
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Jeanne C. Johnston.

SB 239 Original DIGEST Connick
2020 Regular Session

Proposed law provides with respect to compensation for students who participate in intercollegiate athletics as follows:

- (1) Prohibits a postsecondary educational institution from upholding any rule, requirement, standard, or other limitation that prevents a student athlete from earning compensation from the use of his name, image, or likeness.
- (2) Compensation earned by a student athlete from the use of his name, image, or likeness shall not affect his eligibility for a scholarship.
- (3) An athletic association, conference, or other group or organization, including the NCAA, shall not prevent a student athlete from earning compensation from the use of his name, image, or likeness.
- (4) An athletic association, conference, or other group or organization, including the National Collegiate Athletic Association (NCAA) shall not prevent a postsecondary educational institution from participating in intercollegiate athletics as a result of the compensation of a student athlete for use of his name, image, or likeness.
- (5) Prohibits a postsecondary educational institution, athletic association, conference, or other group or organization with authority over intercollegiate athletics from providing a prospective student with compensation in relation to his name, image, or likeness.
- (6) A postsecondary educational institution, athletic association, conference, or other group or organization with authority over intercollegiate athletics shall not prevent a student athlete from obtaining professional representation or legal representation.
- (7) Professional representation obtained by a student athlete must be by a person registered by the state in accordance with applicable law.
- (8) Legal representation obtained by a student athlete shall be by an attorney licensed to practice law in La.
- (9) An athlete agent representing a student athlete must comply with applicable state and federal law.
- (10) A scholarship from the postsecondary educational institution in which the student athlete is enrolled that provides the cost of attendance at the institution is not considered compensation

and a scholarship cannot be revoked if the student athlete earns compensation or obtains professional or legal representation.

- (11) A student athlete cannot enter into a contract providing compensation for his name, likeness, or image if the contract conflicts with a contract of the postsecondary educational institutions's athletic program.
- (12) A student athlete who enters into a contract providing compensation for his name, likeness, or image must disclose the contract to the postsecondary educational institution in which he is enrolled.
- (13) A team contract of a postsecondary educational institution's athletic program shall not prevent a student athlete from using his name, image, or likeness for a commercial purpose when the athlete is not engaged in official team activities.

These provisions shall become effective on January 1, 2023.

Proposed law creates the College and University Athlete Compensation Task Force to review existing state and federal laws and national athletic association bylaws and examine issues regarding a student athlete's use of his name, image, or likeness for compensation. The task force includes representation from the postsecondary education management boards and systems, coaches, athletic administrators, student athletes, and the La. High School Athletic Association. Requires the task force to report its findings and recommendations to the legislature by August 1, 2021, at which time the task force terminates.

These provisions are effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 17:2061 - 2063)