

THE UNIVERSITY OF TENNESSEE  
BOARD OF TRUSTEES

MINUTES OF THE ATHLETICS COMMITTEE

June 21, 2017  
Knoxville, Tennessee

The Athletics Committee of The University of Tennessee Board of Trustees met at 4:00 p.m. EDT on Wednesday, June 21, 2017, in the Hollingsworth Auditorium on the Institute of Agriculture campus in Knoxville, Tennessee.

**I. CALL TO ORDER**

Trustee Anderson, Committee Chair, called the meeting to order.

**II. ROLL CALL**

General Counsel Matthew Scoggins called the roll, and the following members of the Athletics Committee were present:

Charles C. Anderson, Jr.  
Joseph A. DiPietro  
D. Crawford Gallimore  
Vicky B. Gregg  
Raja J. Jubran  
Brad A. Lampley  
John D. Tickle

Mr. Scoggins announced the presence of a quorum. Trustee Driver was unable to attend the meeting. Other Trustees, administrative staff, and members of the media and general public were also present.

**III. MINUTES OF THE LAST MEETING**

Chair Anderson called for any corrections to the minutes of the October 14, 2016 meeting of the Committee. Hearing none, Trustee Gallimore moved approval of the minutes as presented in the meeting materials, Trustee Gregg seconded, and the motion carried.

#### IV. ATHLETICS COMMITTEE CHARTER

Chair Anderson introduced the next item for Committee action, the approval of a charter detailing the responsibilities of the Committee (Exhibit 1). Trustee Gregg moved that the Committee recommend the following Resolution for adoption by the Board of Trustees:

RESOLVED: The Athletics Committee Charter is approved as presented in the meeting materials.

Upon the Chair's call for discussion, Trustee Tickle asked whether the Chancellors and Athletic Directors had reviewed the charter. Mr. Scoggins confirmed that the Chancellors of UTM, UTC and UTK had reviewed the proposed charter, as well as the interim UTC Athletics Director, prior UTM Athletics Director, and the new UTK Athletics Director. In response to a further question regarding the Chancellors' involvement in meetings of the Committee, Mr. Scoggins noted that the meetings of the Committee are public meetings, and the Chancellors and Athletics Directors are welcome to attend. Mr. Scoggins also noted that the Chancellors and Athletics Directors will have input concerning future agenda items for Committee meetings.

Trustee Tickle asked whether the charter was reviewed by the SEC Commissioner or staff. Mr. Scoggins responded that the charter was reviewed by the SEC and there were several conversations with the SEC Commissioner and staff, specifically William King, Associate Commissioner for Legal Affairs and Compliance, as well as Will Lawler, SEC Assistant Commissioner of Compliance, who presented an NCAA compliance education program to the Committee in October.

Mr. Scoggins recounted a conversation he had with Mr. King, in which Mr. King noted there is a right way and a wrong way to operate an athletics committee. Mr. Scoggins gave examples of other states that have board athletics committees – Georgia, Alabama, Louisiana, Maryland, and Colorado. Mr. Scoggins emphasized that while reasonable minds may disagree about the need for an athletics committee, the Tennessee General Assembly has made the decision that the University's Board of Trustees will have an athletics committee. Mr. Scoggins said that the charter establishes the standards for appropriate Committee oversight of athletics.

Trustee Lampley noted the challenge of determining the line between appropriate oversight and inappropriate day-to-day meddling. In response, Dr. DiPietro

pointed to subsection (c) of the charter, which expressly cautions Committee members against involvement in the day-to-day operations of the athletics programs, including personnel matters and matters involving particular student-athletes. Trustee Jubran emphasized the Committee's responsibility to hold the Chancellors and Athletics Directors accountable for their actions. Chair Anderson commented on the importance of the Committee's oversight responsibility being mandated by statute.

Chair Anderson said it will be important for the Athletics Directors to present information to the Committee about various matters, including graduation rates, Title IX compliance, and fiscal matters. Trustee Tickle noted that Trustees who have been serving on campus athletics advisory boards had been receiving such information and asked about the role the campus athletics advisory boards after the creation of the Committee. Mr. Scoggins responded that the next agenda item would address that issue. Trustee Jubran emphasized the fiduciary responsibilities of the Committee, in contrast to the advisory nature of the campus athletics boards. Discussion continued regarding the need to review and determine the kind of reports the Committee will receive.

Trustee Tickle moved that the Resolution be revised as follows:

.RESOLVED: The Athletics Committee Charter is approved as presented in the meeting materials, provided that the word "major" shall be deleted from paragraph (b)10.

Trustee Jubran seconded the motion, and the motion carried.

Chair Anderson expressed his excitement for the work of the Committee and his desire that the Committee quickly start to get to know the new campus Athletics Directors.

## **V. ATHLETICS ADVISORY BOARD BYLAWS**

The Chair introduced the next item for Committee action, revisions to the bylaws of the Athletics Advisory Board Bylaws (Exhibit 2). Mr. Scoggins explained that now that oversight responsibility resides with the Athletics Committee, it is appropriate to revise the composition of the athletics advisory boards for UTK, UTC and UTM to eliminate Trustee membership to avoid any ambiguity as to the where that responsibility lies. In addition, the campuses have taken this opportunity to make other needed revisions to the bylaws of the campus boards as presented in the materials. The Chair called for a motion. Trustee Lampley

moved that the Committee recommend the following Resolution for adoption by the Board of Trustees:

RESOLVED: The Athletics Advisory Board Bylaws are approved as presented in the meeting materials, thereby superseding all prior actions of the Board of Trustees with respect to those boards.

Trustee Jubran seconded the motion, and the motion carried.

**VI. OTHER BUSINESS**

There was no other business to come before the Committee.

**VII. ADJOURNMENT**

There being no further business to come before the Committee, the meeting was adjourned.

Respectfully Submitted,



Matthew M. Scoggins, III