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RALPHIE'S HOT TOPIC

VIDEOS OF PROSPECTIVE STUDENT-ATHLETES PARTICIPATING IN **NONSCHOLASTIC** ACTIVITIES

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NCAA D I institutions should note that in accordance with NCAA Bylaw 13.14.3.1, an institution may subscribe to a regularly published recruiting or scouting service involving PSA,

provided this service is:

made available to all institutions and
at the same subscription rate for all subscribers.

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

Additionally, CU is permitted to use video services, provided only regularly scheduled (regular season) HS or two-year college contests are involved. CU may not contract with the recruiting or scouting service in advance to have a particular contest recorded or provided, and the video service must be available to all institutions at the same cost.

Accordingly, it is not permissible for CU to obtain video (e.g., live streaming video, recorded video) of any **nonscholastic** activities, including regular game and all-star competition, any summer camp or clinic competition or specially arranged activities (e.g., lifting weights, agility drills), through a subscription to a recruiting or scouting service.

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

However, it is permissible for CU to observe PSA participating in nonscholastic activities via video (e.g., live streaming video, recorded video)

that is

available to the general public,

provided there is no subscription fee or other associated fee required to observe the video.

Finally, off-campus observation of a PSA via video made available by a recruiting or scouting service is considered an evaluation activity and is subject to all applicable evaluation regulations

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

Scenario No. 1:

A recruiting or scouting service posts videos of PSA participating in **nonscholastic** activities on its Web site for the general public to view. There is no cost (e.g., subscription fee) associated with viewing the video.

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

- × Question: Is it permissible for a coach to observe the video posted on the recruiting service's Web site?
- × Answer: Yes, it is permissible for a coach to observe such video at any time provided there is (1) no fee required and the (2) video is available to the general public. In addition, observation of this type of video would not count as an evaluation.

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

Scenario No. 2:

A recruiting or scouting service provides a free video service of PSA participating in **nonscholastic** activities that is available only to collegiate coaches.

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- × Question: Is it permissible for a coach to subscribe to this type of video service?
- × Answer: No, it is not permissible for a coach to observe a video of PSA participating in nonscholastic activities that is available only to a select group of individuals (e.g., coaches), even if there is no charge associated with accessing the video.

In this case, the recruiting or scouting service is limiting access to the video to a specific group of individuals; therefore, observation of the video would be equivalent to subscribing to the video service

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

Scenario No. 3:

A recruiting or scouting service charges a subscription fee for a service that publishes written information (e.g., player profiles, rosters) regarding the athletics ability of PSA.

By subscribing to the published, written materials an individual is also provided, at no additional charge, access to video of PSA participating in nonscholastic activities.

VIDEOS OF PSA PARTICIPATING IN NONSCHOLASTIC ACTIVITIES

- ✘ Question: Is it permissible for a coach to access videos under such an arrangement?
- ✘ Answer: No, it is not permissible for a coach to access videos of PSA participating in nonscholastic activities under an arrangement that requires a subscription to other information (e.g., player profiles, rosters). In this situation, access to the video of nonscholastic activities is contingent on the purchase of or subscription to other information (e.g., player profiles, rosters) and, for the purposes of NCAA recruiting rules, both services would be considered part of a full subscription package.

In order for a coach to observe video of nonscholastic activities, the other information (e.g., written information) and the video access cannot be marketed as a package and there cannot be any requirement, direct or implied, that a coach must purchase the other information (e.g., written information) in order to access the video. Further, the video must be made available to the general public at no charge.