

119TH CONGRESS
1ST SESSION

H. R. 1183

To prohibit certain discrimination against athletes on the basis of sex by State athletic associations, intercollegiate athletic associations, and covered institutions of higher education, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 11, 2025

Ms. ADAMS (for herself, Ms. BONAMICI, Mrs. TRAHAN, Mr. DAVIS of Illinois, Ms. VELÁZQUEZ, Ms. SÁNCHEZ, Mr. LARSEN of Washington, Ms. NORTON, Mr. JOHNSON of Georgia, Ms. WATERS, Ms. KAMLAGER-DOVE, Mr. THANEDAR, Mr. GREEN of Texas, Ms. CLARKE of New York, Ms. CASTOR of Florida, Ms. SALINAS, Mr. GRIJALVA, Ms. RANDALL, Mrs. SYKES, Mr. CARSON, Ms. SHERRILL, Ms. TLAIB, and Ms. TOKUDA) introduced the following bill; which was referred to the Committee on Education and Workforce

A BILL

To prohibit certain discrimination against athletes on the basis of sex by State athletic associations, intercollegiate athletic associations, and covered institutions of higher education, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Play for Women
5 Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds the following:

3 (1) More than 50 years ago, Congress passed
4 title IX of the Education Amendments of 1972 (re-
5 ferred to in this section as “title IX”), helping to
6 transform participation in and support for women’s
7 sports by barring discrimination on the basis of sex
8 in all schools that receive Federal funding, including
9 in their athletic programs.

10 (2) Since the passage of title IX, millions more
11 women and girls have had the opportunity to com-
12 pete in school-based athletics. In high school ath-
13 letics, athletic participation opportunities have in-
14 creased from nearly 300,000 in 1972 to more than
15 3,400,000 in 2019. In intercollegiate athletics, op-
16 portunities have increased from nearly 30,000 in
17 1972 to 215,000 in 2020 on teams sponsored by in-
18 stitutions who are members of the National Colle-
19 giate Athletic Association (referred to in this section
20 as the “NCAA”).

21 (3) Despite progress, women and girls still face
22 unequal opportunities and unfair treatment in
23 school-based athletics. In high school athletics, girls
24 have over 1,000,000 fewer athletic opportunities
25 than boys, with schools providing girls with 43 per-
26 cent of all athletic opportunities while girls represent

1 nearly half of all students. In intercollegiate ath-
2 letics, colleges would need to provide women with an
3 additional 148,000 sports opportunities to match the
4 same ratio of sports opportunities per student as is
5 offered to men. Overall, girls still do not have the
6 participation opportunities provided to boys before
7 the enactment of title IX, over 50 years ago.

8 (4) Girls of color are often most impacted by
9 unequal resources and unfair treatment. At high
10 schools predominantly attended by white students,
11 girls have 82 percent of the opportunities that boys
12 have to play sports, while at high schools predomi-
13 nantly attended by students of color, girls have only
14 67 percent of the opportunities that boys have to
15 play sports.

16 (5) As part of title IX athletics requirements,
17 schools can show they are compliant by providing
18 athletic participation opportunities for men and
19 women that are substantially proportionate to their
20 respective enrollment rates. Yet, a Government Ac-
21 countability Office report from 2024 found that 93
22 percent of all colleges had athletic participation rates
23 for women that were lower than their enrollment
24 rate at the colleges. At 63 percent of colleges, wom-
25 en's athletic participation rates were at least 10 per-

centage points lower than their enrollment rates. Overall, the athletic participation rate for collegiate women was 14 percent less than their enrollment rate. Despite widespread noncompliance with title IX athletics requirements, no college has ever had Federal funding rescinded nor been sued by the Federal government for noncompliance.

(6) The magnitude of current gaps in intercollegiate athletics participation opportunities is likely undercounted, as investigations of intercollegiate athletics data have found that the majority of NCAA member institutions inflate the number of women participating in sports by double- and triple-counting women athletes who participate in more than one sport more often than the institutions double- and triple-count their counterparts who are men, counting men who are practice players on women's teams as women athletes, and packing women's teams with extra players who never end up competing.

(7) Women and girls in sports also face unfair treatment. They are frequently provided worse facilities, equipment, and uniforms than men and boys, and they receive less financial support and publicity from their schools. In the 2019–2020 academic year, women received \$252,000,000 less than men in ath-

1 letic-based scholarships, and for every dollar colleges
2 spent on recruiting, travel, and equipment for men’s
3 sports, they spent 58 cents, 62 cents, and 73 cents,
4 respectively, for women’s sports.

5 (8) Amid ongoing unfair treatment, athletes
6 and athletics-related staff too often are unaware of
7 the rights and obligations provided by title IX. In
8 surveys of children and their parents, the majority
9 report not knowing what title IX is. A study con-
10 ducted by the Government Accountability Office in
11 2017 found that most high school athletic adminis-
12 trators were unaware of who their title IX coordi-
13 nator was or felt unsupported by their title IX coor-
14 dinator. In intercollegiate athletics, most coaches re-
15 port that they never received formal training about
16 title IX as part of the preparation for their jobs.

17 **SEC. 3. PURPOSES.**

18 The purposes of this Act are to—

19 (1) address unfair and discriminatory treatment
20 of women and girls in sports in elementary and sec-
21 ondary schools, as well as institutions of higher edu-
22 cation;

23 (2) improve the collection and transparency of
24 data pertaining to participation in and support for

1 women’s and girls’ sports at schools receiving Fed-
2 eral financial assistance;

3 (3) ensure all students participating in ath-
4 letics, as well as those who work in school-sponsored
5 athletics, are aware of and understand the non-
6 discrimination rights of students related to their
7 athletic opportunities; and

8 (4) ensure all students have equal access to
9 high-quality and supportive athletic opportunities.

10 **SEC. 4. DEFINITIONS.**

11 In this Act:

12 (1) ESEA TERMS.—The terms “elementary
13 school” and “secondary school” have the meanings
14 given those terms in section 8101 of the Elementary
15 and Secondary Education Act of 1965 (20 U.S.C.
16 7801).

17 (2) COLLEGIATE.—The term “collegiate”, used
18 with respect to athletics, means intramural and club-
19 level athletics or other athletics, in which all partici-
20 pants attend the same covered institution of higher
21 education.

22 (3) COVERED INSTITUTION OF HIGHER EDU-
23 CATION.—The term “covered institution of higher
24 education” means an entity that is described in sec-
25 tion 908(2)(A) of the Education Amendments of

1 1972 (20 U.S.C. 1687(2)(A)) and covered by section
2 908 of those Amendments (20 U.S.C. 1687).

3 (4) COVERED LOCAL EDUCATIONAL AGENCY.—
4 The term “covered local educational agency” means
5 such an agency that is described in section
6 908(2)(B) of the Education Amendments of 1972
7 (20 U.S.C. 1687(2)(B)) and covered by section 908
8 of those Amendments.

9 (5) INTERCOLLEGIATE ATHLETIC ASSOCIA-
10 TION.—The term “intercollegiate athletic associa-
11 tion” means any conference, association, or other
12 group or organization, established by or comprised
13 of 2 or more covered institutions of higher edu-
14 cation, that—

15 (A) governs competitions among, or other-
16 wise exercises authority over intercollegiate ath-
17 letics at, such institutions of higher education
18 who are members of or under the authority of
19 the intercollegiate athletic association; and

20 (B) is engaged in commerce or an industry
21 or activity affecting commerce.

22 (6) STATE ATHLETIC ASSOCIATION.—The term
23 “State athletic association” means any association,
24 organization, or other group, established by or com-
25 prised of 2 or more elementary schools or secondary

1 schools that receive Federal funding, that governs
 2 competition among or otherwise exercises authority
 3 over elementary school, secondary school, or inter-
 4 scholastic athletics, at such federally funded elemen-
 5 tary schools or secondary schools.

6 (7) TITLE IX COORDINATOR.—The term “title
 7 IX coordinator” means the individual who coordi-
 8 nates the efforts of a covered school system to com-
 9 ply with and carry out the responsibilities of the cov-
 10 ered local educational agency under title IX of the
 11 Education Amendments of 1972 (20 U.S.C. 1681 et
 12 seq.).

13 **SEC. 5. DISCRIMINATION BY STATE AND INTERCOLLEGIATE**
 14 **ATHLETIC ASSOCIATIONS, LOCAL EDU-**
 15 **CATIONAL AGENCIES, AND COVERED INSTI-**
 16 **TUTIONS OF HIGHER EDUCATION.**

17 (a) ELEMENTARY OR SECONDARY SCHOOL.—No
 18 State athletic association or covered local educational
 19 agency shall, on the basis of sex, subject any athlete to
 20 discrimination with respect to elementary school, sec-
 21 ondary school, or interscholastic athletics, including dis-
 22 crimination through—

23 (1) the rules it sets for elementary school, sec-
 24 ondary school, or interscholastic athletics;

25 (2) the sports—

1 (A) required for membership in a State
2 athletic association;

3 (B) competitions sponsored by the State
4 athletic association or covered local educational
5 agency, respectively; or

6 (C) championships sponsored by that asso-
7 ciation or agency; or

8 (3) the location, facilities, or amenities provided
9 for competitions or championships sponsored by that
10 association or agency.

11 (b) HIGHER EDUCATION.—

12 (1) IN GENERAL.—No intercollegiate athletic
13 association or covered institution of higher education
14 shall, on the basis of sex, subject any athlete to dis-
15 crimination with respect to intercollegiate or (subject
16 to paragraph (2)) collegiate athletics, including dis-
17 crimination through—

18 (A) the rules it sets for intercollegiate ath-
19 letics or collegiate athletics;

20 (B) the sports—

21 (i) required for membership in an
22 intercollegiate athletic association, or re-
23 quired for participation in collegiate ath-
24 letics at a covered institution of higher
25 education;

1 (ii) competitions sponsored by the
2 intercollegiate athletic association, or colle-
3 giate athletic competitions sponsored by
4 the covered institution of higher education;
5 or

6 (iii) championships sponsored by the
7 intercollegiate athletic association, or colle-
8 giate athletic championships sponsored by
9 the covered institution of higher education;

10 (C) the location, facilities, or amenities
11 provided for competitions or championships
12 sponsored by the intercollegiate athletic associa-
13 tion, or for collegiate athletic competitions or
14 championships sponsored by the institution;

15 (D) the provision or arrangement for the
16 provision of goods or services (including bene-
17 fits) for competitions or championships spon-
18 sored by the intercollegiate athletic association,
19 or for collegiate athletic competitions or cham-
20 pionships sponsored by such an institution; or

21 (E) the distribution of revenues or other
22 benefits to members of or such institutions
23 under the authority of the intercollegiate ath-
24 letic association, or to teams, clubs, or other en-

1 ties participating in collegiate athletics at the
2 institution.

3 (2) LIMITATION.—Only a covered institution of
4 higher education may be considered to have com-
5 mitted a violation of paragraph (1) with respect to
6 collegiate athletics.

7 (c) PRIVATE RIGHT OF ACTION.—

8 (1) IN GENERAL.—An individual who seeks to
9 participate, participates, or previously participated
10 in athletics covered under subsection (a) or (b), of-
11 fered under the authority of an intercollegiate ath-
12 letic association or State athletic association, or by
13 a covered institution of higher education or covered
14 local educational agency, may bring an action in any
15 Federal or State court of competent jurisdiction
16 against the athletic association, institution, or agen-
17 cy involved, alleging a violation of this section.

18 (2) RELIEF.—The court may award all legal or
19 equitable relief that may be appropriate for such a
20 violation. The legal relief may include compensatory
21 damages for all injuries, including financial injuries,
22 unequal treatment, emotional distress, humiliation,
23 and pain and suffering, as well as punitive damages,
24 attorney's fees, and expert fees.

25 (d) TRAINING.—

1 (1) ASSOCIATIONS.—Each State athletic asso-
2 ciation or intercollegiate athletic association shall en-
3 sure that each employee of the State athletic asso-
4 ciation or intercollegiate athletic association receives,
5 at least once per year, training on the provisions of
6 this section, including the rights delineated under
7 this section and the procedures for bringing actions
8 under this section.

9 (2) COVERED INSTITUTIONS OF HIGHER EDU-
10 CATION.—Each covered institution of higher edu-
11 cation shall ensure that each employee of the institu-
12 tion with an employment function relating to colle-
13 giate athletics receives, at least once per year, such
14 training.

15 (3) COVERED LOCAL EDUCATIONAL AGENCY.—
16 Each covered local educational agency shall ensure
17 that each employee of the local educational agency
18 with an employment function relating to athletics re-
19 ceives, at least once per year, such training.

20 **SEC. 6. EXPANDING ATHLETICS DISCLOSURE REQUIRE-**
21 **MENTS.**

22 (a) INSTITUTIONS OF HIGHER EDUCATION.—Section
23 485(g) of the Higher Education Act of 1965 (20 U.S.C.
24 1092(g)) is amended—

25 (1) in paragraph (1)—

1 (A) in the matter preceding subparagraph

2 (A)—

3 (i) by inserting “collegiate (including
4 intramural and club-level) or” before
5 “intercollegiate athletic program”; and

6 (ii) by inserting “collegiate and” be-
7 fore “intercollegiate athletics”;

8 (B) in subparagraph (B), by striking
9 clause (i) and inserting the following:

10 “(i) The total number of participants,
11 by team.”;

12 (C) in subparagraph (C)—

13 (i) by striking “The total amount”
14 and inserting the following: “(i) The total
15 amount”; and

16 (ii) by adding at the end the fol-
17 lowing:

18 “(ii) For each men’s and women’s inter-
19 collegiate sport—

20 “(I) the total amount of athletically
21 related student aid;

22 “(II) the total number of athletically
23 related scholarships, and the average
24 amount of such scholarships;

1 “(III) the total number of athletically
2 related scholarships that fund the full cost
3 of tuition at the institution;

4 “(IV) the total number of athletically
5 related scholarships that fund the full cost
6 of attendance for the athlete;

7 “(V) the total number of athletically
8 related scholarships awarded for a period
9 equal to or less than one year; and

10 “(VI) the total number of athletically
11 related scholarships awarded for a period
12 equal to or greater than 4 academic
13 years.”;

14 (D) in subparagraph (E), by inserting
15 “and disaggregated by each men’s sport and
16 each women’s sport” before the period at the
17 end;

18 (E) in subparagraph (G), 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 or related entities, including booster
23 clubs and foundations)” before “of the head
24 coaches of men’s teams”;

(F) in subparagraph (H), by inserting “(which, for purposes of this subparagraph, includes compensation, bonuses, benefits, and buyouts paid to coaches and reportable by the institution or related entities, including booster clubs and foundations)” before “of the assistant coaches of men’s teams”;

(G) in subparagraph (I)—

(i) by striking clause (i) and inserting the following: “(i) The revenues from the institution’s intercollegiate athletics activities, in the aggregate and disaggregated by each men’s sport and each women’s sport, including—

“(I) total revenues; and

“(II) each category of revenues described in clause (ii).”; and

(ii) in clause (ii)—

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

(II) by striking “, and advertising, but revenues” and all that follows through the period at the end and inserting “, advertising, and, to

1 the extent practicable, student activi-
2 ties fees and alumni contributions.”;

3 (H) by striking clause (i) of subparagraph
4 (J) and inserting the following: “(i) The ex-
5 penses made by the institution for the institu-
6 tion’s intercollegiate athletics activities, in the
7 aggregate and disaggregated by each men’s
8 sport and each women’s sport, including—

9 “(I) total expenses; and

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

12 (I) by adding at the end the following:

13 “(K) The numbers of participants who
14 participate in 1, 2, or 3 intercollegiate sports at
15 the institution, in the aggregate and
16 disaggregated by each men’s sport and each
17 women’s sport.

18 “(L) The total number of men that prac-
19 tice on women’s intercollegiate teams, in the ag-
20 gregate and disaggregated by each women’s
21 sport.

22 “(M) Information regarding race and eth-
23 nicity for athletes and coaches (including assist-
24 ant coaches), in the aggregate and

1 disaggregated by each men's sport and each
2 women's sport.

3 “(N) The number of male students, and
4 the number of female students, participating in
5 collegiate (including intramural and club)
6 sports at the institution.

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

10 “(P) With respect to the sports participa-
11 tion opportunities requirements under title IX
12 of the Education Amendments of 1972—

13 “(i) a certification that the institution
14 complies with such requirements by show-
15 ing—

16 “(I) substantial proportionality;

17 “(II) a history and continuing
18 practice of expanding sports participa-
19 tion opportunities; or

20 “(III) full and effective accommo-
21 dation of athletics interests; and

22 “(ii) an identification of the method of
23 compliance described in subclauses (I)
24 through (III) of clause (i) that the institu-
25 tion uses.”;

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

5 (3) by striking paragraph (4) and inserting the
6 following:

7 “(4) SUBMISSION; REPORT; INFORMATION
8 AVAILABILITY.—

9 “(A) INSTITUTIONAL REQUIREMENTS.—
10 Each institution of higher education described
11 in paragraph (1) shall—

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

16 “(ii) by not later than February 15 of
17 each year, publish such information on a
18 public Internet website of the institution in
19 a searchable format.

20 “(B) PUBLIC AVAILABILITY.—By not later
21 than February 15 of each year, the Secretary
22 shall make the reports and information de-
23 scribed in subparagraph (A) for the imme-
24 diately preceding academic year available to the
25 public, which shall include posting the reports

1 and information on a public Internet website of
2 the Department in a searchable format.”;

3 (4) by redesignating paragraph (5) as para-
4 graph (6);

5 (5) by inserting after paragraph (4) the fol-
6 lowing:

7 “(5) REPORTS BY THE SECRETARY.—

8 “(A) IN GENERAL.—By not later than 2
9 years after the date of enactment of the Fair
10 Play for Women Act, and every 2 years there-
11 after, the Secretary shall prepare and publish a
12 report on gender equity using the information
13 submitted under this subsection.

14 “(B) CONTENTS.—The report required
15 under subparagraph (A) shall, in the aggregate
16 for all institutions of higher education described
17 in paragraph (1) and disaggregated by each in-
18 dividual institution—

19 “(i) identify participant gaps, if any,
20 by indicating the number of participants
21 that need to be added in order for partici-
22 pants of the underrepresented sex at the
23 institution to match the proportion of en-
24 rolled full-time undergraduate students of
25 the underrepresented sex at the institution;

“(ii) identify funding gaps, if any, by showing the percentage differences, compared to proportions of enrollment of men and women at the institution, in expenditures for athletically related student aid, recruiting, promotion, and publicity in intercollegiate athletics; and

“(iii) identify any trends evident in such data that address relevant inequities in intercollegiate athletics participation and financial support.”; and

(6) in paragraph (6), as redesignated by paragraph (4)—

(A) by striking “DEFINITION.—For the purposes of this subsection, the term” and inserting the following: “DEFINITIONS.—For purposes of this subsection:

“(A) OPERATING EXPENSES.—The term”;

and

(B) by adding at the end the following:

“(B) PARTICIPANT.—The term ‘participant’ means an athlete in a sport who—

“(i)(I) is receiving the institutionally sponsored support normally provided to athletes competing at the institution in-

1 volved on a regular basis during the sport’s
2 season;

3 “(II) is participating in organized
4 practice sessions and other team meetings
5 and activities on a regular basis during the
6 sport’s season; and

7 “(III) is listed on the eligibility or
8 squad list maintained for the sport; or

9 “(ii) due to injury, does not meet the
10 requirements of clause (i) but continues to
11 receive financial aid on the basis of athletic
12 ability in the sport.

13 “(C) SEASON.—The term ‘season’, when
14 used with respect to an intercollegiate team
15 sport, means the period beginning on the date
16 of a team’s first intercollegiate competitive
17 event in an academic year and ending on the
18 date of the team’s final intercollegiate competi-
19 tive event in such academic year.”.

20 (b) ELEMENTARY SCHOOL AND SECONDARY SCHOOL
21 ATHLETIC PROGRAMS.—

22 (1) IN GENERAL.—Subpart 2 of part F of title
23 VIII of the Elementary and Secondary Education
24 Act of 1965 (20 U.S.C. 7901 et seq.) is amended by
25 adding at the end the following:

1 **“SEC. 8549D. DISCLOSURE OF STATISTICS ON EQUALITY IN**
2 **ELEMENTARY AND SECONDARY EDUCATION**
3 **ATHLETIC PROGRAMS.**

4 “(a) DEFINITIONS.—In this section:

5 “(1) PARTICIPANT.—The term ‘participant’
6 means an athlete in a sport who participates in the
7 sport in elementary school, secondary school, or
8 interscholastic competitive events, organized practice
9 sessions, and other team meetings and activities on
10 a regular basis during the sport’s season.

11 “(2) SEASON.—The term ‘season’, when used
12 with respect to a team sport, means the period be-
13 ginning on the date of a team’s first athletic com-
14 petition in an academic year and ending on the date
15 of the team’s final interscholastic athletic competi-
16 tion in such academic year.

17 “(3) STATE ATHLETIC ASSOCIATION.—The
18 term ‘State athletic association’ has the meaning
19 given the term in section 4 of the Fair Play for
20 Women Act.

21 “(b) IN GENERAL.—The Secretary shall collect annu-
22 ally, from each coeducational elementary school and sec-
23 ondary school that receives Federal financial assistance
24 and has an athletic program, a report that includes the
25 following information for the immediately preceding aca-
26 demic year:

1 “(1) The total number of students that at-
2 tended the school, fully disaggregated and cross-tab-
3 ulated by sex and race or ethnicity.

4 “(2) A listing of the school’s teams that com-
5 peted in athletic competition and for each such team
6 the following data:

7 “(A) The season in which the team com-
8 peted.

9 “(B) The total number of participants,
10 fully disaggregated and cross-tabulated by sex
11 and race or ethnicity and level of competition.

12 “(C) The total expenditures for the team
13 from all sources, including school funds and
14 funds provided by any other entities, such as
15 booster organizations, including the following
16 data:

17 “(i) The travel expenditures.

18 “(ii) The equipment expenditures (in-
19 cluding any equipment replacement sched-
20 ule).

21 “(iii) The uniform expenditures (in-
22 cluding any uniform replacement sched-
23 ule).

1 “(iv) The expenditures for facilities,
2 including medical facilities, locker rooms,
3 fields, and gymnasiums.

4 “(v) The total number of trainers and
5 medical personnel, and for each trainer or
6 medical personnel an identification of such
7 individual’s—

8 “(I) sex; and

9 “(II) employment status (includ-
10 ing whether such individual is as-
11 signed to the team full-time or part-
12 time, and whether such individual is a
13 head or assistant trainer or medical
14 services provider) and duties other
15 than providing training or medical
16 services.

17 “(vi) The expenditures for publicity
18 for competitions.

19 “(vii) The total salary expenditures
20 for coaches, including compensation, bene-
21 fits, and bonuses, the total number of
22 coaches, and for each coach an identifica-
23 tion of such coach’s—

24 “(I) sex; and

1 “(II) employment status (includ-
2 ing whether such coach is assigned to
3 the team full-time or part-time, and
4 whether such coach is a head or as-
5 sistant coach) and duties other than
6 coaching.

7 “(D) The total number of competitive
8 events (in regular and nontraditional seasons)
9 scheduled, and for each an indication of what
10 day of the week and time the competitive event
11 was scheduled.

12 “(E) Whether such team participated in
13 postseason competition, and the success of such
14 team in any postseason competition.

15 “(c) DISCLOSURE TO STUDENTS AND PUBLIC.—A
16 school described in subsection (b) shall—

17 “(1) by October 15 of each year, make available
18 to students, potential students, and parents of stu-
19 dents and potential students, upon request, and to
20 the public, the report and information required of
21 the school under such subsection for such year; and

22 “(2) ensure that all students and parents at the
23 school are informed of their right to request such re-
24 port and information.

1 “(d) SUBMISSION; INFORMATION AVAILABILITY.—

2 On an annual basis, each school described in subsection
3 (b) shall provide the report required under such sub-
4 section, and the information contained in such report, to
5 the Secretary not later than 15 days after the date that
6 the school makes such report and information available
7 under subsection (c).

8 “(e) DUTIES OF THE SECRETARY.—The Secretary
9 shall—

10 “(1) ensure that reports and information sub-
11 mitted under subsection (d) are available on the
12 same public website, and searchable in the same
13 manner, as the reports and information made avail-
14 able under section 485(g)(4)(B) of the Higher Edu-
15 cation Act of 1965; and

16 “(2) not later than 180 days after the date of
17 enactment of the Fair Play for Women Act—

18 “(A) notify all elementary schools, sec-
19 ondary schools, and State athletic associations
20 in all States regarding the availability of the re-
21 ports and information under subsection (c); and

22 “(B) issue guidance to all such elementary
23 schools, secondary schools, and State athletic
24 associations on how to collect and report the in-
25 formation required under this section.”.

1 (2) CONFORMING AMENDMENT.—The table of
 2 contents in section 2 of the Elementary and Sec-
 3 ondary Education Act of 1965 is amended by insert-
 4 ing after the item relating to section 8549C the fol-
 5 lowing:

“Sec. 8549D. Disclosure of statistics on equality in elementary and secondary
 education athletic programs.”.

6 **SEC. 7. TRAINING AND INFORMATION FOR ATHLETES AND**
 7 **EMPLOYEES.**

8 (a) TRAINING.—

9 (1) COVERED LOCAL EDUCATIONAL AGENCY.—

10 (A) EMPLOYEES.—Each covered local edu-
 11 cational agency shall ensure that each title IX
 12 coordinator, and each employee who works with
 13 athletics or teaches physical education or
 14 health, for the covered local educational agency
 15 receives, at least once per year, training on the
 16 rights under title IX of the Education Amend-
 17 ments of 1972 (20 U.S.C. 1681 et seq.) of stu-
 18 dents at elementary schools or secondary
 19 schools, and procedures for submitting com-
 20 plaints of violations under title IX of the Edu-
 21 cation Amendments of 1972 to the Office for
 22 Civil Rights of the Department of Education.

(B) ELEMENTARY AND SECONDARY SCHOOL ATHLETES.—Each covered local educational agency shall ensure that—

(i) a title IX coordinator for the covered local educational agency provides training to athletes at elementary schools or secondary schools served by the covered local educational agency on the rights of the athletes under title IX of the Education Amendments of 1972, and procedures for submitting complaints of violations of that title to the Office for Civil Rights of the Department of Education; and

(ii) each such athlete receives that training at least once per year.

(2) COVERED INSTITUTIONS OF HIGHER EDUCATION.—

(A) EMPLOYEES.—Each covered institution of higher education shall ensure that each employee of the athletic department of the covered institution of higher education and each employee of the institution with an employment function relating to collegiate athletics receives, at least once per year, training on the rights

1 under title IX of the Education Amendments of
2 1972 (20 U.S.C. 1681 et seq.) of students at
3 covered institutions of higher education, and
4 procedures for submitting complaints of viola-
5 tions of title IX of the Education Amendments
6 of 1972 to the Office for Civil Rights of the De-
7 partment of Education.

8 (B) POSTSECONDARY SCHOOL ATH-
9 LETES.—Each covered institution of higher
10 education shall ensure that—

11 (i) an expert in matters relating to
12 title IX of the Education Amendments of
13 1972, who is not an employee described in
14 subparagraph (A) of the covered institu-
15 tion of higher education, provides training
16 to athletes at the covered institution of
17 higher education on the rights of the ath-
18 letes under title IX of the Education
19 Amendments of 1972 (20 U.S.C. 1681 et
20 seq.), and procedures for submitting com-
21 plaints of violations of that title to the Of-
22 fice for Civil Rights of the Department of
23 Education; and

24 (ii) each such athlete receives that
25 training at least once per year.

1 (b) DATABASE.—The Secretary of Education shall
2 establish and maintain a database of title IX coordinators,
3 which shall be separate from the civil rights coordinators
4 data maintained by the Office for Civil Rights of the De-
5 partment of Education. The database shall include, at a
6 minimum, the name, phone number, and email address for
7 each title IX coordinator. The Secretary shall make the
8 information in the database available to the public with,
9 and by the same means as, reports made available under
10 section 485(g)(4)(B) of the Higher Education Act of 1965
11 (20 U.S.C. 1092(g)(4)(B)).

12 **SEC. 8. ADMINISTRATIVE ENFORCEMENT THROUGH CIVIL**
13 **PENALTIES.**

14 (a) NONCOMPLIANCE.—The Secretary of Education
15 shall determine, at the beginning of each year, each cov-
16 ered institution of higher education, covered local edu-
17 cational agency, elementary school, or secondary school
18 that was found during the prior year to be in noncompli-
19 ance with a requirement of section 7, or of title IX of the
20 Education Amendments of 1972 (20 U.S.C. 1681 et seq.).
21 Such administrative proceeding shall be conducted in the
22 same manner as an administrative proceeding under sec-
23 tion 902 of the Education Amendments of 1972 (20
24 U.S.C. 1682).

1 (b) CIVIL PENALTY.—If the Secretary of Education
2 determines under subsection (a) that a covered institution
3 of higher education, covered local educational agency, ele-
4 mentary school, or secondary school was in such non-
5 compliance during the prior year, the Secretary may im-
6 pose a civil penalty on such institution, agency, or school.

7 (c) FURTHER NONCOMPLIANCE.—If the Secretary of
8 Education determines under subsection (a) that a covered
9 institution of higher education, covered local educational
10 agency, elementary school, or secondary school was in such
11 noncompliance during 2 or more of the prior 5 years, the
12 Secretary shall—

13 (1) require such covered institution, covered
14 local educational agency, elementary school, or sec-
15 ondary school to submit, not later than 120 days
16 after receiving notice of the determination, a plan
17 for coming into compliance with all requirements of
18 section 7, and of title IX of the Education Amend-
19 ments of 1972 (20 U.S.C. 1681 et seq.); and

20 (2) make the report publicly available.

21 **SEC. 9. RULE OF CONSTRUCTION.**

22 Nothing in this Act shall be construed to imply that
23 intercollegiate athletic associations, State athletic associa-
24 tions, covered institutions of higher education, or covered
25 local educational agencies—

1 (1) are not covered by title IX of the Education
2 Amendments of 1972 (20 U.S.C. 1681 et seq.); or
3 (2) were not covered by that title on the day be-
4 fore the date of enactment of this Act.

○