



MEMORANDUM

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TO: Football Student-Athletes with Remaining Eligibility.

FROM: Rachel Newman Baker
Director of Agent, Gambling and Amateurism Activities

Steve Mallonee
Managing Director of Academic and Membership Affairs/Division I
Governance Liaison.

SUBJECT: Information Regarding the 2009 National Football League (NFL) Draft,
Tryouts, and Agents.

We understand that you may have remaining intercollegiate eligibility, but may also have a desire to "test the waters" as it relates to your pursuit of a potential professional football career. You will attempt to gauge your readiness for competition at the next level through a variety of methods, including tryouts with professional teams and you will undoubtedly rely on a number of individuals to assist in the decision-making process.

At the end of this process, you may in fact reach the conclusion that it is not in the best interest to pursue a professional career at this time, but rather to continue athletics participation at the intercollegiate level while pursuing your academic degree.

Involvement in activities during this process can affect your intercollegiate eligibility. The following information is designed to help you protect your eligibility while you "test the waters."

Key Dates:

- College Advisory Committee evaluation request deadline (to ensure an evaluation is completed): December 19, 2008.
- College Advisory Committee evaluation request final deadline (with no guarantee that an evaluation will be completed): January 4, 2009.
- Early-entry deadline for underclassmen: January 15, 2009.
- Early-entry withdrawal deadline for underclassmen: 72 hours after early-entry deadline (midnight, January 18, 2009).
- NFL Combine: February 18 to 24, 2009, in Indianapolis, Indiana.
- 2009 NFL Draft: April 25 and 26, 2009, in New York.

N a t i o n a l C o l l e g i a t e A t h l e t i c A s s o c i a t i o n

An association of more than 1,200 members serving the student-athlete
Equal Opportunity/Affirmative Action Employer

Frequently Asked Questions

Entering the draft

1. *Am I allowed to enter the NFL Draft early?*

YES! You may enter the NFL Draft one time during your collegiate career without jeopardizing your eligibility; provided you are not drafted by any team and you declare your intention to resume intercollegiate participation within 72 hours following the NFL's draft declaration date. This declaration of intent must be in writing to your director of athletics. Players that enter the NFL Draft early are required to sign, and have notarized, a petition for special eligibility with the NFL, which renounces all remaining collegiate eligibility unless revoked within 72 hours of the draft declaration date.

2. *May I request information from the NFL about my potential draft status without jeopardizing my eligibility?*

YES! You may personally request information from the NFL about your potential draft status without jeopardizing your eligibility. The NFL has a College Advisory Committee, which is comprised of a group of general managers/personnel directors of NFL clubs and the directors of the NFL's two scouting combines. Under this program student-athletes that are at least three years out of high school, may receive a general assessment of their draft potential. Players will be advised of one of the following by the committee: (a) that they have the potential to be drafted as high as the first round, (b) that they have the potential to be drafted as high as the second round, (c) that they have the potential to be drafted as high as the third round, (d) that they do not have the potential to be drafted in the first three rounds, or (e) that they do not have the potential to be drafted. The committee's evaluation is non-binding and does not guarantee or assure a specific round, but it does provide an underclassman with an unbiased opinion of where they may stand in the draft. The College Advisory Committee is a method where knowledgeable people, with no financial interest in the matter, can give a student-athlete an informed assessment of his draft chances. The period for applying for an evaluation from the College Advisory Committee is between the end of the regular football season and January 4, 2009. Evaluations will be accepted after the conclusion of a player's regular season. In order to ensure that an evaluation is completed, requests should be received by the College Advisory Committee no later than Friday, December 19. Though requests will be accepted through Sunday, January 4, there is no guarantee that an evaluation can be completed for requests received after December 19. A representative of the commissioners' staff will respond to the involved player, and the NFL and the player are to keep the evaluation confidential.

NFL Combine and Tryouts

3. *Am I allowed to participate in the NFL Combine in February and maintain my eligibility?*

NO! The NFL Combine occurs from February 18 to 24, which is after the deadline for withdrawing from the NFL Draft. Only players who have committed to entering into the NFL Draft are allowed to participate in the NFL Combine.

4. *Can I participate in private workouts/tryouts with NFL teams if school is still in session?*

YES! You may tryout with an NFL team (or participate in a combine including that team) during the academic year if you are enrolled full-time as long as you don't miss class. You may also tryout with an NFL team during the summer provided that the tryout does not exceed 48 hours and you have not received more than actual and necessary expenses from the team.

5. *Can I participate in on-campus "pro days" for NFL teams if school is still in session?*

YES! Participation in on-campus pro days for NFL teams is considered participation in a tryout for an NFL team. If you are enrolled as a full-time student at the institution you may participate in these workouts provided that you don't miss any class time.

6. *Am I allowed to receive a medical examination from the NFL scouting bureau if school is still in session?*

YES! A single scouting bureau recognized by the NFL is permitted to conduct one medical examination during the academic year without jeopardizing the student-athletes' eligibility, provided that examination does not occur off campus.

7. *Can NFL teams pay for my private workouts/tryouts?*

YES! You may receive actual and necessary expenses from the NFL team in conjunction with one 48-hour tryout per team (or combine including that team). The 48-hour tryout period begins when you arrive at the tryout location. At the completion of the 48-hour period you must depart the location of the tryout immediately in order to receive transportation expenses.

8. *Can I pay for my own private workouts/tryouts with NFL teams?*

YES! A tryout may extend beyond 48 hours if the individual self-finances additional expenses, including return transportation. A self-financed tryout may be for any length of time, provided you don't miss class.

9. *Can any other individual (e.g., agent, runner, or "advisor") pay for my private workouts/tryouts with NFL teams?*

NO! Unless an NFL team pays for your expenses in conjunction with a private workout or tryout, you and your family are responsible for paying all expenses associated with any tryouts as they are incurred.

Agents

10. *What is an "agent" according to NCAA rules?*

An individual would be considered an "agent" if the individual markets your football skills to any NFL team or other professional teams (e.g., contact NFL teams to discuss your skills, set up tryouts with NFL teams).

11. *Am I allowed to have any type of agreement with an agent?*

NO! You are not permitted to have a written or oral agreement with an agent, or anyone who is employed by or acting on behalf of an agent or sports agency (i.e., "runner"). [Note: On February 12, 2009, in a case entitled Oliver v. NCAA, an Ohio trial court judge held that Bylaw 12.3.2.1 was invalid under Ohio law and as a result a student-athlete was not ineligible if an attorney is present during discussions of a contract offer with a professional team. The NCAA intends to appeal the decision in the Oliver case.]

12. *What is an "oral agreement" with an agent?*

An oral agreement occurs if you verbally agree to have an agent perform any services (e.g., providing any expenses related to tryouts, arranging disability insurance, etc.) on your behalf OR you have knowledge that an agent is performing such services.

13. *Is an agent allowed to contact teams on my behalf to arrange private workouts or tryouts?*

NO! You cannot have an agent arrange a private workout/tryout with an NFL team. [Note: As noted in Question No. 11, the NCAA intends to appeal the decision in the Oliver case where the Ohio court held that an athlete was not ineligible if an attorney is present during discussions of a contract offer with a professional team.]

14. *Can my family members or other individuals who are associated with me as a result of playing football (e.g., high school coach, summer football coach, etc.) have an agreement with an agent to perform services on my behalf?*

NO! Family members and other individuals are not permitted to enter into any agreements with an agent on your behalf.

15. *Am I allowed to have an agreement with an agent if it is for future representation?*

NO! You are not permitted to agree to a future representation agreement with an agent.

16. *Is an agent allowed to provide me any benefits?*

NO! You, your family, or your friends are not permitted to receive any benefits from an agent. Examples of material benefits include money, transportation, dinner, clothes, cell phones, jewelry, etc. However, benefits may also include, but are not limited to, activities such as tryout arrangements with a professional team and coordinating tryout schedules.

17. *Am I permitted to have an advisor during this process?*

YES, provided the advisor does not market you to NFL teams. However, an advisor will be considered an agent if they contact teams on your behalf to arrange private workouts or tryouts. [Note: As noted in Question Nos. 11 and 13, the NCAA intends to appeal the decision in the Oliver case where the Ohio court held that an athlete was not ineligible if an attorney is present during discussions of a contract offer with a professional team.]

18. *Can an institution cancel my athletics scholarship if I have an agreement with an agent?*

YES! An institution is permitted to rescind your athletics scholarship if you have an agreement with an agent.

19. *What is the National Football League Player's Association (NFLPA) rule regarding agent contact?*

An NFLPA certified agent, or any representative or person affiliated with an NFLPA certified agent, including "runners"/recruiters, financial advisors and marketing representatives is prohibited from speaking to individual prospective players or presenting to groups of prospective players who are ineligible for the NFL Draft.

20. *What will happen to me if an agent contacts me in violation of the NFLPA rule regarding agent contact?*

Under the NFLPA rule, an agent is not allowed to contact prospective players that are ineligible for the NFL Draft. However, the NCAA does not prohibit this contact, and a student-athlete would not be punished for communicating with an agent while ineligible for the draft, as long as the student-athlete, and his family and friends, do not have an agreement for representation with the agent, and do not receive any benefits from that agent or any of his representatives.

Five Points to Remember:

You will lose your eligibility IF:

1. You agree orally or in writing to be represented by an agent or any individual acting on behalf of the agent [e.g., runner]. [Note: As noted in Question Nos. 11, 13 and 17, the NCAA intends to

appeal the decision in the Oliver case where the Ohio court held that an athlete was not ineligible if an attorney is present during discussions of a contract offer with a professional team.]

2. You accept any benefits from an agent, a prospective agent or any individual acting on behalf of the agent [e.g., runner].
3. If you participate in a tryout with an NFL team that lasts longer than 48 hours, which you have not personally financed.
4. If you tryout with a professional team during the academic year and miss class.
5. If you enter the draft AND do not take the appropriate steps to withdraw and declare your intention to resume intercollegiate participation.

Helpful Tips:

- You should keep your head coach and compliance coordinator informed of all activities during this process.
- Be careful who you associate with during this process. Do it all yourself or work through your head coach. You may receive the assistance of your family members, provided they are not working with any individual who is marketing your athletics ability (e.g., contacting NFL teams, setting up tryouts with NFL teams).
- If you do not have knowledge of who arranged a tryout, you have a responsibility to find out who did.
- The NFL has had a great amount of success counseling underclassmen through its College Advisory Committee. Student-athletes should not be hesitant in utilizing this service because it provides unbiased information from the same people who will be evaluating talent for the draft. Between 1994 and 2008, 1,178 players were evaluated by the College Advisory Committee and 67 percent of the players evaluated elected to remain in school. The NFL's College Advisory Committee can be reached at the following address: College Advisory Committee, Attention: Player Personnel Department, National Football League, 280 Park Avenue, New York, New York 10017, Phone: 212/450-2215.
- You should remain in school and complete your academic courses while you "test the waters."
- If you have questions regarding this information, please contact the NCAA agent, gambling, and amateurism activities staff at 317/917-6866 or newman@ncaa.org.

SIGNATURE

Please sign your name and date below, which confirms that you have reviewed and understand this form and the information contained therein. I understand that if I am found to be in violation of the provisions of any of the information mentioned above, I may be declared ineligible for further intercollegiate competition.

Student-Athlete Signature

Date

Printed Name

Institution

Head Coach

Date

Compliance Officer

Date

RNB/SM:esb