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119TH CONGRESS
1ST SESSION

H. R. 4312

[Report No. 119–270, Parts I and II]

To protect the name, image, and likeness rights of student athletes and to promote fair competition with respect to intercollegiate athletics, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 10, 2025

Mr. BILIRAKIS (for himself, Ms. BYNUM, Mr. GUTHRIE, Mr. WALBERG, Mr. JORDAN, Mr. FIGURES, Mrs. MCCLAIN, Mr. FITZGERALD, and Mr. FRY) introduced the following bill; which was referred to the Committee on Education and Workforce, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

SEPTEMBER 11, 2025

Deleted sponsor: Mr. MOSKOWITZ (added September 10, 2025; deleted September 11, 2025)

SEPTEMBER 11, 2025

Additional sponsors: Mr. WILLIAMS of Texas, Mr. WESTERMAN, Mr. FLOOD, Mr. CUELLAR, Mr. VICENTE GONZALEZ of Texas, Mr. GOODEN of Texas, Mr. SUOZZI, Mr. CARTER of Georgia, Mr. Haridopolos, Mr. CLINE, Mr. BARR, Mr. GROTHMAN and Ms. PLASKETT

SEPTEMBER 11, 2025

Reported from the Committee on Energy and Commerce with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

SEPTEMBER 11, 2025

Reported from the Committee on Education and Workforce with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in boldface roman]

[For the text of introduced bill, see copy of bill as introduced on July 10, 2025]

A BILL

To protect the name, image, and likeness rights of student athletes and to promote fair competition with respect to intercollegiate athletics, 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 “Student Compensation*
 5 *and Opportunity through Rights and Endorsements Act”*
 6 *or the “SCORE Act”.*

7 **SEC. 2. DEFINITIONS.**

8 *In this Act:*

9 (1) *AGENT.*—*The term “agent” means an indi-*
 10 *vidual who receives compensation to represent a stu-*
 11 *dent athlete with respect to—*

12 (A) *a name, image, and likeness agreement;*

13 *or*

14 (B) *another agreement for compensation re-*
 15 *lated to the participation of such student athlete*
 16 *on a varsity sports team.*

17 (2) *ANTITRUST LAWS.*—*The term “antitrust*
 18 *laws” has the meaning given such term in the 1st sec-*
 19 *tion of the Clayton Act (15 U.S.C. 12) and includes*
 20 *section 5 of the Federal Trade Commission Act (15*
 21 *U.S.C. 45) to the extent that such section 5 applies*
 22 *to unfair methods of competition.*

23 (3) *ASSOCIATED ENTITY OR INDIVIDUAL.*—*The*
 24 *term “associated entity or individual” means, with*
 25 *respect to an institution, each of the following:*

1 (A) *An entity that is known or should be*
2 *known to the employees of the athletic depart-*
3 *ment of such institution to exist, in significant*
4 *part, for the purpose of—*

5 (i) *promoting or supporting the var-*
6 *sity sports teams or student athletes of such*
7 *institution; or*

8 (ii) *creating or identifying opportuni-*
9 *ties relating to name, image, and likeness*
10 *agreements solely for the student athletes of*
11 *such institution.*

12 (B) *An individual who is or has been a*
13 *member, employee, director, officer, owner, or*
14 *other representative of an entity described in*
15 *subparagraph (A).*

16 (C) *An individual who directly or indi-*
17 *rectly (including through contributions by an en-*
18 *tity affiliated with such individual or an imme-*
19 *diante family member of such individual) has*
20 *contributed more than \$50,000 (as adjusted on*
21 *July 1 each year by the percentage increase (if*
22 *any), during the preceding 12-month period, in*
23 *the Consumer Price Index for All Urban Con-*
24 *sumers published by the Bureau of Labor Statis-*
25 *tics) over the lifetime of the individual to the*

1 *athletic programs of such institution or to an en-*
2 *tity described in subparagraph (A).*

3 *(D) An individual or entity who—*

4 *(i) is directed or requested by the em-*
5 *ployees of the athletic department of such*
6 *institution to assist in the recruitment or*
7 *retention of prospective student athletes or*
8 *student athletes, respectively; or*

9 *(ii) otherwise assists in such recruit-*
10 *ment or retention.*

11 *(E) Any entity (other than a publicly trad-*
12 *ed corporation) owned, controlled, operated by,*
13 *or otherwise affiliated with an individual or en-*
14 *tity described in subparagraph (A), (B), (C), or*
15 *(D).*

16 *(4) COLLEGE SPORTS REVENUE.—The term “col-*
17 *lege sports revenue” means any revenue (without re-*
18 *gard to ownership or legal title to such revenue) re-*
19 *ceived by an institution with respect to intercollegiate*
20 *athletics—*

21 *(A) from the sale of admission to intercolle-*
22 *giate athletic competitions or any other event in-*
23 *volving a varsity sports team, including actual*
24 *monetary revenue received by or for the benefit*
25 *of such institution for a suite license (unless such*

1 *suite license is associated with philanthropy or*
2 *any purpose not related to intercollegiate athletic*
3 *competitions, including a concert);*

4 *(B) from participation by the varsity sports*
5 *teams of such institution in intercollegiate ath-*
6 *letic competitions held at other institutions, in-*
7 *cluding payments received due to cancellations of*
8 *such intercollegiate athletic competitions;*

9 *(C) for radio, television, internet, digital,*
10 *and e-commerce rights, including revenue relat-*
11 *ing to media rights distributed by a conference*
12 *to members of the conference, if applicable;*

13 *(D) from an interstate intercollegiate ath-*
14 *letic association, including any grant, distribu-*
15 *tion of revenue, reimbursement relating to travel*
16 *with respect to a championship of such interstate*
17 *intercollegiate athletic association, and payment*
18 *for hosting such a championship;*

19 *(E) generated by a post-season football bowl,*
20 *including any distribution of revenue by a con-*
21 *ference to members of the conference and any*
22 *other payment related to the participation of*
23 *such institution in such post-season football*
24 *bowl, including for ticket sales and reimburse-*
25 *ment of expenses;*

1 (F) from a conference, other than any rev-
2 enue otherwise described in this paragraph;

3 (G) for sponsorships, licensing agreements,
4 advertisements, royalties, and in-kind products
5 and services as part of a sponsorship agreement;
6 or

7 (H) relating to any additional form of rev-
8 enue, including fundraising, an interstate inter-
9 collegiate athletic association uses with respect to
10 the pool limit of such interstate intercollegiate
11 athletic association.

12 (5) COMPENSATION.—The term “compensa-
13 tion”—

14 (A) means, with respect to a student athlete
15 or a prospective student athlete, any form of
16 payment or remuneration, whether provided
17 through cash, benefits, awards, or any other
18 means, including payments for—

19 (i) licenses relating to, or the use of,
20 name, image, and likeness rights; or

21 (ii) licenses relating to, or the use of,
22 any other Federal or State intellectual or
23 intangible property right; and

24 (B) does not include—

25 (i) grants-in-aid;

1 (ii) *Federal Pell Grants and other Fed-*
2 *eral or State grants unrelated to and not*
3 *awarded with regard to participation in*
4 *intercollegiate athletics;*

5 (iii) *health insurance and payments*
6 *for the costs of health care, including health*
7 *insurance and payments for the costs of*
8 *health care wholly or partly self-funded by*
9 *an institution, conference, or interstate*
10 *intercollegiate athletic association;*

11 (iv) *disability and loss-of-value insur-*
12 *ance, including disability and loss-of-value*
13 *insurance that is wholly or partly self-fund-*
14 *ed by an institution, conference, or inter-*
15 *state intercollegiate athletic association;*

16 (v) *career counseling, job placement*
17 *services, and other guidance available to all*
18 *students at an institution;*

19 (vi) *payment of hourly wages and ben-*
20 *efits for work actually performed (and not*
21 *for participation in intercollegiate athletics)*
22 *at a rate commensurate with the going rate*
23 *in the locality of an institution for similar*
24 *work;*

1 (vii) academic awards paid to student
2 athletes by institutions;

3 (viii) provision of financial literacy or
4 tax education resources and guidance; or

5 (ix) any program to connect student
6 athletes with employers and facilitate em-
7 ployment opportunities, if—

8 (I) the financial terms of such em-
9 ployment opportunities are consistent
10 with the terms offered to similarly sit-
11 uated employees who are not student
12 athletes; and

13 (II) such program is not used to
14 induce a student athlete to attend a
15 particular institution.

16 (6) CONFERENCE.—The term “conference” means
17 an entity that—

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

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

22 (C) sets rules with respect to such intercolle-
23 giate athletic competitions and championships.

24 (7) COST OF ATTENDANCE.—The term “cost of
25 attendance” has the meaning given such term in sec-

1 *tion 472 of the Higher Education Act of 1965 (20*
2 *U.S.C. 1087l).*

3 (8) *GRANT-IN-AID.—The term “grant-in-aid”*
4 *means a scholarship, grant, stipend, or other form of*
5 *financial assistance, including the provision of tui-*
6 *tion, room, board, books, or funds for fees or personal*
7 *expenses, that—*

8 (A) *is paid or provided by an institution to*
9 *a student for the undergraduate or graduate*
10 *course of study of the student; and*

11 (B) *is in an amount that does not exceed*
12 *the cost of attendance at the institution for such*
13 *student.*

14 (9) *IMAGE.—The term “image” means, with re-*
15 *spect to a student athlete, a picture or a video that*
16 *identifies, is linked to, or is reasonably linkable to*
17 *such student athlete.*

18 (10) *INSTITUTION.—The term “institution” has*
19 *the meaning given the term “institution of higher*
20 *education” in section 102 of the Higher Education*
21 *Act of 1965 (20 U.S.C. 1002).*

22 (11) *INTERCOLLEGIATE ATHLETIC COMPETI-*
23 *TION.—The term “intercollegiate athletic competi-*
24 *tion” means any contest, game, meet, match, tour-*

1 *nament, regatta, or other event in which varsity*
2 *sports teams of more than 1 institution compete.*

3 (12) *INTERCOLLEGIATE ATHLETICS.*—*The term*
4 *“intercollegiate athletics”*—

5 (A) *means the varsity sports teams for*
6 *which the length of time a student athlete is eli-*
7 *gible to participate and the academic standards*
8 *for participation are established by a conference*
9 *or an interstate intercollegiate athletic associa-*
10 *tion; and*

11 (B) *does not include any recreational, in-*
12 *tramural, or club teams.*

13 (13) *INTERSTATE INTERCOLLEGIATE ATHLETIC*
14 *ASSOCIATION.*—*The term “interstate intercollegiate*
15 *athletic association” means—*

16 (A) *any entity that—*

17 (i) *sets common rules, standards, pro-*
18 *cedures, or guidelines for the administration*
19 *and regulation of varsity sports teams and*
20 *intercollegiate athletic competitions;*

21 (ii) *is composed of 2 or more institu-*
22 *tions or conferences located in more than 1*
23 *State; and*

24 (iii) *has rules or bylaws prohibiting*
25 *the provision of prohibited compensation to*

1 *student athletes and prospective student*
2 *athletes; and*

3 *(B) does not include any entity affiliated*
4 *with professional athletic competitions.*

5 *(14) LIKENESS.—The term “likeness” means,*
6 *with respect to a student athlete, a physical or digital*
7 *depiction or representation that identifies, is linked*
8 *to, or is reasonably linkable to such student athlete.*

9 *(15) NAME.—The term “name” means, with re-*
10 *spect to a student athlete, the first, middle, or last*
11 *name, or the nickname or former name, of such stu-*
12 *dent athlete if used in a context that identifies, is*
13 *linked to, or is reasonably linkable to such student*
14 *athlete.*

15 *(16) NAME, IMAGE, AND LIKENESS AGREE-*
16 *MENT.—The term “name, image, and likeness agree-*
17 *ment” means a contract or similar agreement under*
18 *which a student athlete licenses or authorizes, or a*
19 *contract or similar agreement that otherwise is in re-*
20 *lation to, the commercial use of the name, image, or*
21 *likeness of the student athlete.*

22 *(17) NAME, IMAGE, AND LIKENESS RIGHTS.—The*
23 *term “name, image, and likeness rights” means rights*
24 *recognized under Federal or State law that allow an*
25 *individual to control and profit from the commercial*

1 *use of the name, image, and likeness of such indi-*
2 *vidual, including all rights commonly referred to as*
3 *“publicity rights”.*

4 (18) *POOL LIMIT.*—*The term “pool limit” means*
5 *a dollar amount based on college sports revenue*
6 *that—*

7 (A) *is calculated and published by an inter-*
8 *state intercollegiate athletic association pursuant*
9 *to the rules the interstate intercollegiate athletic*
10 *association establishes under section 6; and*

11 (B) *serves as the annual maximum amount*
12 *that an institution that is a member of such*
13 *interstate intercollegiate athletic association may*
14 *provide, in total, to student athletes of such in-*
15 *stitution, including in the form of a name,*
16 *image, and likeness agreement or direct pay-*
17 *ment.*

18 (19) *PROHIBITED COMPENSATION.*—*The term*
19 *“prohibited compensation” means—*

20 (A) *compensation (including an agreement*
21 *for compensation) to a student athlete from an*
22 *associated entity or individual of the institution*
23 *at which the student athlete is enrolled (or to a*
24 *prospective student athlete from an associated*
25 *entity or individual of an institution for which*

1 *the prospective student athlete is being recruited)*
2 *for any license or use of the name, image, and*
3 *likeness rights of such student athlete or prospec-*
4 *tive student athlete (or any other license or use),*
5 *unless the license or use is for a valid business*
6 *purpose related to the promotion or endorsement*
7 *of goods or services provided to the general public*
8 *for profit, with compensation at rates and terms*
9 *commensurate with compensation paid to indi-*
10 *viduals with name, image, and likeness rights of*
11 *comparable value who are not student athletes or*
12 *prospective student athletes with respect to such*
13 *institution; and*

14 *(B) compensation to a student athlete (or a*
15 *prospective student athlete) if such compensation*
16 *is paid by or on behalf of the institution at*
17 *which the student athlete is enrolled (or for*
18 *which the prospective student athlete is being re-*
19 *cruited) and results in the exceeding of the pool*
20 *limit established by the interstate intercollegiate*
21 *athletic association of which such institution is*
22 *a member.*

23 *(20) PROSPECTIVE STUDENT ATHLETE.—The*
24 *term “prospective student athlete” means an indi-*
25 *vidual who is solicited to enroll at an institution by,*

1 or at the direction of, an employee or an associated
 2 entity or individual of the institution in order for
 3 such individual to participate in a varsity sports
 4 team of such institution.

5 (21) *STATE*.—The term “State” means each
 6 State of the United States, the District of Columbia,
 7 and each commonwealth, territory, or possession of
 8 the United States.

9 (22) *STUDENT ATHLETE*.—The term “student
 10 athlete” means an individual who—

11 (A) is enrolled or has agreed to enroll at an
 12 institution; and

13 (B) participates in a varsity sports team of
 14 such institution.

15 (23) *VARSITY SPORTS TEAM*.—The term “varsity
 16 sports team” means an entity composed of an indi-
 17 vidual or group of individuals enrolled at an institu-
 18 tion that is organized by such institution for the pur-
 19 pose of participation in intercollegiate athletic com-
 20 petitions.

21 **SEC. 3. PROTECTION OF NAME, IMAGE, AND LIKENESS**

22 **RIGHTS OF STUDENT ATHLETES.**

23 (a) *RIGHT TO ENTER INTO NAME, IMAGE, AND LIKE-*
 24 *NESS AGREEMENTS*.—

1 (1) *IN GENERAL.*—No institution, conference, or
2 interstate intercollegiate athletic association may re-
3 strict the ability of a student athlete to enter into a
4 name, image, and likeness agreement.

5 (2) *EXCEPTIONS.*—

6 (A) *PROHIBITED COMPENSATION.*—Para-
7 graph (1) does not apply with respect to a name,
8 image, and likeness agreement to the extent such
9 agreement provides prohibited compensation.

10 (B) *CODES OF CONDUCT AND CONFLICTING*
11 *AGREEMENTS.*—Notwithstanding paragraph (1),
12 an institution may restrict the ability of a stu-
13 dent athlete of such institution (including a pro-
14 spective student athlete who has agreed to attend
15 such institution) to enter into a name, image,
16 and likeness agreement that—

17 (i) violates the code of conduct of such
18 institution; or

19 (ii) conflicts with the terms of a con-
20 tract or similar agreement to which such
21 institution is a party.

22 (b) *RIGHT TO REPRESENTATION.*—Except as provided
23 by this Act, no institution, conference, or interstate inter-
24 collegiate athletic association may restrict the ability of a
25 student athlete to obtain an agent.

1 (c) *RIGHT TO PRIVACY.*—*Except as provided by this*
 2 *Act, no institution, conference, or interstate intercollegiate*
 3 *athletic association may release information with respect*
 4 *to a name, image, and likeness agreement without the ex-*
 5 *press written consent of any student athlete who is a party*
 6 *to such agreement.*

7 (d) *RIGHT TO TRANSPARENT AGREEMENTS.*—*A name,*
 8 *image, and likeness agreement under which a student ath-*
 9 *lete is provided compensation in an amount greater than*
 10 *\$600 shall be considered void from the inception of such*
 11 *agreement if such agreement does not satisfy the following:*

12 (1) *The agreement is in writing.*

13 (2) *The agreement contains the following:*

14 (A) *A description of any services to be ren-*
 15 *dered under the agreement.*

16 (B) *The names of the parties to the agree-*
 17 *ment.*

18 (C) *The term of the agreement.*

19 (D) *The amount of compensation to be pro-*
 20 *vided to the student athlete under the agreement.*

21 (E) *A provision specifying the cir-*
 22 *cumstances or events under which the agreement*
 23 *may be terminated due to non-performance of*
 24 *obligations by the student athlete.*

1 (F) A provision specifying that the student
 2 athlete may terminate the agreement, notwith-
 3 standing any other term described in the agree-
 4 ment, beginning on the date that is 6 months
 5 after the date on which the student athlete is no
 6 longer enrolled at any institution.

7 (G) The signature of the student athlete or,
 8 if the student athlete is under the age of 18
 9 years, the signature of the parent or guardian of
 10 the student athlete.

11 (e) *ACTIONS BY STATES.*—In any case in which the
 12 attorney general of a State, or an official or agency of a
 13 State, has reason to believe that an interest of the residents
 14 of such State has been or is threatened or adversely affected
 15 by an act or practice in violation of this section, the State,
 16 as *parens patriae*, may bring a civil action on behalf of
 17 the residents of the State in an appropriate State court or
 18 an appropriate district court of the United States to—

19 (1) enjoin such act or practice;

20 (2) enforce compliance with this section;

21 (3) obtain damages, restitution, or other com-
 22 pensation on behalf of residents of the State; or

23 (4) obtain such other legal and equitable relief as
 24 the court may consider to be appropriate.

1 **SEC. 4. SPORTS AGENT RESPONSIBILITY AND TRUST ACT.**

2 *The Sports Agent Responsibility and Trust Act (15*
3 *U.S.C. 7801 et seq.) is amended—*

4 *(1) in section 3(a)—*

5 *(A) by redesignating paragraphs (2) and*
6 *(3) as paragraphs (4) and (5), respectively; and*

7 *(B) by inserting after paragraph (1) the fol-*
8 *lowing:*

9 *“(2) charge a student athlete a fee with respect*
10 *to an endorsement contract that is in an amount that*
11 *is greater than 5 percent of the amount of the com-*
12 *ensation provided to such student athlete under such*
13 *contract;*

14 *“(3) enter into an agency contract with a stu-*
15 *dent athlete that does not include a provision speci-*
16 *fying that the student athlete may terminate the*
17 *agency contract, notwithstanding any other term de-*
18 *scribed in the agency contract, beginning on the date*
19 *that is 6 months after the date on which the student*
20 *athlete is no longer enrolled at any institution (as de-*
21 *fined in section 2 of the SCORE Act);”;*

22 *(2) in section 3(b)(3), by striking “Warning to*
23 *Student Athlete: If you agree orally or in writing to*
24 *be represented by an agent now or in the future you*
25 *may lose your eligibility to compete as a student ath-*

1 *lete in your sport.” and inserting “Notice to Student*
 2 *Athlete:”;* and

3 *(3) by adding at the end the following:*

4 **“SEC. 9. DISCLOSURE AND CONSENT RELATING TO NAME,**
 5 **IMAGE, AND LIKENESS AGREEMENTS.**

6 *“(a) IN GENERAL.—An athlete agent who assists a stu-*
 7 *dent athlete with an endorsement contract shall disclose in*
 8 *writing to the student athlete—*

9 *“(1) whether the athlete agent is registered with*
 10 *an interstate intercollegiate athletic association (as*
 11 *defined in section 2 of the SCORE Act); and*

12 *“(2) if the athlete agent is registered with an*
 13 *interstate intercollegiate athletic association, whether*
 14 *the athlete agent is registered with the interstate*
 15 *intercollegiate athletic association that has as a mem-*
 16 *ber the institution (as defined in section 2 of the*
 17 *SCORE Act) at which the student athlete is enrolled.*

18 *“(b) CONSENT.—In the case of an athlete agent who*
 19 *is not registered with an interstate intercollegiate athletic*
 20 *association, the athlete agent may only assist a student ath-*
 21 *lete with an endorsement contract if the student athlete (or,*
 22 *in the case of a student athlete who is under 18 years of*
 23 *age, the parent or guardian of the student athlete) provides*
 24 *to the athlete agent written consent for such assistance after*
 25 *receiving the disclosure under subsection (a).*

1 “(c) *ENFORCEMENT.*—

2 “(1) *IN GENERAL.*—If an attorney general of a
3 State has reason to believe that an interest of the resi-
4 dents of that State has been or is threatened or ad-
5 versely affected by the engagement of any athlete
6 agent in a practice that violates this section, the at-
7 torney general may bring a civil action pursuant to
8 section 5 in the same manner as the attorney general
9 may bring a civil action with respect to a violation
10 of section 3.

11 “(2) *SOLE AUTHORITY.*—No individual or entity
12 other than an attorney general of a State may enforce
13 this section.

14 “(3) *NO FEDERAL NOTICE NECESSARY.*—Sub-
15 sections (a)(2), (b), and (d) of section 5 do not apply
16 to an action brought by an attorney general of a
17 State pursuant to this subsection.”.

18 **SEC. 5. REQUIREMENTS APPLICABLE TO CERTAIN INSTITU-**
19 **TIONS.**

20 (a) *REQUIREMENTS.*—An institution described in sub-
21 section (c) shall—

22 (1) provide comprehensive academic support and
23 career counseling services to student athletes that in-
24 clude life skills development programs with respect
25 to—

1 (A) *mental health, including alcohol and*
2 *substance abuse;*

3 (B) *strength and conditioning;*

4 (C) *nutrition;*

5 (D) *name, image, and likeness rights, in-*
6 *cluding related legal advice;*

7 (E) *financial literacy, including taxes;*

8 (F) *career readiness and counseling;*

9 (G) *the process for transferring between in-*
10 *stitutions; and*

11 (H) *sexual violence prevention;*

12 (2) *provide medical and health benefits to stu-*
13 *dent athletes that include—*

14 (A) *medical care, including payment of out-*
15 *of-pocket expenses, for an injury of a student*
16 *athlete incurred during the involvement of such*
17 *student athlete in intercollegiate athletics for*
18 *such institution that is available to the student*
19 *athlete during the period of enrollment of the*
20 *student athlete with such institution and a pe-*
21 *riod of at least 3 years following graduation or*
22 *separation from such institution (unless such*
23 *separation is due to violation of a code of con-*
24 *duct);*

1 (B) mental health services and support, in-
2 cluding mental health educational materials and
3 resources;

4 (C) an administrative structure that pro-
5 vides independent medical care, including with
6 respect to decisions regarding return to play;
7 and

8 (D) a certification of insurance coverage for
9 medical expenses resulting from injuries of stu-
10 dent athletes incurred during the involvement of
11 such student athletes in intercollegiate athletics
12 for such institution;

13 (3) maintain a grant-in-aid provided to a stu-
14 dent athlete in relation to the involvement of such stu-
15 dent athlete in intercollegiate athletics during the pe-
16 riod of that grant-in-aid for such institution without
17 regard to—

18 (A) athletic performance;

19 (B) contribution to team success;

20 (C) injury, illness, or physical or mental
21 condition; or

22 (D) receipt of compensation pursuant to a
23 name, image, and likeness agreement;

24 (4) provide a degree completion program—

1 (A) for each former student athlete of such
2 institution who received a grant-in-aid from
3 such institution and did not graduate from such
4 institution; and

5 (B) that provides financial aid to such
6 former student athlete in an amount that is
7 based on the average annual grant-in-aid pro-
8 vided to such former student athlete during the
9 period that such former student athlete partici-
10 pated on a varsity sports team of the institution;
11 and

12 (5) establish, not later than July 1, 2027, and
13 thereafter maintain, at least 16 varsity sports teams.

14 (b) COLLABORATION.—An institution may carry out
15 subsection (a) in conjunction with a conference or interstate
16 intercollegiate athletic association.

17 (c) APPLICABILITY.—An institution is described in
18 this subsection if any member of the coaching staff of a var-
19 sity sports team of such institution earns more than
20 \$250,000 in base salary annually (as adjusted on July 1
21 each year by the percentage increase (if any), during the
22 preceding 12-month period, in the Consumer Price Index
23 for All Urban Consumers published by the Bureau of Labor
24 Statistics).

1 **SEC. 6. ROLES OF INTERSTATE INTERCOLLEGIATE ATH-**
2 **LETIC ASSOCIATIONS.**

3 (a) *AUTHORITY TO ESTABLISH RULES.*—An interstate
4 intercollegiate athletic association is authorized to establish
5 and enforce rules with respect to—

6 (1) *requiring a student athlete or prospective*
7 *student athlete to disclose, in a timely manner, the*
8 *terms of a name, image, and likeness agreement en-*
9 *tered into by such student athlete;*

10 (2) *establishing and implementing a process to*
11 *collect and publicly share aggregated and anonymized*
12 *data related to the name, image, and likeness agree-*
13 *ments of student athletes (without regard to whether*
14 *such an agreement includes an institution as a party*
15 *to the agreement);*

16 (3) *prohibited compensation, including processes*
17 *for dispute resolution and penalties, if such rules pro-*
18 *vide that a student athlete does not lose eligibility to*
19 *compete in intercollegiate athletic competitions while*
20 *a process for dispute resolution is ongoing;*

21 (4) *setting parameters for the manner in which*
22 *and the time period during which student athletes*
23 *and prospective student athletes may be recruited for*
24 *intercollegiate athletics;*

25 (5) *calculating a pool limit, if such rules provide*
26 *that such pool limit is at least 22 percent of the aver-*

1 *age annual college sports revenue of the 70 highest*
2 *earning (with respect to such revenue) member insti-*
3 *tutions of such interstate intercollegiate athletic asso-*
4 *ciation (or, if such interstate intercollegiate athletic*
5 *association has fewer than 70 members, the average*
6 *annual college sports revenue of all members), and*
7 *monitoring payments of compensation related to such*
8 *pool limit;*

9 *(6) setting parameters for the manner in which*
10 *a student athlete may transfer between institutions, if*
11 *such rules provide that—*

12 *(A) on at least 1 occasion each student ath-*
13 *lete may transfer between institutions and be im-*
14 *mediately eligible to participate on a varsity*
15 *sports team of the institution to which the stu-*
16 *dent athlete transfers (if academically eligible to*
17 *participate); and*

18 *(B) an institution to which a student ath-*
19 *lete is transferring or is considering transferring*
20 *shall provide to such student athlete, at the re-*
21 *quest of such student athlete, in writing and at*
22 *a reasonable time prior to completion of the*
23 *transfer, a notice of the previously earned aca-*
24 *demic credits of such student athlete that such*

1 institution will accept, including with respect to
2 the program of study of such student athlete;

3 (7) the length of time a student athlete is eligible
4 to participate in intercollegiate athletics and the aca-
5 demic standards to be eligible to participate in inter-
6 collegiate athletics;

7 (8) establishing and implementing a process, in-
8 cluding a database, with respect to agent registration,
9 including—

10 (A) setting qualifications to be registered as
11 an agent;

12 (B) setting parameters for the ability of
13 member institutions to negotiate with agents who
14 are not registered under such process; and

15 (C) limiting the amount of the compensa-
16 tion under a name, image, and likeness agree-
17 ment between a student athlete and an institu-
18 tion that may be provided to the agent of such
19 student athlete to not more than 5 percent of
20 such compensation;

21 (9) the membership of, and participation in,
22 such interstate intercollegiate athletic association (in-
23 cluding any championships administered by such
24 interstate intercollegiate athletic association), under
25 which such interstate intercollegiate athletic associa-

tion may establish membership qualifications, remove members, and otherwise regulate participation; and

(10) intercollegiate athletic competitions and playing seasons, including rules with respect to season length, maximum number of contests, and student athlete time demands (whether during a playing season or outside of such season).

(b) REQUIREMENTS.—

(1) AUTHORITY CONDITIONED ON COMPLIANCE.—

An interstate intercollegiate athletic association is only authorized to establish and enforce rules under subsection (a) if such interstate intercollegiate athletic association is in compliance with this subsection and section 3.

(2) GOVERNANCE STRUCTURE.—An interstate intercollegiate athletic association (except for an interstate intercollegiate athletic association that is also a conference) shall carry out the following:

(A) Ensure that the membership of any board, committee, or other similar body of such interstate intercollegiate athletic association, if tasked with a decision-making role (including a decision-making role with respect to establishing or enforcing a rule under section 6(a)), satisfies the following:

1 (i) Not less than 20 percent of the
2 members of the board, committee, or body
3 are individuals who are student athletes or
4 were student athletes at any point during
5 the preceding 10-year period, with—

6 (I) men and women equally rep-
7 resented with respect to such individ-
8 uals; and

9 (II) each such individual partici-
10 pating in or having participated in a
11 different sport.

12 (ii) Not less than 30 percent of the
13 members of the board, committee, or body
14 represent institutions that are not among
15 the 70 highest earning member institutions
16 of such interstate intercollegiate athletic as-
17 sociation with respect to annual college
18 sports revenue.

19 (B) Establish a council to serve as the pri-
20 mary deliberative body of the interstate inter-
21 collegiate athletic association and that is—

22 (i) responsible for developing proposals
23 with respect to policy; and

24 (ii) composed of individuals who rep-
25 resent each conference that is a member of

1 *such interstate intercollegiate athletic asso-*
2 *ciation.*

3 **SEC. 7. LIABILITY LIMITATION.**

4 (a) *IN GENERAL.*—Adoption of, agreement to, compli-
5 *ance with, or enforcement of any rule, regulation, require-*
6 *ment, standard, or other provision established pursuant to,*
7 *or in compliance with, section 6 of this Act shall be treated*
8 *as lawful under the antitrust laws and any similar State*
9 *provision having the force and effect of law.*

10 (b) *RULE OF CONSTRUCTION.*—Nothing in subsection
11 (i) *may be construed to limit or otherwise affect any provi-*
12 *sion of law, including any provision of Federal or State*
13 *law or the common law, other than the antitrust laws and*
14 *any similar State provision having the force and effect of*
15 *law.*

16 **SEC. 8. EMPLOYMENT STANDING.**

17 *Notwithstanding any other provision of Federal or*
18 *State law, no individual may be considered an employee*
19 *of an institution, a conference, or an interstate intercolle-*
20 *giate athletic association based on the participation of such*
21 *individual on a varsity sports team or in an intercollegiate*
22 *athletic competition as a student athlete, without regard to*
23 *the existence of rules or requirements for being a member*
24 *of such team or for participating in such competition.*

1 **SEC. 9. STUDENT ATHLETIC FEES.**

2 (a) *TRANSPARENCY REQUIREMENTS.*—

3 (1) *INFORMATION DISSEMINATION ACTIVITIES.*—

4 *Section 485(a)(1)(E) of the Higher Education Act of*
 5 *1965 (20 U.S.C. 1092(a)(1)(E)) is amended by insert-*
 6 *ing “(including the amount of such fees used to sup-*
 7 *port intercollegiate athletic programs)” after “and*
 8 *fees”.*

9 (2) *DATA REQUIRED.*—

10 (A) *IN GENERAL.*—*Section 485(g) of the*
 11 *Higher Education Act of 1965 (20 U.S.C.*
 12 *1092(g)) is amended—*

13 (i) *in paragraph (1), by adding at the*
 14 *end the following:*

15 “(K) *With respect to fees charged to stu-*
 16 *dents to support intercollegiate athletic pro-*
 17 *grams—*

18 “(i) *the total amount of such fees*
 19 *charged to students;*

20 “(ii) *the uses of such fees with respect*
 21 *to facilities, operating expenses, scholar-*
 22 *ships, payments to athletes, salaries of*
 23 *coaches and support staff, and any other ex-*
 24 *penses reported under this paragraph; and*

25 “(iii) *the percentage of the total cost of*
 26 *such programs covered by such fees.”; and*

1 (ii) in paragraph (3)—

2 (I) by striking the period at the
3 end and inserting “; and”;

4 (II) by striking “that all stu-
5 dents” and inserting the following:
6 “that—

7 “(A) all students”; and

8 (III) by adding at the end the fol-
9 lowing:

10 “(B) with respect to the information de-
11 scribed in paragraph (1)(K), the institution shall
12 annually publish such information on a publicly
13 available website of the institution not later than
14 October 15 following the end of each fiscal year
15 of the institution.”.

16 (B) *EFFECTIVE DATE.*—The amendments
17 made by subparagraph (A) shall take effect and
18 apply beginning on July 1, 2026.

19 (b) *RESTRICTING STUDENT FEES FOR HIGH-MEDIA-*
20 *RIGHTS-REVENUE INSTITUTIONS.*—

21 (1) *MEDIA RIGHTS REVENUES.*—Section
22 485(g)(1)(I)(ii) of the Higher Education Act of 1965
23 (20 U.S.C. 1092(a)(1)(I)(ii)) is amended by striking
24 “broadcast revenues” and inserting “media rights rev-
25 enues (including revenues from broadcasting, stream-

1 *ing, or digital distribution of intercollegiate athletic*
 2 *events)”.*

3 (2) *PROGRAM PARTICIPATION AGREEMENTS.*—
 4 *Section 487(a) of the Higher Education Act of 1965*
 5 *(20 U.S.C. 1094(a)) is amended by adding at the end*
 6 *the following:*

7 “(30) *In the case of an institution that, for the*
 8 *most recently completed fiscal year, had annual*
 9 *media rights revenues (as described in section*
 10 *485(g)(1)(I)(ii)) of \$50,000,000 or more, the institu-*
 11 *tion will not, for the fiscal year immediately fol-*
 12 *lowing such fiscal year, use student fees to support*
 13 *intercollegiate athletic programs, including with re-*
 14 *spect to facilities, operating expenses (as defined in*
 15 *section 485(g)), scholarships, payments to athletes,*
 16 *salaries of coaches and support staff, and any other*
 17 *expenses reported under section 485(g)(1).”.*

18 (3) *EFFECTIVE DATE.*—*The amendments made*
 19 *by this subsection shall take effect and apply begin-*
 20 *ning on July 1, 2026.*

21 **SEC. 10. PREEMPTION.**

22 (a) *IN GENERAL.*—*No State, or political subdivision*
 23 *of a State, may maintain, enforce, prescribe, or continue*
 24 *in effect any law, rule, regulation, requirement, standard,*
 25 *or other provision having the force and effect of law that*

1 *conflicts with this Act, including the amendments made by*
2 *this Act, and that—*

3 *(1) governs or regulates the compensation, pay-*
4 *ment, benefits, or employment status of a student ath-*
5 *lete (including a prospective student athlete) with re-*
6 *spect to participation in intercollegiate athletics, in-*
7 *cluding any law, rule, regulation, requirement, stand-*
8 *ard, or other provision that—*

9 *(A) relates to the right of a student athlete*
10 *to receive compensation or other payments or*
11 *benefits directly or indirectly from any institu-*
12 *tion, associated entity or individual, conference,*
13 *or interstate intercollegiate athletic association;*
14 *or*

15 *(B) relates to the length of time a student*
16 *athlete is eligible to participate in intercollegiate*
17 *athletics or the academic standards to be eligible*
18 *to participate in intercollegiate athletics;*

19 *(2) limits or restricts a right provided to an in-*
20 *stitution, a conference, or an interstate intercollegiate*
21 *athletic association under this Act; or*

22 *(3) requires a release of or license to use the*
23 *name, image, and likeness rights of any individual*
24 *participant, or group of participants, in an inter-*
25 *collegiate athletic competition (or an individual spec-*

1 *tator or group of spectators at an intercollegiate ath-*
 2 *letic competition) for purposes of audio-visual, audio,*
 3 *or visual broadcasts or other distributions of such*
 4 *intercollegiate athletic competition.*

5 *(b) RULE OF CONSTRUCTION.—Nothing in subsection*
 6 *(a) may be construed to—*

7 *(1) relieve any person of liability under a State*
 8 *law of general applicability that does not conflict*
 9 *with this Act, including the amendments made by*
 10 *this Act; or*

11 *(2) relieve any person of liability under common*
 12 *law.*

13 **SEC. 11. REPORTS.**

14 *(a) FEDERAL TRADE COMMISSION STUDY.—*

15 *(1) STUDY.—The Federal Trade Commission*
 16 *shall conduct a study to analyze the impacts of estab-*
 17 *lishing a program, administered by an entity inde-*
 18 *pendent of any institution, conference, or interstate*
 19 *intercollegiate athletic association, to develop stand-*
 20 *ards for, certify as compliant with such standards,*
 21 *and otherwise regulate agents who enter into agree-*
 22 *ments with student athletes, which shall include an*
 23 *analysis of—*

24 *(A) options for establishing such a program;*

1 (B) potential sources of funding for such a
2 program;

3 (C) a reasonable timeline for establishing
4 such a program; and

5 (D) the costs and benefits associated with
6 such a program.

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

14 (b) *COMPLIANCE REPORTING.*—

15 (1) *BIENNIAL REPORT.*—Not later than 180 days
16 after the date of the enactment of this Act, and every
17 2 years thereafter, each interstate intercollegiate ath-
18 letic association shall submit to Congress a report
19 that includes—

20 (A) a summary of the issues faced by such
21 interstate intercollegiate athletic association re-
22 lating to compliance with this Act, including the
23 amendments made by this Act;

24 (B) a summary of the trends among institu-
25 tions, conferences, and interstate intercollegiate

1 *athletic associations relating to such compliance;*
2 *and*

3 *(C) recommendations to improve the health,*
4 *safety, and educational opportunities of student*
5 *athletes.*

6 (2) *COMPTROLLER GENERAL REPORT.*—*Not later*
7 *than 5 years after the date of the enactment of this*
8 *Act, and every 5 years thereafter, the Comptroller*
9 *General of the United States shall—*

10 *(A) conduct an investigation with respect to*
11 *compliance with this Act, including the amend-*
12 *ments made by this Act; and*

13 *(B) submit to Congress a report that in-*
14 *cludes—*

15 *(i) a summary of the findings of the*
16 *investigation conducted under subpara-*
17 *graph (A); and*

18 *(ii) recommendations to improve the*
19 *health, safety, and educational opportuni-*
20 *ties of student athletes.*

21 (c) *STUDY ON OLYMPIC SPORTS.*—

22 (1) *IN GENERAL.*—*The Comptroller General of*
23 *the United States shall conduct a study—*

1 (A) to assess the impact of this Act on
2 Olympic Sports, including the funding of Olym-
3 pic Sports; and

4 (B) to develop recommendations for support
5 of Olympic Sports, given the unique nature of
6 Olympic Sports and intercollegiate athletics in
7 the United States.

8 (2) CONTENTS.—The study conducted under
9 paragraph (1) shall include—

10 (A) a survey of international models of sup-
11 port for Olympic Sports, including models that
12 could be adapted to the unique nature of Olym-
13 pic Sports and intercollegiate athletics in the
14 United States;

15 (B) the projected scale and magnitude of
16 potential support for Olympic Sports, given his-
17 toric levels of support provided by institutions;

18 (C) the coordination required to develop
19 and cultivate Olympic Sports at institutions;
20 and

21 (D) an analysis of the trends with respect
22 to roster sizes for Olympic Sports at institutions,
23 with a focus on the top 70 highest earning insti-
24 tutions with respect to average annual college
25 sports revenue.

1 (3) *REPORT.*—Not later than 2 years after the
 2 date of the enactment of this Act, the Comptroller
 3 General of the United States shall submit to Congress
 4 a report on the results of the study conducted under
 5 paragraph (1).

6 (4) *OLYMPIC SPORTS DEFINED.*—In this sub-
 7 section, the term “Olympic Sports” means the sports
 8 officially recognized and contested during the Sum-
 9 mer and Winter Olympic Games.

10 **SECTION 1. SHORT TITLE.**

11 **This Act may be cited as the “Student**
 12 **Compensation and Opportunity through**
 13 **Rights and Endorsements Act” or the “SCORE**
 14 **Act”.**

15 **SEC. 2. DEFINITIONS.**

16 **In this Act:**

17 (1) **AGENT.**—The term “agent” means
 18 **an individual who receives compensation**
 19 **to represent a student athlete with re-**
 20 **spect to—**

21 **(A) a name, image, and likeness**
 22 **agreement; or**

23 **(B) another agreement for com-**
 24 **ensation related to the participation**

1 **of such student athlete on a varsity**
2 **sports team.**

3 **(2) ANTITRUST LAWS.—The term “anti-**
4 **trust laws” has the meaning given such**
5 **term in the 1st section of the Clayton Act**
6 **(15 U.S.C. 12) and includes section 5 of**
7 **the Federal Trade Commission Act (15**
8 **U.S.C. 45) to the extent that such section**
9 **5 applies to unfair methods of competi-**
10 **tion.**

11 **(3) ASSOCIATED ENTITY OR INDI-**
12 **VIDUAL.—The term “associated entity or**
13 **individual” means, with respect to an in-**
14 **stitution, each of the following:**

15 **(A) An entity that is known or**
16 **should be known to the employees of**
17 **the athletic department of such insti-**
18 **tution to exist, in significant part, for**
19 **the purpose of—**

20 **(i) promoting or supporting**
21 **the varsity sports teams or stu-**
22 **dent athletes of such institution;**
23 **or**

24 **(ii) creating or identifying op-**
25 **portunities relating to name,**

1 **image, and likeness agreements**
2 **solely for the student athletes of**
3 **such institution.**

4 **(B) An individual who is or has**
5 **been a member, employee, director,**
6 **officer, owner, or other representa-**
7 **tive of an entity described in sub-**
8 **paragraph (A).**

9 **(C) An individual who directly or**
10 **indirectly (including through con-**
11 **tributions by an entity affiliated with**
12 **such individual or an immediate fam-**
13 **ily member of such individual) has**
14 **contributed more than \$50,000 (as ad-**
15 **justed on July 1 each year by the per-**
16 **centage increase (if any), during the**
17 **preceding 12-month period, in the**
18 **Consumer Price Index for All Urban**
19 **Consumers published by the Bureau**
20 **of Labor Statistics) over the lifetime**
21 **of the individual to the athletic pro-**
22 **grams of such institution or to an en-**
23 **tity described in subparagraph (A).**

24 **(D) An individual or entity who—**

1 **(i) is directed or requested by**
2 **the employees of the athletic de-**
3 **partment of such institution to as-**
4 **sist in the recruitment or reten-**
5 **tion of prospective student ath-**
6 **letes or student athletes, respec-**
7 **tively; or**

8 **(ii) otherwise assists in such**
9 **recruitment or retention.**

10 **(E) Any entity (other than a pub-**
11 **licly traded corporation) owned, con-**
12 **trolled, operated by, or otherwise af-**
13 **filiated with an individual or entity**
14 **described in subparagraph (A), (B),**
15 **(C), or (D).**

16 **(4) COLLEGE SPORTS REVENUE.—The**
17 **term “college sports revenue” means any**
18 **revenue (without regard to ownership or**
19 **legal title to such revenue) received by**
20 **an institution with respect to intercolle-**
21 **giate athletics—**

22 **(A) from the sale of admission to**
23 **intercollegiate athletic competitions**
24 **or any other event involving a varsity**
25 **sports team, including actual mone-**

1 tary revenue received by or for the
2 benefit of such institution for a suite
3 license (unless such suite license is
4 associated with philanthropy or any
5 purpose not related to intercollegiate
6 athletic competitions, including a
7 concert);

8 (B) from participation by the var-
9 sity sports teams of such institution
10 in intercollegiate athletic competi-
11 tions held at other institutions, in-
12 cluding payments received due to
13 cancellations of such intercollegiate
14 athletic competitions;

15 (C) for radio, television, internet,
16 digital, and e-commerce rights, in-
17 cluding revenue relating to media
18 rights distributed by a conference to
19 members of the conference, if appli-
20 cable;

21 (D) from an interstate intercolle-
22 giate athletic association, including
23 any grant, distribution of revenue, re-
24 imbursement relating to travel with
25 respect to a championship of such

1 interstate intercollegiate athletic as-
2 sociation, and payment for hosting
3 such a championship;

4 (E) generated by a post-season
5 football bowl, including any distribu-
6 tion of revenue by a conference to
7 members of the conference and any
8 other payment related to the partici-
9 pation of such institution in such
10 post-season football bowl, including
11 for ticket sales and reimbursement of
12 expenses;

13 (F) from a conference, other than
14 any revenue otherwise described in
15 this paragraph;

16 (G) for sponsorships, licensing
17 agreements, advertisements, royal-
18 ties, and in-kind products and serv-
19 ices as part of a sponsorship agree-
20 ment; or

21 (H) relating to any additional
22 form of revenue, including fund-
23 raising, an interstate intercollegiate
24 athletic association uses with respect

1 to the pool limit of such interstate
2 intercollegiate athletic association.

3 (5) **COMPENSATION.**—The term “com-
4 pensation”—

5 (A) means, with respect to a stu-
6 dent athlete or a prospective student
7 athlete, any form of payment or re-
8 muneration, whether provided
9 through cash, benefits, awards, or
10 any other means, including payments
11 for—

12 (i) licenses relating to, or the
13 use of, name, image, and likeness
14 rights; or

15 (ii) licenses relating to, or the
16 use of, any other Federal or State
17 intellectual or intangible prop-
18 erty right; and

19 (B) does not include—

20 (i) grants-in-aid;

21 (ii) Federal Pell Grants and
22 other Federal or State grants un-
23 related to and not awarded with
24 regard to participation in inter-
25 collegiate athletics;

1 (iii) health insurance and pay-
2 ments for the costs of health care,
3 including health insurance and
4 payments for the costs of health
5 care wholly or partly self-funded
6 by an institution, conference, or
7 interstate intercollegiate athletic
8 association;

9 (iv) disability and loss-of-
10 value insurance, including dis-
11 ability and loss-of-value insurance
12 that is wholly or partly self-fund-
13 ed by an institution, conference,
14 or interstate intercollegiate ath-
15 letic association;

16 (v) career counseling, job
17 placement services, and other
18 guidance available to all students
19 at an institution;

20 (vi) payment of hourly wages
21 and benefits for work actually
22 performed (and not for participa-
23 tion in intercollegiate athletics) at
24 a rate commensurate with the

1 **going rate in the locality of an in-**
2 **stitution for similar work;**

3 **(vii) academic awards paid to**
4 **student athletes by institutions;**

5 **(viii) provision of financial lit-**
6 **eracy or tax education resources**
7 **and guidance; or**

8 **(ix) any program to connect**
9 **student athletes with employers**
10 **and facilitate employment oppor-**
11 **tunities, if—**

12 **(I) the financial terms of**
13 **such employment opportuni-**
14 **ties are consistent with the**
15 **terms offered to similarly sit-**
16 **uated employees who are not**
17 **student athletes; and**

18 **(II) such program is not**
19 **used to induce a student ath-**
20 **lete to attend a particular in-**
21 **stitution.**

22 **(6) CONFERENCE.—The term “con-**
23 **ference” means an entity that—**

24 **(A) has as members 2 or more in-**
25 **stitutions;**

1 **(B) arranges regular season inter-**
2 **collegiate athletic competitions and**
3 **championships for such members;**
4 **and**

5 **(C) sets rules with respect to such**
6 **intercollegiate athletic competitions**
7 **and championships.**

8 **(7) COST OF ATTENDANCE.—The term**
9 **“cost of attendance” has the meaning**
10 **given such term in section 472 of the**
11 **Higher Education Act of 1965 (20 U.S.C.**
12 **10871l).**

13 **(8) GRANT-IN-AID.—The term “grant-in-**
14 **aid” means a scholarship, grant, stipend,**
15 **or other form of financial assistance, in-**
16 **cluding the provision of tuition, room,**
17 **board, books, or funds for fees or per-**
18 **sonal expenses, that—**

19 **(A) is paid or provided by an in-**
20 **stitution to a student for the under-**
21 **graduate or graduate course of study**
22 **of the student; and**

23 **(B) is in an amount that does not**
24 **exceed the cost of attendance at the**
25 **institution for such student.**

1 **(9) IMAGE.—The term “image” means,**
2 **with respect to a student athlete, a pic-**
3 **ture or a video that identifies, is linked**
4 **to, or is reasonably linkable to such stu-**
5 **dent athlete.**

6 **(10) INSTITUTION.—The term “institu-**
7 **tion” has the meaning given the term “in-**
8 **stitution of higher education” in section**
9 **102 of the Higher Education Act of 1965**
10 **(20 U.S.C. 1002).**

11 **(11) INTERCOLLEGIATE ATHLETIC COM-**
12 **PETITION.—The term “intercollegiate ath-**
13 **letic competition” means any contest,**
14 **game, meet, match, tournament, regatta,**
15 **or other event in which varsity sports**
16 **teams of more than 1 institution compete.**

17 **(12) INTERCOLLEGIATE ATHLETICS.—The**
18 **term “intercollegiate athletics”—**

19 **(A) means the varsity sports**
20 **teams for which the length of time a**
21 **student athlete is eligible to partici-**
22 **pate and the academic standards for**
23 **participation are established by a**
24 **conference or an interstate intercolle-**
25 **giate athletic association; and**

1 **(B) does not include any rec-**
2 **reational, intramural, or club teams.**

3 **(13) INTERSTATE INTERCOLLEGIATE ATH-**
4 **LETIC ASSOCIATION.—The term “interstate**
5 **intercollegiate athletic association”**
6 **means—**

7 **(A) any entity that—**

8 **(i) sets common rules, stand-**
9 **ards, procedures, or guidelines**
10 **for the administration and regula-**
11 **tion of varsity sports teams and**
12 **intercollegiate athletic competi-**
13 **tions;**

14 **(ii) is composed of 2 or more**
15 **institutions or conferences lo-**
16 **cated in more than 1 State; and**

17 **(iii) has rules or bylaws pro-**
18 **hibiting the provision of prohib-**
19 **ited compensation to student ath-**
20 **letes and prospective student ath-**
21 **letes; and**

22 **(B) does not include any entity af-**
23 **filiated with professional athletic**
24 **competitions.**

1 **(14) LIKENESS.—The term “likeness”**
2 **means, with respect to a student athlete,**
3 **a physical or digital depiction or rep-**
4 **resentation that identifies, is linked to, or**
5 **is reasonably linkable to such student**
6 **athlete.**

7 **(15) NAME.—The term “name” means,**
8 **with respect to a student athlete, the**
9 **first, middle, or last name, or the nick-**
10 **name or former name, of such student**
11 **athlete if used in a context that identi-**
12 **fies, is linked to, or is reasonably linkable**
13 **to such student athlete.**

14 **(16) NAME, IMAGE, AND LIKENESS AGREE-**
15 **MENT.—The term “name, image, and like-**
16 **ness agreement” means a contract or**
17 **similar agreement under which a student**
18 **athlete licenses or authorizes, or a con-**
19 **tract or similar agreement that otherwise**
20 **is in relation to, the commercial use of**
21 **the name, image, or likeness of the stu-**
22 **dent athlete.**

23 **(17) NAME, IMAGE, AND LIKENESS**
24 **RIGHTS.—The term “name, image, and**
25 **likeness rights” means rights recognized**

1 under Federal or State law that allow an
2 individual to control and profit from the
3 commercial use of the name, image, and
4 likeness of such individual, including all
5 rights commonly referred to as “publicity
6 rights”.

7 (18) **POOL LIMIT.**—The term “pool
8 limit” means a dollar amount based on
9 college sports revenue that—

10 (A) is calculated and published by
11 an interstate intercollegiate athletic
12 association pursuant to the rules the
13 interstate intercollegiate athletic as-
14 sociation establishes under section 6;
15 and

16 (B) serves as the annual max-
17 imum amount that an institution that
18 is a member of such interstate inter-
19 collegiate athletic association may
20 provide, in total, to student athletes
21 of such institution, including in the
22 form of a name, image, and likeness
23 agreement or direct payment.

24 (19) **PROHIBITED COMPENSATION.**—The
25 term “prohibited compensation” means—

1 (A) compensation (including an
2 agreement for compensation) to a stu-
3 dent athlete from an associated entity
4 or individual of the institution at
5 which the student athlete is enrolled
6 (or to a prospective student athlete
7 from an associated entity or indi-
8 vidual of an institution for which the
9 prospective student athlete is being
10 recruited) for any license or use of
11 the name, image, and likeness rights
12 of such student athlete or prospective
13 student athlete (or any other license
14 or use), unless the license or use is
15 for a valid business purpose related
16 to the promotion or endorsement of
17 goods or services provided to the gen-
18 eral public for profit, with compensa-
19 tion at rates and terms commensu-
20 rate with compensation paid to indi-
21 viduals with name, image, and like-
22 ness rights of comparable value who
23 are not student athletes or prospec-
24 tive student athletes with respect to
25 such institution; and

1 **(B) compensation to a student**
2 **athlete (or a prospective student ath-**
3 **lete) if such compensation is paid by**
4 **or on behalf of the institution at**
5 **which the student athlete is enrolled**
6 **(or for which the prospective student**
7 **athlete is being recruited) and results**
8 **in the exceeding of the pool limit es-**
9 **tablished by the interstate intercolle-**
10 **giate athletic association of which**
11 **such institution is a member.**

12 **(20) PROSPECTIVE STUDENT ATHLETE.—**
13 **The term “prospective student athlete”**
14 **means an individual who is solicited to**
15 **enroll at an institution by, or at the di-**
16 **rection of, an employee or an associated**
17 **entity or individual of the institution in**
18 **order for such individual to participate**
19 **in a varsity sports team of such institu-**
20 **tion.**

21 **(21) STATE.—The term “State” means**
22 **each State of the United States, the Dis-**
23 **trict of Columbia, and each common-**
24 **wealth, territory, or possession of the**
25 **United States.**

1 **(22) STUDENT ATHLETE.—**The term
2 **“student athlete”** means an individual
3 **who—**

4 **(A)** is enrolled or has agreed to
5 **enroll at an institution; and**

6 **(B)** participates in a varsity
7 **sports team of such institution.**

8 **(23) VARSITY SPORTS TEAM.—**The term
9 **“varsity sports team”** means an entity
10 **composed of an individual or group of in-**
11 **dividuals enrolled at an institution that**
12 **is organized by such institution for the**
13 **purpose of participation in intercolle-**
14 **giate athletic competitions.**

15 **SEC. 3. PROTECTION OF NAME, IMAGE, AND LIKENESS**
16 **RIGHTS OF STUDENT ATHLETES.**

17 **(a) RIGHT TO ENTER INTO NAME, IMAGE, AND**
18 **LIKENESS AGREEMENTS.—**

19 **(1) IN GENERAL.—**No institution, con-
20 **ference, or interstate intercollegiate ath-**
21 **letic association may restrict the ability**
22 **of a student athlete to enter into a name,**
23 **image, and likeness agreement.**

24 **(2) EXCEPTIONS.—**

(A) PROHIBITED COMPENSATION.—

Paragraph (1) does not apply with respect to a name, image, and likeness agreement to the extent such agreement provides prohibited compensation.

(B) CODES OF CONDUCT AND CONFLICTING AGREEMENTS.—Notwithstanding paragraph (1), an institution may restrict the ability of a student athlete of such institution (including a prospective student athlete who has agreed to attend such institution) to enter into a name, image, and likeness agreement that—

(i) violates the code of conduct of such institution; or

(ii) conflicts with the terms of a contract or similar agreement to which such institution is a party.

(b) RIGHT TO REPRESENTATION.—Except as provided by this Act, no institution, conference, or interstate intercollegiate athletic

1 association may restrict the ability of a stu-
2 dent athlete to obtain an agent.

3 (c) **RIGHT TO PRIVACY.**—Except as provided
4 by this Act, no institution, conference, or
5 interstate intercollegiate athletic association
6 may release information with respect to a
7 name, image, and likeness agreement without
8 the express written consent of any student
9 athlete who is a party to such agreement.

10 (d) **RIGHT TO TRANSPARENT AGREEMENTS.**—
11 A name, image, and likeness agreement under
12 which a student athlete is provided com-
13 pensation in an amount greater than \$600
14 shall be considered void from the inception of
15 such agreement if such agreement does not
16 satisfy the following:

17 (1) The agreement is in writing.

18 (2) The agreement contains the fol-
19 lowing:

20 (A) A description of any services
21 to be rendered under the agreement.

22 (B) The names of the parties to
23 the agreement.

24 (C) The term of the agreement.

1 **(D) The amount of compensation**
2 **to be provided to the student athlete**
3 **under the agreement.**

4 **(E) A provision specifying the cir-**
5 **cumstances or events under which**
6 **the agreement may be terminated**
7 **due to non-performance of obliga-**
8 **tions by the student athlete.**

9 **(F) A provision specifying that**
10 **the student athlete may terminate the**
11 **agreement, notwithstanding any**
12 **other term described in the agree-**
13 **ment, beginning on the date that is 6**
14 **months after the date on which the**
15 **student athlete is no longer enrolled**
16 **at any institution.**

17 **(G) The signature of the student**
18 **athlete or, if the student athlete is**
19 **under the age of 18 years, the signa-**
20 **ture of the parent or guardian of the**
21 **student athlete.**

22 **(e) ACTIONS BY STATES.—In any case in**
23 **which the attorney general of a State, or an**
24 **official or agency of a State, has reason to be-**
25 **lieve that an interest of the residents of such**

1 State has been or is threatened or adversely
2 affected by an act or practice in violation of
3 this section, the State, as *parens patriae*, may
4 bring a civil action on behalf of the residents
5 of the State in an appropriate State court or
6 an appropriate district court of the United
7 States to—

8 (1) enjoin such act or practice;

9 (2) enforce compliance with this sec-
10 tion;

11 (3) obtain damages, restitution, or
12 other compensation on behalf of resi-
13 dents of the State; or

14 (4) obtain such other legal and equi-
15 table relief as the court may consider to
16 be appropriate.

17 SEC. 4. SPORTS AGENT RESPONSIBILITY AND TRUST ACT.

18 The Sports Agent Responsibility and
19 Trust Act (15 U.S.C. 7801 et seq.) is amended—

20 (1) in section 3(b)(3), by striking
21 “Warning to Student Athlete: If you agree
22 orally or in writing to be represented by
23 an agent now or in the future you may
24 lose your eligibility to compete as a stu-

1 **dent athlete in your sport.” and inserting**
2 **“Notice to Student Athlete.”; and**

3 **(2) by adding at the end the fol-**
4 **lowing:**

5 **“SEC. 9. DISCLOSURE AND CONSENT RELATING TO NAME,**
6 **IMAGE, AND LIKENESS AGREEMENTS.**

7 **“(a) IN GENERAL.—An athlete agent who**
8 **assists a student athlete with an endorsement**
9 **contract shall disclose in writing to the stu-**
10 **dent athlete—**

11 **“(1) whether the athlete agent is reg-**
12 **istered with an interstate intercollegiate**
13 **athletic association (as defined in section**
14 **2 of the SCORE Act); and**

15 **“(2) if the athlete agent is registered**
16 **with an interstate intercollegiate athletic**
17 **association, whether the athlete agent is**
18 **registered with the interstate intercolle-**
19 **giate athletic association that has as a**
20 **member the institution (as defined in sec-**
21 **tion 2 of the SCORE Act) at which the**
22 **student athlete is enrolled.**

23 **“(b) CONSENT.—In the case of an athlete**
24 **agent who is not registered with an interstate**
25 **intercollegiate athletic association, the ath-**

1 lete agent may only assist a student athlete
2 with an endorsement contract if the student
3 athlete (or, in the case of a student athlete
4 who is under 18 years of age, the parent or
5 guardian of the student athlete) provides to
6 the athlete agent written consent for such as-
7 sistance after receiving the disclosure under
8 subsection (a).

9 “(c) ENFORCEMENT.—

10 “(1) IN GENERAL.—If an attorney gen-
11 eral of a State has reason to believe that
12 an interest of the residents of that State
13 has been or is threatened or adversely af-
14 fected by the engagement of any athlete
15 agent in a practice that violates this sec-
16 tion, the attorney general may bring a
17 civil action pursuant to section 5 in the
18 same manner as the attorney general
19 may bring a civil action with respect to a
20 violation of section 3.

21 “(2) SOLE AUTHORITY.—No individual
22 or entity other than an attorney general
23 of a State may enforce this section.

24 “(3) NO FEDERAL NOTICE NECESSARY.—
25 Subsections (a)(2), (b), and (d) of section

1 **5 do not apply to an action brought by an**
2 **attorney general of a State pursuant to**
3 **this subsection.”.**

4 **SEC. 5. REQUIREMENTS APPLICABLE TO CERTAIN INSTITU-**
5 **TIONS.**

6 **(a) REQUIREMENTS.—An institution de-**
7 **scribed in subsection (c) shall—**

8 **(1) provide comprehensive academic**
9 **support and career counseling services to**
10 **student athletes that include life skills**
11 **development programs with respect to—**

12 **(A) mental health, including alco-**
13 **hol and substance abuse;**

14 **(B) strength and conditioning;**

15 **(C) nutrition;**

16 **(D) name, image, and likeness**
17 **rights;**

18 **(E) access to legal and tax serv-**
19 **ices provided by entities other than**
20 **an institution;**

21 **(F) financial literacy;**

22 **(G) career readiness and coun-**
23 **seling;**

24 **(H) the process for transferring**
25 **between institutions; and**

1 **(I) sexual violence prevention and**
2 **consequences;**

3 **(2) provide medical and health bene-**
4 **fits to student athletes that include—**

5 **(A) medical care, including pay-**
6 **ment of out-of-pocket expenses, for an**
7 **injury of a student athlete incurred**
8 **during the involvement of such stu-**
9 **dent athlete in intercollegiate ath-**
10 **letics for such institution that is**
11 **available to such student athlete dur-**
12 **ing the period of enrollment of such**
13 **student athlete with such institution**
14 **and a period of at least 3 years fol-**
15 **lowing graduation or separation from**
16 **such institution (unless such separa-**
17 **tion is due to violation of a code of**
18 **conduct);**

19 **(B) mental health services and**
20 **support, including mental health edu-**
21 **cational materials and resources;**

22 **(C) an administrative structure**
23 **that provides independent medical**
24 **care, including with respect to deci-**
25 **sions regarding return to play; and**

1 **(D) a certification of insurance**
2 **coverage for medical expenses result-**
3 **ing from injuries of student athletes**
4 **incurred during the involvement of**
5 **such student athletes in intercolle-**
6 **giate athletics for such institution;**

7 **(3) maintain a grant-in-aid provided**
8 **to a student athlete in relation to the in-**
9 **volvement of such student athlete in**
10 **intercollegiate athletics during the pe-**
11 **riod of that grant-in-aid for such institu-**
12 **tion without regard to—**

13 **(A) athletic performance;**

14 **(B) contribution to team success;**

15 **(C) injury, illness, or physical or**
16 **mental condition; or**

17 **(D) receipt of compensation pur-**
18 **suant to a name, image, and likeness**
19 **agreement;**

20 **(4) provide degree completion assist-**
21 **ance—**

22 **(A) for each former student ath-**
23 **lete of such institution—**

24 **(i) who received a grant-in-aid**
25 **from such institution;**

1 (ii) who was a student athlete
2 at such institution on or after the
3 date of enactment of this Act and
4 who ceased participating as a stu-
5 dent athlete for a reason other
6 than a reason described in clause
7 (i) or (ii) of subparagraph (D);

8 (iii) who has not received a
9 bachelor's degree (or an equiva-
10 lent degree) from any institution;
11 and

12 (iv) for whom such institution
13 is the last institution such former
14 student athlete attended;

15 (B) that makes available to such
16 former student athlete, for the period
17 described in subparagraph (C) and
18 subject to subparagraph (D), financial
19 aid in an annual amount that is equal
20 to the average annual grant-in-aid
21 provided to such former student ath-
22 lete during the period that such
23 former student athlete was a student
24 athlete at such institution;

1 (C) for the period beginning on
2 the last date of the final period of en-
3 rollment during which such former
4 student athlete was a student athlete
5 at such institution and ending on the
6 date that such former student athlete
7 completes a bachelor's degree (or an
8 equivalent degree), not to exceed 7
9 years; and

10 (D) that prohibits a former stu-
11 dent athlete from receiving the finan-
12 cial aid described in subparagraph
13 (B) if such former student athlete—

14 (i) fails to meet the institu-
15 tion's academic progress require-
16 ments for the degree program; or

17 (ii) violates the institution's
18 code of conduct; and

19 (5) establish, not later than July 1,
20 2027, and thereafter maintain, at least 16
21 varsity sports teams and, if a recipient of
22 Federal financial assistance, establish
23 and maintain such teams in accordance
24 with section 106.41(c) of title 34, Code of

1 **Federal Regulations (or successor regula-**
2 **tions).**

3 **(b) COLLABORATION.—An institution may**
4 **carry out subsection (a) in conjunction with**
5 **a conference or interstate intercollegiate ath-**
6 **letic association.**

7 **(c) APPLICABILITY.—An institution is de-**
8 **scribed in this subsection if such institution**
9 **reports (as required under section 485(g) of**
10 **the Higher Education Act of 1965 (20 U.S.C.**
11 **1092(g))) having generated not less than**
12 **\$20,000,000 (as adjusted on July 1 each year**
13 **by the percentage increase (if any), during the**
14 **preceding 12-month period, in the Consumer**
15 **Price Index for All Urban Consumers pub-**
16 **lished by the Bureau of Labor Statistics) in**
17 **total revenue derived by the institution from**
18 **the institution's intercollegiate athletics ac-**
19 **tivities during the preceding academic year,**
20 **as determined in accordance with paragraph**
21 **(1)(I) of section 485(g) of the Higher Edu-**
22 **cation Act of 1965 (20 U.S.C. 1092(g)), as**
23 **amended by this Act.**

24 **(d) PROGRAM PARTICIPATION AGREE-**
25 **MENTS.—Section 487(a) of the Higher Edu-**

1 cation Act of 1965 (20 U.S.C. 1094(a)) is amend-
2 ed by adding at the end the following:

3 “(30) In the case of an institution de-
4 scribed in subsection (c) of section 5 of
5 the SCORE Act, the institution will com-
6 ply with subsection (a) of such section.”.

7 SEC. 6. ROLES OF INTERSTATE INTERCOLLEGIATE ATH-
8 LETIC ASSOCIATIONS.

9 (a) AUTHORITY TO ESTABLISH RULES.—An
10 interstate intercollegiate athletic association
11 is authorized to establish and enforce rules
12 with respect to—

13 (1) requiring a student athlete or pro-
14 spective student athlete to disclose, in a
15 timely manner, the terms of a name,
16 image, and likeness agreement entered
17 into by such student athlete;

18 (2) establishing and implementing a
19 process to collect and publicly share ag-
20 gregated and anonymized data related to
21 the name, image, and likeness agree-
22 ments of student athletes (without regard
23 to whether such an agreement includes
24 an institution as a party to the agree-
25 ment);

1 **(3) prohibited compensation, includ-**
2 **ing processes for dispute resolution and**
3 **penalties, if such rules provide that a stu-**
4 **dent athlete does not lose eligibility to**
5 **compete in intercollegiate athletic com-**
6 **petitions while a process for dispute reso-**
7 **lution is ongoing;**

8 **(4) setting parameters for the manner**
9 **in which and the time period during**
10 **which student athletes and prospective**
11 **student athletes may be recruited for**
12 **intercollegiate athletics;**

13 **(5) calculating a pool limit, if such**
14 **rules provide that such pool limit is at**
15 **least 22 percent of the average annual**
16 **college sports revenue of the 70 highest**
17 **earning (with respect to such revenue)**
18 **member institutions of such interstate**
19 **intercollegiate athletic association (or, if**
20 **such interstate intercollegiate athletic as-**
21 **sociation has fewer than 70 members, the**
22 **average annual college sports revenue of**
23 **all members), and monitoring payments**
24 **of compensation related to such pool**
25 **limit;**

1 **(6) setting parameters for the manner**
2 **in which a student athlete may transfer**
3 **between institutions, if such rules pro-**
4 **vide that—**

5 **(A) on at least 1 occasion each**
6 **student athlete may transfer between**
7 **institutions and be immediately eligi-**
8 **ble to participate on a varsity sports**
9 **team of the institution to which the**
10 **student athlete transfers (if academi-**
11 **cally eligible to participate); and**

12 **(B) an institution to which a stu-**
13 **dent athlete is transferring or is con-**
14 **sidering transferring shall provide to**
15 **such student athlete, at the request of**
16 **such student athlete, in writing and**
17 **at a reasonable time prior to comple-**
18 **tion of the transfer, a notice of the**
19 **previously earned academic credits of**
20 **such student athlete that such insti-**
21 **tution will accept, including with re-**
22 **spect to the program of study of such**
23 **student athlete;**

24 **(7) the length of time a student ath-**
25 **lete is eligible to participate in intercolle-**

1 **giate athletics and the academic stand-**
2 **ards to be eligible to participate in inter-**
3 **collegiate athletics;**

4 **(8) establishing and implementing a**
5 **process, including a database, with re-**
6 **spect to agent registration, including—**

7 **(A) setting qualifications to be**
8 **registered as an agent;**

9 **(B) setting parameters for the**
10 **ability of member institutions to ne-**
11 **gotiate with agents who are not reg-**
12 **istered under such process; and**

13 **(C) limiting the amount of the**
14 **compensation under a name, image,**
15 **and likeness agreement between a**
16 **student athlete and an institution**
17 **that may be provided to the agent of**
18 **such student athlete to not more than**
19 **5 percent of such compensation;**

20 **(9) the membership of, and participa-**
21 **tion in, such interstate intercollegiate**
22 **athletic association (including any cham-**
23 **pionships administered by such inter-**
24 **state intercollegiate athletic association),**
25 **under which such interstate intercolle-**

1 **giate athletic association may establish**
2 **membership qualifications, remove mem-**
3 **bers, and otherwise regulate participa-**
4 **tion; and**

5 **(10) intercollegiate athletic competi-**
6 **tions and playing seasons, including rules**
7 **with respect to season length, maximum**
8 **number of contests, and student athlete**
9 **time demands (whether during a playing**
10 **season or outside of such season).**

11 **(b) REQUIREMENTS.—**

12 **(1) AUTHORITY CONDITIONED ON COMPLI-**
13 **ANCE.—An interstate intercollegiate ath-**
14 **letic association is only authorized to es-**
15 **tablish and enforce rules under sub-**
16 **section (a) if such interstate intercolle-**
17 **giate athletic association is in compliance**
18 **with this subsection and section 3.**

19 **(2) GOVERNANCE STRUCTURE.—An**
20 **interstate intercollegiate athletic associa-**
21 **tion (except for an interstate intercolle-**
22 **giate athletic association that is also a**
23 **conference) shall carry out the following:**

24 **(A) Ensure that the membership**
25 **of any board, committee, or other**

1 similar body of such interstate inter-
2 collegiate athletic association, if
3 tasked with a decision-making role
4 (including a decision-making role
5 with respect to establishing or enforc-
6 ing a rule under section 6(a)), satis-
7 fies the following:

8 (i) Not less than 20 percent of
9 the members of the board, com-
10 mittee, or body are individuals
11 who are student athletes or were
12 student athletes at any point dur-
13 ing the preceding 10-year period,
14 with—

15 (I) men and women equal-
16 ly represented with respect to
17 such individuals; and

18 (II) each such individual
19 participating in or having
20 participated in a different
21 sport.

22 (ii) Not less than 30 percent of
23 the members of the board, com-
24 mittee, or body represent institu-
25 tions that are not among the 70

1 **highest earning member institu-**
2 **tions of such interstate intercolle-**
3 **giate athletic association with re-**
4 **spect to annual college sports rev-**
5 **enue.**

6 **(B) Establish a council to serve as**
7 **the primary deliberative body of the**
8 **interstate intercollegiate athletic as-**
9 **sociation and that is—**

10 **(i) responsible for developing**
11 **proposals with respect to policy;**
12 **and**

13 **(ii) composed of individuals**
14 **who represent each conference**
15 **that is a member of such inter-**
16 **state intercollegiate athletic asso-**
17 **ciation.**

18 **SEC. 7. TITLE IX.**

19 **Nothing in this Act, or the amendments**
20 **made by this Act, may be construed to limit**
21 **or otherwise affect title IX of the Education**
22 **Amendments of 1972 (20 U.S.C. 1681 et seq.).**

23 **SEC. 8. LIABILITY LIMITATION.**

24 **(a) IN GENERAL.—Adoption of, agreement**
25 **to, compliance with, or enforcement of any**

1 rule, regulation, requirement, standard, or
2 other provision established pursuant to, or in
3 compliance with, section 6 of this Act shall be
4 treated as lawful under the antitrust laws and
5 any similar State provision having the force
6 and effect of law.

7 (b) RULE OF CONSTRUCTION.—Nothing in
8 subsection (a) may be construed to limit or
9 otherwise affect any provision of law, includ-
10 ing any provision of Federal or State law or
11 the common law, other than the antitrust
12 laws and any similar State provision having
13 the force and effect of law.

14 SEC. 9. EMPLOYMENT STANDING.

15 Notwithstanding any other provision of
16 Federal or State law, no individual may be
17 considered an employee of an institution, a
18 conference, or an interstate intercollegiate
19 athletic association based on the participa-
20 tion of such individual on a varsity sports
21 team or in an intercollegiate athletic competi-
22 tion as a student athlete, without regard to
23 the existence of rules or requirements for
24 being a member of such team or for partici-
25 pating in such competition.

1 **SEC. 10. STUDENT ATHLETIC FEES.**

2 **(a) TRANSPARENCY REQUIREMENTS.—**

3 **(1) INFORMATION DISSEMINATION ACTIVITIES.—**Section 485(a)(1)(E) of the Higher
4 **Education Act of 1965 (20 U.S.C.**
5 **1092(a)(1)(E)) is amended by inserting**
6 **“(including the amount of such fees used**
7 **to support intercollegiate athletic pro-**
8 **grams)” after “and fees”.**

9
10 **(2) DATA REQUIRED.—**

11 **(A) IN GENERAL.—**Section 485(g) of
12 **the Higher Education Act of 1965 (20**
13 **U.S.C. 1092(g)) is amended—**

14 **(i) in paragraph (1), by adding**
15 **at the end the following:**

16 **“(K) With respect to fees charged**
17 **to students to support intercollegiate**
18 **athletic programs—**

19 **“(i) the total amount of such**
20 **fees charged to students;**

21 **“(ii) the uses of such fees with**
22 **respect to facilities, operating ex-**
23 **penses, scholarships, payments to**
24 **athletes, salaries of coaches and**
25 **support staff, and any other ex-**

1 penses reported under this para-
2 graph; and

3 “(iii) the percentage of the
4 total cost of such programs cov-
5 ered by such fees.”; and

6 (ii) in paragraph (3)—

7 (I) by striking the period
8 at the end and inserting “;
9 and”;

10 (II) by striking “that all
11 students” and inserting the
12 following: “that—

13 “(A) all students”; and

14 (III) by adding at the end
15 the following:

16 “(B) with respect to the informa-
17 tion described in paragraph (1)(K),
18 the institution shall annually publish
19 such information on a publicly avail-
20 able website of the institution not
21 later than October 15 following the
22 end of each fiscal year of the institu-
23 tion.”.

24 (B) EFFECTIVE DATE.—The amend-
25 ments made by subparagraph (A)

1 shall take effect on July 1, 2026, and
2 shall apply with respect to academic
3 year 2026–2027 and each succeeding
4 academic year.

5 **(b) RESTRICTING STUDENT FEES FOR HIGH-**
6 **MEDIA-RIGHTS-REVENUE INSTITUTIONS.—**

7 **(1) MEDIA RIGHTS REVENUES.—Section**
8 **485(g)(1)(I)(ii) of the Higher Education**
9 **Act of 1965 (20 U.S.C. 1092(g)(1)(I)(ii)) is**
10 **amended by striking “broadcast reve-**
11 **nues” and inserting “media rights reve-**
12 **nues (including revenues from broad-**
13 **casting, streaming, or digital distribution**
14 **of intercollegiate athletic events)”.**

15 **(2) PROGRAM PARTICIPATION AGREE-**
16 **MENTS.—Section 487(a) of the Higher Edu-**
17 **cation Act of 1965 (20 U.S.C. 1094(a)), as**
18 **amended by this Act, is further amended**
19 **by adding at the end the following:**

20 **“(31)(A) Beginning in academic year**
21 **2028–2029, and each succeeding academic**
22 **year, the institution will determine the**
23 **average annual media rights revenue of**
24 **such institution by averaging the media**
25 **rights revenues reported under section**

1 **485(g)(1)(I) for the second and third pre-**
2 **ceding academic years.**

3 **“(B) In the case of an institution with**
4 **an average annual media rights revenue**
5 **of \$50,000,000 or more, as determined**
6 **under subparagraph (A) for an academic**
7 **year, the institution will not, for the first**
8 **academic year that begins after such aca-**
9 **demic year, use student fees to support**
10 **intercollegiate athletic programs (includ-**
11 **ing with respect to facilities, operating**
12 **expenses (as defined in section 485(g)(5)),**
13 **scholarships, payments to athletes, sala-**
14 **ries of coaches and support staff, and any**
15 **other expenses reported under section**
16 **485(g)(1)).”.**

17 **SEC. 11. PREEMPTION.**

18 **(a) IN GENERAL.—No State, or political**
19 **subdivision of a State, may maintain, enforce,**
20 **prescribe, or continue in effect any law, rule,**
21 **regulation, requirement, standard, or other**
22 **provision having the force and effect of law**
23 **that conflicts with this Act, including the**
24 **amendments made by this Act, and that—**

1 **(1) governs or regulates the com-**
2 **pensation, payment, benefits, or employ-**
3 **ment status of a student athlete (includ-**
4 **ing a prospective student athlete) with**
5 **respect to participation in intercollegiate**
6 **athletics, including any law, rule, regula-**
7 **tion, requirement, standard, or other pro-**
8 **vision that—**

9 **(A) relates to the right of a stu-**
10 **dent athlete to receive compensation**
11 **or other payments or benefits directly**
12 **or indirectly from any institution, as-**
13 **sociated entity or individual, con-**
14 **ference, or interstate intercollegiate**
15 **athletic association; or**

16 **(B) relates to the length of time a**
17 **student athlete is eligible to partici-**
18 **pate in intercollegiate athletics or the**
19 **academic standards to be eligible to**
20 **participate in intercollegiate ath-**
21 **letics;**

22 **(2) limits or restricts a right provided**
23 **to an institution, a conference, or an**
24 **interstate intercollegiate athletic associa-**
25 **tion under this Act; or**

1 (3) requires a release of or license to
2 use the name, image, and likeness rights
3 of any individual participant, or group of
4 participants, in an intercollegiate athletic
5 competition (or an individual spectator
6 or group of spectators at an intercolle-
7 giate athletic competition) for purposes
8 of audio-visual, audio, or visual broad-
9 casts or other distributions of such inter-
10 collegiate athletic competition.

11 (b) **RULE OF CONSTRUCTION.**—Nothing in
12 subsection (a) may be construed to—

13 (1) relieve any person of liability
14 under a State law of general applicability
15 that does not conflict with this Act, in-
16 cluding the amendments made by this
17 Act; or

18 (2) relieve any person of liability
19 under common law.

20 **SEC. 12. REPORTS.**

21 (a) **FEDERAL TRADE COMMISSION STUDY.**—

22 (1) **STUDY.**—The Federal Trade Com-
23 mission shall conduct a study to analyze
24 the impacts of establishing a program,
25 administered by an entity independent of

1 any institution, conference, or interstate
2 intercollegiate athletic association, to de-
3 velop standards for, certify as compliant
4 with such standards, and otherwise regu-
5 late agents who enter into agreements
6 with student athletes, which shall include
7 an analysis of—

8 (A) options for establishing such a
9 program;

10 (B) potential sources of funding
11 for such a program;

12 (C) a reasonable timeline for es-
13 tablishing such a program; and

14 (D) the costs and benefits associ-
15 ated with such a program.

16 (2) **REPORT.**—Not later than 1 year
17 after the date of the enactment of this
18 Act, the Federal Trade Commission shall
19 submit to Congress a report on the re-
20 sults of the study conducted under para-
21 graph (1), which shall include legislative
22 recommendations with respect to the es-
23 tablishment and funding of the program
24 described in such paragraph.

25 **(b) COMPLIANCE REPORTING.**—

1 **(1) BIENNIAL REPORT.—**Not later than
2 180 days after the date of the enactment
3 of this Act, and every 2 years thereafter,
4 each interstate intercollegiate athletic as-
5 sociation shall submit to Congress a re-
6 port that includes—

7 **(A)** a summary of the issues faced
8 by such interstate intercollegiate ath-
9 letic association relating to compli-
10 ance with this Act, including the
11 amendments made by this Act;

12 **(B)** a summary of the trends
13 among institutions, conferences, and
14 interstate intercollegiate athletic as-
15 sociations relating to such compli-
16 ance; and

17 **(C)** recommendations to improve
18 the health, safety, and educational
19 opportunities of student athletes.

20 **(2) COMPTROLLER GENERAL REPORT.—**
21 Not later than 5 years after the date of
22 the enactment of this Act, and every 5
23 years thereafter, the Comptroller General
24 of the United States shall—

1 **(A) conduct an investigation with**
2 **respect to compliance with this Act,**
3 **including the amendments made by**
4 **this Act; and**

5 **(B) submit to Congress a report**
6 **that includes—**

7 **(i) a summary of the findings**
8 **of the investigation conducted**
9 **under subparagraph (A); and**

10 **(ii) recommendations to im-**
11 **prove the health, safety, and edu-**
12 **cational opportunities of student**
13 **athletes.**

14 **(c) STUDY ON OLYMPIC SPORTS.—**

15 **(1) IN GENERAL.—The Comptroller**
16 **General of the United States shall con-**
17 **duct a study—**

18 **(A) to assess the impact of this**
19 **Act on Olympic Sports, including the**
20 **funding of Olympic Sports; and**

21 **(B) to develop recommendations**
22 **for support of Olympic Sports, given**
23 **the unique nature of Olympic Sports**
24 **and intercollegiate athletics in the**
25 **United States.**

1 **(2) CONTENTS.—The study conducted**
2 **under paragraph (1) shall include—**

3 **(A) a survey of international mod-**
4 **els of support for Olympic Sports, in-**
5 **cluding models that could be adapted**
6 **to the unique nature of Olympic**
7 **Sports and intercollegiate athletics in**
8 **the United States;**

9 **(B) the projected scale and mag-**
10 **nitude of potential support for Olym-**
11 **pic Sports, given historic levels of**
12 **support provided by institutions;**

13 **(C) the coordination required to**
14 **develop and cultivate Olympic Sports**
15 **at institutions; and**

16 **(D) an analysis of the trends with**
17 **respect to roster sizes for Olympic**
18 **Sports at institutions, with a focus on**
19 **the top 70 highest earning institu-**
20 **tions with respect to average annual**
21 **college sports revenue.**

22 **(3) REPORT.—Not later than 2 years**
23 **after the date of the enactment of this**
24 **Act, the Comptroller General of the**
25 **United States shall submit to Congress a**

1 **report on the results of the study con-**
2 **ducted under paragraph (1).**

3 **(4) OLYMPIC SPORTS DEFINED.—In this**
4 **subsection, the term “Olympic Sports”**
5 **means the sports officially recognized**
6 **and contested during the Summer and**
7 **Winter Olympic Games.**

Union Calendar No. 226

119TH CONGRESS
1ST Session

H. R. 4312

[Report No. 119-270, Parts I and II]

A BILL

To protect the name, image, and likeness rights of student athletes and to promote fair competition with respect to intercollegiate athletics, and for other purposes.

SEPTEMBER 11, 2025

Reported from the Committee on Energy and Commerce
with an amendment

SEPTEMBER 11, 2025

Reported from the Committee on Education and Workforce with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed