September 1, 2019 because the PSA might choose to go to grade 13? Based on input from Paul at the Eligibility Center, this Compliance Office analyzes that the September 1 of the Junior year is determined based upon the start of the 9th grade year. In the scenario presented above, we believe the golf coach can initiate recruitment with the Ontario, Canada PSA now since September 1, 2018 marked the beginning of grade 11/Junior year of high school.

Provide the conference analysis of the interpretive request.

Provide the institution's analysis of the interpretive request.



# Case Summary

## General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1050533	Interpretation Request	Eligibility - Bylaw 14 Progress Toward Degree-Bylaw 14.4	No

**Division**                      **Sport(s)**

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### Legislative Cite(s)

14.4.3.1.7 - Hours Earned or Accepted for Degree Credit.  
14.4.3.7 - Waivers of Progress-Toward-Degree Rule.

## Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	03/04/2019	Staff	Bylaw Team Lead

### Conditions

### Rationale

Interpretation:: According to the facts provided with this situation, the certifying institution's analysis of this SA academic eligibility is correct after the medical absence waiver was applied to both the Fall 2017 and Spring 2018 terms. The Fall 2018 term for this SA becomes his first term of full-time enrollment for purposes of the 24-hour requirement, percentage of degree and minimum GPA requirements for progress-toward-degree.

Provided the SA remains enrolled full-time, he would need by satisfy the 24 credit-hour rule and achieve the minimum grade-point average by the start of the Fall 2019 term, and subsequently satisfy percentage of degree by the start of Fall 2020.

## Case Summary

## Specific Case Information

Describe the interpretive request

The SA is a 4-4 football transfer with IFTE of Fall 2017 and a Summer Bridge in Summer 2017 at his previous institution. In F17 he withdrew from his previous institution and received a medical absence waiver for F17 and S18 (a term in which he was not enrolled)(see attached transcript from current institution and Big 10 Medical Absence Waiver approval letter). He transferred to this institution for Fall 2018. Because of his Med Absence waiver, accumulated transfer credits, and transfer gpa; SA was deemed eligible to receive athletic aid and to compete in Fall 2018. He did use that season 1 of eligibility. Currently (end of Fall 2018 term), the SA has a total of 15 credit hours earned. By the end of what term will he need to have completed 24 hours in accordance with bylaw 14.4.3.1(a) and 40% of his degree required hours IAW bylaw 14.4.3.1.7(b)? How many credit hours will he need to be eligible for the F19 season? We believe 24 hours (9 more than he currently has earned) that count toward any of our institution's degree programs. We assert this because 14.4.3.7(a) states that a term to which a medical absence waiver applies does not count as a term of full time enrollment for purposes of the 24 credit hour requirement. So, Fall 2017 and Spring 2018 do not count toward his 24 hour or PTD or GPA requirements. Wouldn't Fall 2018, under these circumstances be his first semester to start counting toward his 24 hours, PTD, and GPA requirements? We assert that to be eligible to compete and receive aid in Fall 2019, SA will need 24 credit hours with a 1.8 cum gpa by the end of Summer 19. He would then need to reach 40% of his degree requirements with a 1.9 gpa in a declared degree by the end of Summer 20 to be eligible for the Fall 2020 football season

Provide the conference analysis of the interpretive request.

Conference and NCAA points of contact were unsure/perhaps disagreed on how to apply legislation to determining when the SA would be required to achieve 24 hours and 48 hours due to the uncommon (?) circumstance of receiving a medical absence waiver for two consecutive terms.

Provide the institution's analysis of the interpretive request.

We believe that the key to our assertions is bylaw 14.4.3.7(a) that states that a term to which a medical absence waiver applies does not count as a term of full time enrollment for purposes of the 24 credit hour requirement, PTD requirement, or grade point average requirement; that, this SA does not have to achieve 24 hour credit requirement, PTD requirements, or grade point average requirements. In brief, this statement in the bylaw makes Fall 2017 and Spring 2018 not count against SA's fulltime enrollment. So, in effect, his fulltime enrollment begins in Fall 2018 for the purposes of determining his eligibility for continuing competition.



# Case Summary

## General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1050695	Interpretation Request	Eligibility - Bylaw 14 Other Bylaw 14 Progress Toward Degree-Bylaw 14.4	No

**Division** | **Sport(s)**

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### Legislative Cite(s)

14.5.5.2.10 - One-Time Transfer Exception.  
14.4.3.1.7 - Hours Earned or Accepted for Degree Credit.  
14.4.3.1.4.1 - Application to a Midyear Enrollee.  
14.4.3.1 - Fulfillment of Credit-Hour Requirements.

## Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	03/04/2019	Staff	Individual

### Conditions

### Rationale

Interpretation:: Based on the information provided, student-athlete (SA) meets the six-hour requirement for transfers (by 14.4.3.1.2.1) and would be immediately eligible for the Fall 2019 term provided he was otherwise eligible to compete in the Fall 2018 term had he returned to the original institution. Additionally, the SA has no unsatisfied 18-hour requirement of bylaw 14.4.3.1-b, as there was no full-time enrollment during the 2018-19 academic year.

## Case Summary

## Specific Case Information

Describe the interpretive request

With 2 consecutive missed terms after IFTE in Spring 2018, with 15 transferable credits, and Indoor Track outside competition in his home country in Spring 2019; what would this PSA need to be immediately eligible for athletic aid and competition beginning in Fall 2019 term?

Provide the conference analysis of the interpretive request.

In terms of PTD requirements based on what you have provided, seems like PSA would be responsible for 24 hours if using a missed term. Which one are you using as the missed term and what type of documentation do you have as to why missed the terms? I'd have something on file in case in the future need to use a PTD waiver of some kind. So to confirm his enrollment looks like this: Spring 2018 Initial Full-Time Enrollment Fall 2018 Not Enrolled Spring 2019 Not Enrolled In light of this response, we decided to come directly thru RSRO to try to get further assistance in determining this PSA's transfer eligibility determination.

Provide the institution's analysis of the interpretive request.

SA meets all 4-4 transfer criteria of bylaw 14.5.5.2.10. Spring 18 is PSA's IFTE at losing institution. He was a Final Qualifier with the EC. He did not sign an NLI; so, he has no residency requirement. Fall 18 qualifies as a missed term for the PSA in accordance with 14.4.3.1-(b) as he meets each of items 1,2,and 3 for that term. PSA did not enroll anywhere in Spring 2019; but, did compete in his home country in Indoor Track. So, he does not qualify for consecutive term missed terms due to bylaw 14.4.3.6-(a) item (2). Therefore, he does not meet the 18 hour rule in bylaw 14.4.3.1(b) for Fall 18/Spring 19; so, he would arrive at a gaining NCAA DI institution ineligible due to these factors. We believe the PSA receives a prorated 9 hours for Fall 2018; but, we believe we must count Spring 2019 as a term due to the above stated information. So, PSA did not earn the 18 hours required every Fall/Spring or 6 hours required in each term. So, he would arrive ineligible for athletic aid in Fall 2019. If he were to enroll and pay for himself in Summer 2019 and earn 9 hours of credit, he could conceivably arrive with 24 hours and be eligible for competition in Indoor Track in December 2019. He could earn his eligibility for athletic aid back for Spring 2020 by passing 9 or more hours in Fall 2019. Please confirm we are interpreting this correctly or guide us in where we are not interpreting correctly.



# Case Summary

## General Case Information

Case Number	Case Type	Sub Case Type	Release to Database
1050967	Interpretation Request	Eligibility - Bylaw 14 Progress Toward Degree-Bylaw 14.4	No

**Division**                      **Sport(s)**

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### Legislative Cite(s)

14.4.3.5.4 - Remedial, Tutorial or Noncredit Courses.  
14.4.3.7 - Waivers of Progress-Toward-Degree Rule.

## Status Information

Status	Status Date	Status Level	Status Level Type
Resolved	03/08/2019	Staff	Bylaw Team Member Consult

### Conditions

### Rationale

Interpretation:: Yes - a student-athlete (SA) may utilize remedial credits, per Bylaw 14.4.3.5.4, in their second full-time term, when the second term is not within their first academic year of initial enrollment due to a medical absence. For example, a SA that began the 2017 fall term as a full-time student, but does not complete that term, or return in the 2018 spring term, and receives a medical absence waiver for both terms, those two terms (2017 fall and 2018 spring) would not count toward the initial year progress-toward-degree legislation. Because of the medical absence waiver, for progress-toward-degree legislation, the initial year would be the 2018-19 academic year. Therefore, that student would need to meet the 24 hour requirement after the end of the 2019 spring term, and the SA would still be able to use remedial courses during the 2018-19 academic year.

## Case Summary



Institution: Sam Houston State University  
Case Type: Interpretation Request

Division: I

Case ID: 1050533  
Date: 06/27/2019

## General Information

### Institution Information

Institution or Conference: Sam Houston State University

Division of Institution:

Conference: South and Conference

Phone Number: 936/294 1111

Academic year related to this request: 2018-19

### Sub Case Types

Please check all the Interpretation Request sub-case types and conditions that apply

Eligibility - Bylaw 14

#### Eligibility - Bylaw 14 Sub-Case Types

Progress Toward Degree-Bylaw 14.4

### Legislation Related to this Request

Provide title(s) of applicable regulations, educational code or interpretation

Type	Division	ID	Text
Bylaw	I	14.4.3.1.7	<a href="#">Hours Earned or Accepted for Degree Credit</a>
Bylaw	I	14.4.3.7	<a href="#">Waivers of Progress-Toward-Degree Rule</a>

One sentence statement that describes the interpretive issue.

How do you determine when the 24-hour requirement, PTD requirements, and grade point average requirement must be achieved when the first two semesters of a football SA are granted medical absence waivers by the previous institution's conference office (see attached Background)?

### Case Prioritization Information

Do the circumstances of this request require urgent review (within the next two business days)? No

## Case Information

## Case Information

### All Requests

Describe the interpretive request

The SA is a 44 football transfer with FTE of Fa 2017 and a Summer Bridge in Summer 2017 at his previous institution in F17 he withdrew from his previous institution and received a medical absence waiver for F17 and S18 (a term in which he was not enrolled)(see attached transcript from current institution and Bg 10 Medical Absence Waiver approval letter) He transferred to this institution for Fa 2018. Because of his Medical Absence waiver, accumulated transfer credits, and transfer gpa; SA was deemed eligible to receive athletic aid and to compete in Fa 2018. He did use that season 1 of eligibility. Currently (end of Fa 2018 term), the SA has a total of 15 credit hours earned. By the end of what term will he need to have completed 24 hours in accordance with by aw 14 4 3 1(a) and 40% of his degree required hours AW by aw 14 4 3 1 7(b)? How many credit hours will he need to be eligible for the F19 season? We believe 24 hours (9 more than he currently has earned) that count toward any of our institution's degree programs. We assert this because 14 4 3 7(a) states that a term to which a medical absence waiver applies does not count as a term of full-time enrollment for purposes of the 24 credit hour requirement. So, Fa 2017 and Spring 2018 do not count toward his 24 hour or PTD or GPA requirements. Wouldn't Fa 2018, under these circumstances be his first semester to start counting toward his 24 hours, PTD, and GPA requirements? We assert that to be eligible to compete and receive aid in Fa 2019, SA will need 24 credit hours with a 1.8 cumulative gpa by the end of Summer 19. He would then need to reach 40% of his degree requirements with a 1.9 cumulative gpa in a declared degree by the end of Summer 20 to be eligible for the Fa 2020 football season.

Have you previously contacted any NCAA staff regarding this request?

Yes

Provide the case number or name(s) of NCAA staff previously contacted regarding this request.

Enn Sampson, South and Conference AMA Point of contact, contacted by SLC Compliance Associate Commissioner Thomas Samuels

Provide the date(s) of contact with NCAA staff regarding this request.

02/26/2019

Have the institution and conference communicated regarding this request?

Yes

Provide the date(s) of contact between the institution and conference office regarding this request.

02/25/2019

Provide the conference analysis of the interpretive request.

Conference and NCAA points of contact were unsure/perhaps disagreed on how to apply regulations to determine when the SA would be required to achieve 24 hours and 48 hours due to the uncommon (?) circumstance of receiving a medical absence waiver for two consecutive terms.

Provide the institution's analysis of the interpretive request.

We believe that the key to our assertions by aw 14 4 3 7(a) that states that a term to which a medical absence waiver applies does not count as a term of full-time enrollment for purposes of the 24 credit hour requirement, PTD requirement, or grade point average requirement; that, this SA does not have to achieve 24-hour credit requirement, PTD requirements, or grade point average requirements. In brief, this statement in the by aw makes Fa 2017 and Spring 2018 not count against SA's full-time enrollment. So, in effect, his full-time enrollment begins in Fa 2018 for the purposes of determining his eligibility for continuing competition.

## Case Documentation

(Maximum individual file size is 10MB.) Upload each document individually.

### Recommended Documentation

#### If necessary

Provide any documentation related to the interpretive request

Uploaded on 02/28/2019 by Curtis Collier

Uploaded on 02/28/2019 by Curtis Collier

## Case Contacts and Submission

### Select Contacts for this Case

Primary Contact: Curtis Collier (ath\_ccc@shsu.edu) Phone: 936 294 4440

Secondary Contact: Trevor Thorn (adm\_stt@shsu.edu) Phone: 936 294 2693

### Additional Case Contacts

Add additional contacts with a valid email address from the conference or member institution who will receive selected emails related to the case.

**Email Delivery First Name Last Name Title E-mail Address**

### Terms and Conditions

#### Disclaimer Terms and Conditions

I understand the interpretative staff response will be based solely on the specific facts provided in this interpretive request. Any changes to the facts presented, or additional information relevant to this request, must be submitted through Requests/Seif-Reports Online.

Agreement by Curtis Collier on 02/28/2019

## Activity After Case Submission

### Responses to Requests for Additional Information



Institution: Sam Houston State University  
Case Type: Interpretation Request

Division: I

Case ID: 1050967  
Date: 06/27/2019

## General Information

### Institution Information

Institution or Conference Sam Houston State University

Division of Institution I

Conference Southland Conference

Phone Number 936/294-1111

Academic year related to this request 2018-19

### Sub Case Types

Please check all the Interpretation Request sub-case types and conditions that apply

Eligibility - Bylaw 14

#### Eligibility - Bylaw 14 Sub-Case Types

Progress Toward Degree-Bylaw 14.4

### Legislation Related to this Request

Provide cite(s) of applicable legislation, educational column or interpretation

Type	Division	ID	Text
Bylaw	I	14.4.3.5.4	<a href="#">Remedial, Tutorial or Noncredit Courses.</a>
Bylaw	I	14.4.3.7	<a href="#">Waivers of Progress-Toward-Degree Rule.</a>

One sentence statement that describes the interpretive issue.

Do medical absence waiver terms count toward the two semester limit for remedial courses in Bylaw 14.4.3.5.4(d)?

### Case Prioritization Information

Do the circumstances of this request require urgent review (within the next two business days)? No

## Case Information

## Case Information

### All Requests

Describe the interpretive request

If you can use 6 hours of remedial credits in the first 2 semester of enrollment, how does that apply to a Student Athlete who has received medical absence waivers for their first 2 semesters of enrollment? We assert that a Student Athlete with medical absence waivers in the first 2 terms of enrollment have not technically started their first term of enrollment for the purposes of the 24 hour rule, PTD, and GPA requirements. Therefore, we assert that a Student Athlete in this situation could use up to 6 remedial credits toward their 24 hour requirement in what is technically their 3rd and 4th semesters. See Bylaw 14.4.3.7(a). Please confirm that we are interpreting this Bylaw correctly. We have a Student Athlete in this circumstance who is taking 6 hours of remedial credit in his 4th semester however, he was awarded a medical absence waiver for his 1st and 2nd semesters.

Have you previously contacted any NCAA staff regarding this request? No

Have the institution and conference communicated regarding this request? No

Page 3 - Case Documentation

## Case Documentation

(Maximum individual file size is 10MB.) Upload each document individually.

## Recommended Documentation

### If necessary

Provide any documentation related to the interpretive request

Page 4 - Case Contacts and Submission

## Case Contacts and Submission

### Select Contacts for this Case

Primary Contact Curtis Collier (ath\_ccc@shsu.edu) Phone: 936-294-4440

Secondary Contact Trevor Thorn (adm\_stt@shsu.edu) Phone: 936-294-2693

### Additional Case Contacts

Additional contacts with a valid email address from the conference or member institution will receive selected e-mails related to the case.

**Email Delivery First Name Last Name Title E-mail Address**

## Terms and Conditions

### Disclaimer Terms and Conditions

I understand the interpretations staff response will be based solely on the specific facts provided in this interpretive request. Any changes to the facts presented, or additional information relevant to this request, must be submitted through Requests/Self-Reports Online.

Agreement by Lindsay Manning on 03/05/2019

## Activity After Case Submission

### Responses to Requests for Additional Information

## Specific Case Information

Describe the interpretive request

If you can use 6 hours of remedial credits in the first 2 semester of enrollment, how does that apply to a Student Athlete who has received medical absence waivers for their first 2 semesters of enrollment? We assert that a Student Athlete with medical absence waivers in the first 2 terms of enrollment have not technically started their first term of enrollment for the purposes of the 24 hour rule, PTD, and GPA requirements. Therefore, we assert that a Student Athlete in this situation could use up to 6 remedial credits toward their 24 hour requirement in what is technically their 3rd and 4th semesters. See Bylaw 14.4.3.7(a). Please confirm that we are interpreting this Bylaw correctly. We have a Student Athlete in this circumstance who is taking 6 hours of remedial credit in his 4th semester however, he was awarded a medical absence waiver for his 1st and 2nd semesters.

Provide the conference analysis of the interpretive request.

Provide the institution's analysis of the interpretive request.