



University of Cincinnati Sports Medicine

Advisor Policy.



Purpose:

1. To educate our student athletes on the guidelines and limitations aligning with the NCAA and the NCAA's policy and bylaws regarding the use of advisors in College Baseball.
2. To focus on the rules and regulations of having an advisor when making decisions regarding a student athlete and their health. Not limited to: availability of participation in games/practice, seeking second medical opinions, referral to MD outside of UC Health, and advisor presence during appointments.

Definition:

1. **Student – Athlete (SA)** - a person who is on an active roster and/or receiving an athletic grant-in-aid at the institution.
2. What is an “**Advisor**” according to the NCAA?

The term "advisor" is not defined in the NCAA Manual, but rather is a term that has been adopted by some, in part, to suggest compliance with NCAA agent legislation. You must remember that the label an individual places on himself or herself is not relevant to the NCAA's agent determination. An advisor who engages in activities on your behalf that are not permissible as outlined in this memorandum is an agent under NCAA legislation and your association with that person could jeopardize your eligibility.

3. May I have an advisor during this process?

YES! You may have an advisor to advise you regarding the process provided the advisor does not market you to MLB teams. However, an advisor will be considered an agent if they contact teams on your behalf to arrange private workouts or tryouts. Under NCAA regulations, you and your parents are permitted to receive advice from a lawyer or other individuals concerning a proposed professional sports contract, provided the advisor does not represent you directly in negotiations for the contract. In this regard, it is permissible for an advisor to discuss with you the merits of a proposed contract and give you suggestions about the type of offer you should consider. In order to maintain your eligibility at an NCAA school, however, this advisor may not serve as a link between you and the professional sports team. Rather, you must view the advisor as an extension of your own interests and not as a source to contact a professional team. If the advisor has direct contact with a professional team regarding you or your status, whether independently or per your request or direction, the advisor shall be considered an agent and you have jeopardized your eligibility at an NCAA school. For example, an advisor may not be present during the discussions of a contract offer with a professional team or have any direct contact (including, but not limited to, in person, by telephone, text message, Facebook, Instagram, Twitter, email or mail) with the professional sports team on your behalf.

4. What role can advisor have in my medical decision?

An advisor shall have no direct or indirect input regarding a SA's medical decisions regarding one's own health. This includes active status and availability for competition based on health, the arrangement of appointments for outside MD's not within the University's healthcare system on behalf of the athlete (second opinions), the arrangement for a meeting or appointment with any other coach or sports medicine professional of any type on the athletes behalf, an advisor may not be present at SA doctor appointment. An advisor may also not provide any transportation or travel to a SA to an outside MD. *All medical decision regarding any student athlete must go through and be decided by the University's sports medicine department.



5. Can I still seek a Second Opinion?

YES! You may seek a second opinion from any outside doctor that YOU chose. You must sign the University of Cincinnati's Sports Medicine Second Opinion Policy prior to seeking a second opinion, as the University is not responsible for any financial costs of seeking a second opinion when requested by a SA.

Student Athlete Statement.

By initialing the following I hereby state that:

(Initial) _____ acknowledges that I have been presented with the rules and regulations of having/using an advisor in any decisions that could jeopardize my athletic eligibility. I understand that I may not use an advisor in regards to making any medical decision during my athletic participation at the University of Cincinnati.

(Initial) _____ I understand that if I am found to violate any NCAA bylaw or rules regarding the use of an "Advisor" I will be subject to discipline by the NCAA and University of Cincinnati. I do understand that any violation from using and "Advisor" can jeopardize my athletic eligibility while at the University of Cincinnati.

I understand that I'm required to accept and understand all bylaw's and NCAA rules regarding the use of "Advisors" and "Agents". Any other questions regarding the use of Advisors, not pertaining to health decisions I can contact my compliance director at the University of Cincinnati to address any questions or concerns regarding the use of an advisor.

Signature of Student Athlete: _____

Date: _____

Printed Name: _____

Sport: _____

***If you have an Advisor, please list their name below and contact information:**

Name of Advisor: _____

Phone #: _____