

Subject Student athlete compensation and representation

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Overview

The bill permits student athletes at Minnesota postsecondary institutions to be compensated for their name, image, or likeness. It additionally allows student athletes to obtain professional representation in relation to contracts or legal matters.

The bill forbids postsecondary institutions, conferences, or organizations with authority over intercollegiate sports (such as the National Collegiate Athletic Association (NCAA)) from preventing students from being compensated or obtaining representation. It additionally prohibits those organizations from compensating student athletes for their name, image, or likeness.

Summary

Section	Description
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1	Student athlete compensation and representation.
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Subd. 1. Definitions. Defines “athletics organization” as an athletic association, conference, or other group or organization with authority over intercollegiate athletics, including the National Collegiate Athletic Association (NCAA).

Subd. 2. Applicability. Limits the bill’s scope to institutions governed by Minnesota State and private postsecondary institutions that offer in-person courses on a campus in Minnesota. Requests that the University of Minnesota comply with the bill.

Subd. 3. Compensation. Requires postsecondary institutions to permit students participating in intercollegiate athletics to earn compensation for use of their name, image, or likeness. Forbids institutions from affecting a student’s scholarship ability based on the use of the student’s name, image, or likeness.

Section	Description
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Applies similar rules to “athletics organizations.” Forbids such groups from preventing a postsecondary institution from participating in athletics as a result of student compensation.

Forbids postsecondary institutions or athletics organizations from providing a student athlete with compensation in relation to the athlete’s name, image, or likeness.

Deems scholarships not to be compensation for the purposes of the section.

Subd. 4. Representation. Requires postsecondary institutions and athletics organizations to allow students participating in intercollegiate athletics obtain professional representation in relation to contracts or legal matters.

Requires professional representation be from persons licensed by the state.

Requires agents to comply with the federal Sports Agent Responsibility and Trust Act.

Subd. 4. Team contracts. Prohibits a student athlete from entering into a contract providing compensation for the athlete’s name, image, or likeness if the contract conflicts with the athlete’s team contract.

Requires students who enter into compensation contracts to disclose the contract to an official of the postsecondary institution.

Requires postsecondary institutions to disclose contractual conflicts to the athlete or the athlete’s representation.

Requires team contracts to permit student athletes to use their name, image, or likeness for a commercial purpose when the athlete is not engaged in official team activities.

Subd. 5. Enforcement. Permits persons injured by the section to bring civil action, recover damages, and receive other equitable relief.

Declares a contract provision that is prohibited by the section or which waives provisions of the section is contrary to public policy and is null and void. Declares provisions nullified to be severable.

The section is effective January 1, 2023.



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