

AMENDMENT TO RULES COMMITTEE PRINT

119-14

OFFERED BY MRS. TRAHAN OF MASSACHUSETTS

Strike section 1 and all that follows, and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “College Athletics Re-
3 form Act”.

4 SEC. 2. DEFINITIONS.

5 In this Act:

6 (1) **ATHLETE AGENT.**—The term “athlete
7 agent” has the meaning given the term in section 2
8 of the Sports Agent Responsibility and Trust Act
9 (15 U.S.C. 7801).

10 (2) **ANTITRUST LAWS.**—The term “antitrust
11 laws” has the meaning given such term in the first
12 section of the Clayton Act (15 U.S.C. 12) and in-
13 cludes section 5 of the Federal Trade Commission
14 Act (15 U.S.C. 45) to the extent that such section
15 5 applies to unfair methods of competition.

16 (3) **COLLEGE ATHLETE.**—The term “college
17 athlete” means—

1 (A) any individual who is enrolled (or has
2 agreed to enroll) at an institution and partici-
3 pates in an intercollegiate sports team of such
4 institution; and

5 (B) any individual who is solicited to enroll
6 at an institution by, or at the direction of an
7 employee of, the institution in order for such in-
8 dividual to participate in an intercollegiate
9 sports team of such institution.

10 (4) COMPENSATION.—The term “compensa-
11 tion” means, with respect to a college athlete, any
12 form of payment or remuneration, whether provided
13 through cash, benefits, awards, or any other means.

14 (5) CONFERENCE.—The term “conference”
15 means an entity that—

16 (A) has as members 2 or more institutions;

17 (B) arranges regular season intercollegiate
18 athletic competitions and championships for
19 such members; and

20 (C) sets rules with respect to such inter-
21 collegiate athletic competitions and champion-
22 ships.

23 (6) IMAGE.—The term “image” means, with re-
24 spect to a college athlete, any visual depiction that

1 identifies, is linked to, or is reasonably linkable to
2 the college athlete.

3 (7) INSTITUTION.—The term “institution” has
4 the meaning given the term “institution of higher
5 education” in section 101 of the Higher Education
6 Act of 1965 (20 U.S.C. 1001).

7 (8) INTERCOLLEGIATE ATHLETIC ASSOCIA-
8 TION.—The term “intercollegiate athletic associa-
9 tion” means any entity that—

10 (A) sets common rules, standards, proce-
11 dures, or guidelines for the administration and
12 regulation of intercollegiate sports teams and
13 intercollegiate athletics competitions; and

14 (B) is composed of 2 or more institutions
15 or conferences located in more than 1 State.

16 (9) INTERCOLLEGIATE ATHLETIC COMPETI-
17 TION.—The term “intercollegiate athletic competi-
18 tion” means any contest, game, meet, match, tour-
19 nament, regatta, or other event in which intercolle-
20 giate sports teams of more than 1 institution com-
21 pete.

22 (10) INTERCOLLEGIATE ATHLETICS.—The term
23 “intercollegiate athletics”—

24 (A) means the intercollegiate sports teams
25 for which eligibility requirements for participa-

1 tion by college athletes are established by a con-
2 ference or an intercollegiate athletic association;
3 and

4 (B) does not include any recreational, in-
5 tramural, or club teams.

6 (11) INTERCOLLEGIATE SPORTS TEAM.—The
7 term “intercollegiate sports team” means an entity
8 composed of an individual or group of individuals
9 enrolled at an institution that is organized by such
10 institution for the purposes of participation in inter-
11 collegiate athletic competitions.

12 (12) LIKENESS.—The term “likeness”, with re-
13 spect to a college athlete, means a physical or digital
14 depiction or representation that identifies, is linked
15 to, or is reasonably linkable to the college athlete.

16 (13) NAME.—The term “name”, with respect to
17 a college athlete, means the first, middle, or last
18 name, or the nickname or former name, of the col-
19 lege athlete when used in a context that identifies,
20 is linked to, or is reasonably linkable to the college
21 athlete.

22 (14) NAME, IMAGE, AND LIKENESS AGREE-
23 MENT.—The term “name, image, and likeness agree-
24 ment” means a contract or similar written or oral
25 agreement under which a college athlete licenses or

1 authorizes, or a contract or similar agreement that
2 otherwise is in relation to, the commercial use of the
3 name, image, or likeness of the college athlete.

4 (15) POWER FOUR.—The term “Power Four”
5 means the Big Ten Conference, the Southeastern
6 Conference, the Atlantic Coast Conference, and the
7 Big 12 Conference, or any successors to such con-
8 ferences.

9 (16) PROFESSIONAL REPRESENTATION.—The
10 term “professional representation” means—

11 (A) representation provided by an athlete
12 agent, financial advisor, or collective representa-
13 tive; and

14 (B) legal representation provided by an at-
15 torney.

16 (17) STATE.—The term “State” means each
17 State of the United States, the District of Columbia,
18 and each commonwealth, territory, or possession of
19 the United States.

20 **SEC. 3. COLLEGE ATHLETE’S NAME, IMAGE, AND LIKENESS**
21 **RIGHTS.**

22 (a) RIGHT TO RECEIVE COMPENSATION FOR NAME,
23 IMAGE, AND LIKENESS.—An intercollegiate athletic asso-
24 ciation (in this Act referred to as an “IAA”), conference,
25 or institution may not—

1 (1) restrict a college athlete from receiving com-
2 pensation for the use of the name, image, or likeness
3 of such college athlete; or

4 (2) take adverse action against a college athlete
5 because the college athlete receives compensation for
6 the use of the name, image, or likeness of such col-
7 lege athlete.

8 (b) RIGHT TO REPRESENTATION.—An IAA, con-
9 ference, or institution may not—

10 (1) restrict a college athlete from obtaining pro-
11 fessional representation; or

12 (2) take adverse action against a college athlete
13 because the college athlete obtained professional rep-
14 resentation.

15 (c) RIGHT TO PRIVACY.—

16 (1) IN GENERAL.—An IAA, conference, or insti-
17 tution may not require a college athlete to disclose
18 the terms of a name, image, and likeness (in this
19 Act referred to as “NIL”) agreement.

20 (2) VOLUNTARY DISCLOSURE.—If a college ath-
21 lete voluntarily discloses the terms of an NIL agree-
22 ment to an IAA, conference, or institution, that
23 IAA, conference, or institution may not disclose the
24 terms of the agreement to a third-party without the
25 express written consent of the college athlete.

1 (d) RIGHT TO TRANSPARENT AGREEMENTS.—A
2 name, image, and likeness agreement under which a col-
3 lege athlete is provided compensation in an amount great-
4 er than \$600 shall be voidable by the athlete if such agree-
5 ment does not satisfy the following:

6 (1) The agreement is in writing.

7 (2) The agreement contains the following:

8 (A) A description of any services to be ren-
9 dered under the agreement.

10 (B) The names of the parties to the agree-
11 ment.

12 (C) The term of the agreement.

13 (D) The amount of compensation to be
14 provided to the college athlete under the agree-
15 ment.

16 (E) A provision specifying the cir-
17 cumstances or events under which the agree-
18 ment may be terminated due to nonperformance
19 of obligations by the college athlete.

20 (F) A provision specifying that the college
21 athlete may terminate the agreement, notwith-
22 standing any other term described in the agree-
23 ment, beginning immediately after the date on
24 which the college athlete is no longer enrolled at
25 any institution.

1 (G) The signature of the college athlete or,
2 if the college athlete is under the age of 18
3 years, the signature of the parent or guardian
4 of the college athlete.

5 (e) INTERNATIONAL ATHLETES.—

6 (1) ELIGIBILITY FOR F VISAS.—Section
7 101(a)(15)(F) of the Immigration and Nationality
8 Act (8 U.S.C. 1101(a)(15)(F)) is amended—

9 (A) by striking “(i) an alien having” and
10 inserting “(i)(I) an alien having”;

11 (B) by redesignating clauses (ii) and (iii)
12 as subclauses (II) and (III), respectively;

13 (C) by striking the semicolon and inserting
14 “; or”; and

15 (D) by adding at the end the following:

16 “(ii) an alien having a residence in a foreign
17 country which he has no intention of abandoning,
18 who is a bona fide current college athlete (as defined
19 in section 2 of the College Athletics Reform Act)
20 qualified to pursue a full course of study at an insti-
21 tution (as defined in section 2 of the College Ath-
22 letics Reform Act), and who seeks to enter the
23 United States temporarily and for the purpose of
24 pursuing a course of study at such an institution,
25 that is approved by the Secretary of Homeland Se-

1 curity, while also participating in intercollegiate ath-
2 letics, which institution shall have agreed to report
3 to the Secretary of Homeland Security the termi-
4 nation of attendance of each nonimmigrant student,
5 and if any such institution fails to make reports
6 promptly the approval shall be withdrawn;”.

7 (2) NAME, IMAGE, AND LIKENESS ACTIVITIES
8 BY INTERNATIONAL COLLEGE ATHLETES.—Section
9 212(a)(5)(A) of the Immigration and Nationality
10 Act (8 U.S.C. 1182(a)(5)(A)) is amended by adding
11 at the end the following:

12 “(v) INTERNATIONAL COLLEGE ATH-
13 LETES.—Notwithstanding clause (i), an
14 alien who seeks admission to the United
15 States to compete in intercollegiate ath-
16 letics as an international college athlete
17 nonimmigrant described in subparagraph
18 (F)(ii) of section 101(a)(15) shall not be
19 inadmissible for having participated or en-
20 gaged in activities described in section 3 of
21 the College Athletics Reform Act (relating
22 to the marketing of the name, image, or
23 likeness, of the alien), individually or as a
24 member of a group of athletes, and such
25 activities shall not constitute a violation of

1 or failure to maintain such nonimmigrant
2 status.”.

3 (f) ENFORCEMENT.—

4 (1) ENFORCEMENT BY FEDERAL TRADE COM-
5 MISSION.—

6 (A) UNFAIR OR DECEPTIVE ACTS OR PRAC-
7 TICES.—A violation of this section (other than
8 the amendments made by subsection (e)) shall
9 be treated as a violation of a regulation under
10 section 18(a)(1)(B) of the Federal Trade Com-
11 mission Act (15 U.S.C. 57a(a)(1)(B)) regarding
12 unfair or deceptive acts or practices.

13 (B) POWERS OF COMMISSION.—The Fed-
14 eral Trade Commission shall enforce this sec-
15 tion in the same manner, by the same means,
16 and with the same jurisdiction, powers, and du-
17 ties as though all applicable terms and provi-
18 sions of the Federal Trade Commission Act (15
19 U.S.C. 41 et seq.) were incorporated into and
20 made a part of this section. Any person who
21 violates such section shall be subject to the pen-
22 alties and entitled to the privileges and immuni-
23 ties provided in the Federal Trade Commission
24 Act.

1 (C) NONPROFIT ORGANIZATIONS.—Not-
2 withstanding section 4, 5(a)(2), or 6 of the
3 Federal Trade Commission Act (15 U.S.C. 44;
4 45(a)(2); 46) or any jurisdictional limitation of
5 the Federal Trade Commission, the Federal
6 Trade Commission shall also enforce this sec-
7 tion in the same manner provided in subpara-
8 graphs (A) and (B) with respect to organiza-
9 tions not organized to carry on business for
10 their own profit or that of their members.

11 (2) ACTIONS BY STATES.—In any case in which
12 the attorney general of a State, or an official or
13 agency of a State, has reason to believe that an in-
14 terest of the residents of such State has been or is
15 threatened or adversely affected by an act or prac-
16 tice in violation of this Act, the State, as *parens*
17 *patriae*, may bring a civil action on behalf of the col-
18 lege athletes enrolled at an institution of the State
19 in an appropriate district court of the United States
20 to—

21 (A) enjoin such act or practice;

22 (B) enforce compliance with this section;

23 (C) obtain damages, restitution, or other
24 compensation on behalf of residents of the
25 State; or

1 (D) obtain such other legal and equitable
2 relief as the court may consider to be appro-
3 priate.

4 (3) PRIVATE RIGHT OF ACTION.—

5 (A) IN GENERAL.—Any college athlete or
6 group of college athletes injured by a violation
7 of this section may bring a civil action against
8 an IAA, conference, or institution for such vio-
9 lation in the appropriate United States district
10 court to receive appropriate relief, including
11 preliminary and other equitable or declaratory
12 relief and actual damages.

13 (B) COSTS AND FEES.—In an action
14 brought under this paragraph, a court may
15 award court costs and attorney's fees to the
16 prevailing plaintiff.

17 (g) PREEMPTION.—The provisions of this section
18 shall preempt any provision of a State law, rule, regula-
19 tion, requirement, standard, or other provision having the
20 force and effect of law that conflicts with a provision of
21 this section. Nothing in this section shall be construed to
22 prohibit a State from enacting a law, rule, or regulation
23 that provides more expansive rights to college athletes
24 than the rights provided by the provisions of this section.

1 **SEC. 4. REGULATING SPORTS AGENTS.**

2 (a) UPDATES TO SPORTS AGENT RESPONSIBILITY
3 AND TRUST ACT.—The Sports Agent Responsibility and
4 Trust Act (15 U.S.C. 7801 et seq.) is amended—

5 (1) in section 3—

6 (A) in subsection (a)—

7 (i) by redesignating paragraphs (2)
8 and (3) as paragraphs (5) and (6), respec-
9 tively; and

10 (ii) by inserting after paragraph (1)
11 the following:

12 “(2) charge a student athlete a fee with respect
13 to an endorsement contract that is in an amount
14 that is greater than 4 percent of the amount of the
15 compensation provided to such student athlete under
16 such contract;

17 “(3) represent a student athlete for an endorse-
18 ment contract without the athlete agent first reg-
19 istering as an agent with a State and certifying to
20 an athletic association governing the intercollegiate
21 sport the student athlete participates in that the
22 athlete agent is registered with a State;

23 “(4) enter into an agency contract with a stu-
24 dent athlete that does not include a provision speci-
25 fying that the student athlete may terminate the
26 agency contract, notwithstanding any other term de-

1 scribed in the agency contract, beginning on the date
2 that is immediately after the date on which the stu-
3 dent athlete is no longer enrolled at any institution
4 (as defined in section 2 of the College Athletics Re-
5 form Act);” and

6 (B) in subsection (b)(3), by striking
7 “Warning to Student Athlete: If you agree oral-
8 ly or in writing to be represented by an agent
9 now or in the future you may lose your eligi-
10 bility to compete as a student athlete in your
11 sport.” and inserting “Notice to Student Ath-
12 lete:”; and

13 (2) in section 8, by striking “Uniform Athlete
14 Agents Act of 2000” and inserting “Revised Uni-
15 form Athlete Agents Act”.

16 (b) FEDERAL TRADE COMMISSION STUDY.—

17 (1) STUDY.—The Federal Trade Commission
18 shall conduct a study to analyze the impacts of es-
19 tablishing a program, administered by an entity
20 independent of any institution, conference, or inter-
21 collegiate athletic association, to develop standards
22 for, certify as compliant with such standards, and
23 otherwise regulate athlete agents who enter into
24 agreements with college athletes, which shall include
25 an analysis of—

1 (A) options for establishing such a pro-
2 gram;

3 (B) potential sources of funding for such a
4 program;

5 (C) a reasonable timeline for establishing
6 such a program; and

7 (D) the costs and benefits associated with
8 such a program.

9 (2) REPORT.—Not later than 1 year after the
10 date of the enactment of this Act, the Federal Trade
11 Commission shall submit to Congress a report on
12 the results of the study conducted under paragraph
13 (1), which shall include legislative recommendations
14 with respect to the establishment and funding of the
15 program described in such paragraph.

16 **SEC. 5. ESTABLISHMENT OF COMMISSION.**

17 (a) ESTABLISHMENT.—There is established in the
18 legislative branch the Commission to Stabilize College
19 Sports (in this section referred to as the “Commission”).

20 (b) MEMBERSHIP.—

21 (1) COMPOSITION.—

22 (A) MEMBERS.—The Commission shall be
23 composed of 16 members, of whom—

24 (i) 4 shall be appointed by the Chair
25 of the Committee on Health, Education,

1 Labor, and Pensions of the Senate and the
2 Chair of the Committee on Education and
3 Workforce of the House of Representa-
4 tives, and not fewer than 2 of these mem-
5 bers shall currently or previously have par-
6 ticipated in intercollegiate athletics;

7 (ii) 4 shall be appointed by the rank-
8 ing minority member of the Committee on
9 Health, Education, Labor, and Pensions of
10 the Senate and the ranking minority mem-
11 ber of the Committee on Education and
12 Workforce of the House of Representa-
13 tives, and not fewer than 2 of these mem-
14 bers shall currently or previously have par-
15 ticipated in intercollegiate athletics;

16 (iii) 4 shall be appointed by the Chair
17 of the Committee on Commerce, Science,
18 and Transportation of the Senate and the
19 Chair of the Committee on Energy and
20 Commerce of the House of Representa-
21 tives, and not fewer than 2 of these mem-
22 bers shall currently or previously have par-
23 ticipated in intercollegiate athletics; and

24 (iv) 4 shall be appointed by the rank-
25 ing minority member of the Committee on

1 Commerce, Science, and Transportation of
2 the Senate and the ranking minority mem-
3 ber of the Committee on Energy and Com-
4 merce of the House of Representatives,
5 and not fewer than 2 of these members
6 shall currently or previously have partici-
7 pated in intercollegiate athletics.

8 (B) QUALIFICATIONS.—Each member ap-
9 pointed under subparagraph (A) shall have ex-
10 perience in one or more of the following areas:

11 (i) Professional or college athletics, in-
12 cluding participation, administration, gov-
13 ernance, and media.

14 (ii) Enforcement of Federal statutes
15 covering college athletics, including title IX
16 of the Education Amendments of 1972 (20
17 U.S.C. 1681 et seq.).

18 (iii) Employment and labor issues, es-
19 pecially collective bargaining.

20 (iv) Civil rights issues, including fair-
21 ness and advocacy.

22 (v) Leadership experience at a non-
23 Power Four institution, especially a his-
24 torically Black college or university.

1 (C) DIVERSITY OF QUALIFICATIONS.—In
2 making appointments to the Commission under
3 subparagraph (A), the congressional leaders
4 shall not appoint more than 8 members affili-
5 ated with the Power Four, including institu-
6 tions who are members of the Power Four.

7 (2) CO-CHAIRS.—The Commission shall have
8 two co-Chairs, selected from among the members of
9 the Commission and jointly agreed upon by the
10 Chairs and ranking minority members of the Com-
11 mittee on Health, Education, Labor, and Pensions
12 of the Senate, the Committee on Education and
13 Workforce of the House of Representatives, the
14 Committee on Commerce, Science, and Transpor-
15 tation of the Senate, and the Committee on Energy
16 and Commerce of the House of Representatives.

17 (c) DATE AND PERIOD OF APPOINTMENT.—The ap-
18 pointments of the members of the Commission shall be
19 made not later than 90 days after the date of enactment
20 of this Act. Members shall be appointed for the life of the
21 Commission.

22 (d) INITIAL MEETING.—The Commission shall meet
23 and begin the operations of the Commission as soon as
24 practicable.

1 (e) QUORUM; VACANCIES.—After the initial meeting,
2 the Commission shall meet upon the call of the co-Chairs
3 or a majority of its members. Ten members of the Com-
4 mission shall constitute a quorum. Any vacancy in the
5 Commission shall not affect its powers, but shall be filled
6 in the same manner in which the original appointment was
7 made.

8 (f) DUTIES OF COMMISSION.—

9 (1) STUDY.—

10 (A) IN GENERAL.—The Commission shall
11 conduct a study on matters related to the gov-
12 ernance of college athletics in the United
13 States.

14 (B) MATTERS STUDIED.—The matters
15 studied by the Commission shall include—

16 (i) proper roles of intercollegiate ath-
17 letic associations, conferences, institutions,
18 and governmental entities in the govern-
19 ance of college athletics;

20 (ii) with respect to collective bar-
21 gaining between college athletes and inter-
22 collegiate athletic associations, conferences,
23 or institutions on bargaining subjects such
24 as compensation (including equitable rev-
25 enue sharing), the transfer portal, athlete

1 health and safety (including independent
2 medical care), eligibility, academic stand-
3 ards, and time and travel requirements—

4 (I) methods and effects of Con-
5 gress enabling collective bargaining
6 without classifying college athletes as
7 employees; and

8 (II) barriers and solutions to col-
9 lective bargaining without congres-
10 sional intervention;

11 (iii) methods and effects of Congress
12 chartering a new organization, similar to
13 the United States Olympic & Paralympic
14 Committee, to negotiate college sports'
15 media rights and govern college athletics,
16 and providing athletes adequate represen-
17 tation and voting power within such an or-
18 ganization;

19 (iv) the state of title IX, especially en-
20 forcement by the Department of Education
21 and the statute's impact on direct com-
22 pensation and opportunities related to
23 NIL; and

24 (v) how additional revenue generated
25 by the pooling and selling of institutions'

1 television rights, in accordance with section
2 6, can be deployed to protect and expand
3 opportunities in women's and nonrevenue
4 sports and support athletic programs at
5 non-Power Four schools, especially histori-
6 cally Black colleges and universities, in-
7 cluding by revenue sharing directly with
8 athletes.

9 (2) REPORT.—Not later than 2 years after the
10 date on which a majority of the members of the
11 Commission have been appointed, the Commission
12 shall submit a report to the majority and minority
13 leaders of the Senate, the Speaker of the House, the
14 minority leader of the House, and the Chairs and
15 ranking minority members of the Committee on
16 Health, Education, Labor, and Pensions of the Sen-
17 ate, the Committee on Education and Workforce of
18 the House of Representatives, the Committee on
19 Commerce, Science, and Transportation of the Sen-
20 ate, and the Committee on Energy and Commerce of
21 the House of Representatives which shall contain a
22 detailed statement of the findings and conclusions of
23 the Commission, together with its recommendations
24 for such legislation as it considers appropriate. The

1 Commission shall make the report publicly available
2 on a website owned and operated by Congress.

3 (g) POWERS OF COMMISSION.—

4 (1) IN GENERAL.—The Commission may—

5 (A) hold such hearings, sit and act at such
6 times and places, take such testimony, and re-
7 ceive such evidence as the Commission con-
8 siderers advisable to carry out this Act; and

9 (B) subpoena an intercollegiate athletic as-
10 sociation, conference, institution, or individual
11 the testimony of whom may be relevant to the
12 purpose of the Commission.

13 (2) INFORMATION FROM FEDERAL AGENCIES.—

14 On request by the executive director of the Commis-
15 sion, the head of a Federal agency shall furnish in-
16 formation to the Commission.

17 (3) POSTAL SERVICES.—The Commission may
18 use the United States mail in the same manner and
19 under the same conditions as other departments and
20 agencies of the Federal Government.

21 (4) GIFTS.—The Commission may accept, use,
22 and dispose of gifts or donations of services or prop-
23 erty.

24 (h) STAFF.—The co-Chairs of the Commission, in ac-
25 cordance with rules agreed upon by the Commission, shall

1 appoint and fix the compensation of an executive director
2 and such other personnel as may be necessary to enable
3 the Commission to carry out its duties, without regard to
4 the provisions of title 5, United States Code, governing
5 appointments in the competitive service, and without re-
6 gard to the provisions of chapter 51 and subchapter III
7 of chapter 53 of such title relating to classification and
8 General Schedule pay rates, except that no rate of pay
9 fixed under this subsection may exceed the equivalent of
10 that payable to a person occupying a position at level V
11 of the Executive Schedule under section 5316 of such title.

12 (i) COMPENSATION AND TRAVEL EXPENSES.—Each
13 member of the Commission may be compensated at not
14 to exceed the daily equivalent of the annual rate of basic
15 pay in effect for a position at level IV of the Executive
16 Schedule under section 5315 of title 5, United States
17 Code, for each day during which that member is engaged
18 in the actual performance of the duties of the Commission.
19 While away from their homes or regular places of business
20 in the performance of services for the Commission, mem-
21 bers of the Commission shall be allowed travel expenses,
22 including per diem in lieu of subsistence, in the same man-
23 ner as persons employed intermittently in the Government
24 service are allowed expenses under section 5703(b) of title
25 5, United States Code.

1 (j) **TERMINATION OF THE COMMISSION.**—The Com-
2 mission shall terminate 90 days after the date on which
3 the Commission submits the report under subsection
4 (f)(2). The Commission may use the 90-day period for the
5 purposes of concluding its activities.

6 (k) **FUNDING.**—There is authorized to be appro-
7 priated such sums as may be necessary to carry out this
8 section, of which—

9 (1) 50 percent shall be derived from the appli-
10 cable accounts of the House of Representatives; and

11 (2) 50 percent shall be derived from the contin-
12 gent fund of the Senate.

13 **SEC. 6. AMENDING THE SPORTS BROADCASTING ACT.**

14 Section 1 of the Sports Broadcasting Act of 1961 (15
15 U.S.C. 1291) is amended by adding at the end the fol-
16 lowing:

17 “In addition, such laws shall not apply to a joint agree-
18 ment by or among institutions engaged in or conducting
19 intercollegiate athletics, by which any intercollegiate ath-
20 letic association sells or otherwise transfers all or any part
21 of the rights of such intercollegiate athletic association’s
22 member institutions in the sponsored telecasting of the
23 intercollegiate athletic competitions engaged in or con-
24 ducted by such institutions. In this section, the term
25 ‘intercollegiate athletic association’ means an association

1 that includes, as of the date on which such joint agreement
2 is entered into, more than 136 member institutions.”.

3 **SEC. 7. EXPANDING ATHLETICS DISCLOSURE REQUIRE-**
4 **MENTS.**

5 (a) INSTITUTIONS OF HIGHER EDUCATION.—Section
6 485(g) of the Higher Education Act of 1965 (20 U.S.C.
7 1092(g)) is amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph

10 (A)—

11 (i) by inserting “collegiate (including
12 intramural and club-level) or” before
13 “intercollegiate athletic program”; and

14 (ii) by inserting “collegiate and” be-
15 fore “intercollegiate athletics”;

16 (B) in subparagraph (C)—

17 (i) by striking “The total amount”
18 and inserting the following:

19 “(i) The total amount”; and

20 (ii) by adding at the end the fol-
21 lowing:

22 “(ii) For each men’s and women’s
23 varsity team that competed in intercolle-
24 giate athletic competition—

1 “(I) the total amount of money
2 spent on athletically related student
3 aid; and

4 “(II) with respect to athletically
5 related student aid awarded the form
6 of a scholarship—

7 “(aa) the total number of
8 such scholarships awarded,
9 disaggregated—

10 “(AA) by the total
11 number awarded for a pe-
12 riod of not more than 1 aca-
13 demic year; and

14 “(BB) by the total
15 number awarded for a pe-
16 riod of not less than 4 aca-
17 demic years;

18 “(bb) the average amount of
19 such scholarships;

20 “(cc) the total number of
21 such scholarships that fund the
22 cost of tuition at the institution
23 for the athlete awarded such
24 scholarship; and

1 “(dd) the total number of
2 such scholarships that fund the
3 cost of attendance for the athlete
4 awarded such a scholarship;

5 “(III) the total amount of reve-
6 nues shared directly with athletes on
7 the team.”;

8 (C) in subparagraph (E), by inserting
9 “and disaggregated by each men’s sport and
10 each women’s sport” before the period at the
11 end;

12 (D) in subparagraph (G), by inserting
13 “(which, for purposes of this subparagraph, in-
14 cludes compensation, bonuses, benefits, and
15 buyouts paid to coaches and reportable by the
16 institution of higher education)” before “of the
17 head coaches of men’s teams”;

18 (E) in subparagraph (H), by inserting
19 “(which, for purposes of this subparagraph, in-
20 cludes compensation, bonuses, benefits, and
21 buyouts paid to coaches and reportable by the
22 institution of higher education)” before “of the
23 assistant coaches of men’s teams”;

24 (F) in subparagraph (I)—

1 (i) by striking clause (i) and inserting
2 the following:

3 “(i) The revenues derived by the institu-
4 tion from the institution’s collegiate and inter-
5 collegiate athletics activities, in the aggregate
6 and disaggregated by each men’s sport and
7 each women’s sport, including—

8 “(I) total revenues; and

9 “(II) each category of revenues de-
10 scribed in clause (ii).”; and

11 (ii) in clause (ii)—

12 (I) by inserting “collegiate” and
13 before “intercollegiate”; and

14 (II) by striking “, and adver-
15 tising, but revenues” and all that fol-
16 lows through the period at the end
17 and inserting “, advertising, and, to
18 the extent practicable, student activi-
19 ties fees and alumni contributions.”;

20 (G) in subparagraph (J)—

21 (i) by striking clause (i) and inserting
22 the following:

23 “(i) The expenses made by the institution
24 for the institution’s collegiate and intercolle-
25 giate athletics activities, in the aggregate and

1 disaggregated by each men’s sport and each
2 women’s sport, including—

3 “(I) total expenses; and

4 “(II) each category of expenses as de-
5 scribed in clause (ii).”; and

6 (ii) in clause (ii), by inserting “colle-
7 giate” and before “intercollegiate”;

8 (H) by adding at the end the following:

9 “(K) The numbers of participants who
10 participate in 1, 2, or 3 varsity teams, respec-
11 tively, at the institution, in the aggregate and
12 disaggregated by each men’s sport and each
13 women’s sport.

14 “(L) The total number of men that prac-
15 tice on women’s varsity teams, in the aggregate
16 and disaggregated by each women’s sport.

17 “(M) The number of male students, and
18 the number of female students, participating in
19 collegiate (including intramural and club)
20 sports at the institution.

21 “(N) An identification, description, and
22 demonstration of the part of the three-part test,
23 as published by the Department of Education
24 titled ‘Title IX of the Education Amendments
25 of 1972; a Policy Interpretation; Title IX and

1 Intercollegiate Athletics’ (44 Fed. Reg. 71413,
2 December 11, 1979), that the institution as-
3 serts its intercollegiate athletics program satis-
4 fies for the purposes of compliance with title
5 IX.

6 “(O) A certification that the institution
7 has verified the information submitted in the
8 report under this paragraph.”;

9 (2) in paragraph (2), by striking “For the pur-
10 poses of paragraph (1)(G)” and inserting “For the
11 purposes of subparagraphs (G) and (H) of para-
12 graph (1)”;

13 (3) by amending paragraph (4) to read as fol-
14 lows:

15 “(4) SUBMISSION; REPORT; INFORMATION
16 AVAILABILITY.—

17 “(A) INSTITUTIONAL REQUIREMENTS.—

18 Each institution of higher education described
19 in paragraph (1) shall—

20 “(i) by October 15 of each year, pro-
21 vide the information contained in the re-
22 port required under such paragraph for
23 such year to the Secretary; and

24 “(ii) by not later than February 15 of
25 each year, publish such information on a

1 public internet website of the institution in
2 a machine-readable and searchable format.

3 “(B) PUBLIC AVAILABILITY.—By not later
4 than February 15 of each year, the Secretary
5 shall make the reports and information de-
6 scribed in subparagraph (A) for the imme-
7 diately preceding academic year available to the
8 public, which shall include posting the reports
9 and information on a public Internet website of
10 the Department in a searchable format.”.

11 (b) EFFECTIVE DATE.—The amendments made by
12 this section shall take effect on July 1, 2026, and shall
13 apply with respect academic year 2026–2027, and each
14 succeeding academic year

