



THE DRAKE GROUP

Advancing Positive Legislative
Change In College Athletics



UNITED STATES CONGRESS – COLLEGE ATHLETICS AND OLYMPIC SPORTS BILLS Updated as of October 16, 2023

The following listing of bills filed during the 117th (2021-2022) and 118th (2023-24) sessions of Congress represent the most likely bills to be considered during the 118th Congress. Those bills filed in the 117th Congress must be refiled in the 118th in order to be considered. Those bills without bill numbers have been recently filed or announced as “drafts” with the sponsor’s intention to file final versions in the 118th Congress. Enter the bill title at <https://www.congress.gov/> to search for numbers not yet posted. Olympic sports bills are included because these will affect college athletes who participate in Olympic development programs or are now participating or being considered for U.S. national teams. Many bills categorized as NIL or athletes’ rights legislation include gender equity elements.

NAME, IMAGE, AND LIKENESS (NIL)

H.R.3630 — 118th Congress (2023-2024) **Student Athlete Level Playing Field Act.** Sponsor: [Carey, Mike \[Rep.-R-OH-15\]](#) (Introduced 05/24/2023) **Cosponsors:** (1) **Committees:** House - Energy and Commerce; Education and the Workforce **Latest Action:** House - 05/24/2023

To prohibit certain entities from barring a student athlete from participating in intercollegiate athletics as a result of such student athlete entering into an endorsement contract, and for other purposes.

S.1454 — 118th Congress (2023-2024) **Athlete Opportunity and Taxpayer Integrity Act** Sponsor: [Thune, John \[Sen.-R-SD\]](#) (Introduced 05/04/2023) **Cosponsors:** (1) **Committees:** Senate – Finance **Latest Action:** Senate - 05/04/2023

No deduction shall be allowed for any contribution any portion of which is used by the donor to compensate one or more secondary or post-secondary school athletes for the use of their name, image, or likeness by reason of their status as athletes.

S.2495 — 118th Congress (2023-2024) **Protecting Athletes, Schools, and Sports Act of 2023.**

Sponsor: Sen. [Manchin, Joe, III \[Sen.-D-WV\]](#) Sen. [Tuberville, Tommy \[R-AL\]](#) (Introduced 07/25/2023) **Cosponsors:** (1) **Committees:** Senate - Commerce, Science, and Transportation

To protect student athletes, ensure fair competition and compensation, and preserve intercollegiate athletics, and for other purposes.

DRAFT NOT YET REINTRODUCED— 118th Congress (2023-2024) **College Athletes Protection and Compensation Act of 2023** **Sponsors:** [Sen. Moran, Jerry \[R-KS\]](#), [Booker, Cory A. \[Sen.-D-NJ\]](#), [Blumenthal, Richard \[Sen.-D-CT\]](#) **Cosponsors:** not yet introduced, **Committees:** Senate - Commerce, Science, and Transportation

To provide standards relating to compensation for the use of the name, image, and likeness rights of college athletes and to provide protections for college athletes, and for other purposes.

DRAFT NOT YET REINTRODUCED – **Intended House and Senate Companion Bills** - 118th Congress (2022-2023) **The College Athlete Economic Freedom Act** **Senate Sponsor:** [Sen. Murphy, Christopher \[D-CT\]](#) **Cosponsors:** not yet introduced, **Committees:** Senate - Commerce, Science, and Transportation **House Sponsor:** [Rep. Trahan, Lori \[D-MA-3\]](#) **Cosponsors:** not yet introduced, **Committees:** House - Energy and Commerce; Judiciary
To establish name, image, likeness, and athletic reputation rights for college athletes, and for other purposes.

DRAFT NOT YET INTRODUCED – 118th Congress (2023-2024) **Fairness, Accountability, and Integrity in Representation of College Sports Act** – Discussion Draft V1 **Sponsor:** Rep. Bilirakis, Gus [FL-12] **Cosponsors:** not yet introduced, **Committees:** House - Energy and Commerce; Judiciary
To protect the rights of student athletes to covered compensation, to prohibit inducements and provide for transparency with respect to name, image, and likeness agreements, and to establish a committee for intercollegiate athletics, and for other purposes.

DRAFT NOT YET INTRODUCED – 118th Congress (2023-2024) **Untitled NIL bill.** **Sponsor:** Sen. Cruz, Ted [R-TX] **Cosponsors:** not yet introduced, **Committees:** Senate - Commerce, Science, and Transportation
To protect the name, image, and likeness rights of student athletes and to promote fair competition among intercollegiate athletics, and for other purposes.

DRAFT NOT YET INTRODUCED – 118th Congress (2023-2024) **College Sports NIL Clearinghouse Act of 2023.** **Sponsor:** Sen. Graham, Lindsay [R-NC] **Cosponsors:** not yet introduced, **Committees:** Senate - Commerce, Science, and Transportation
To establish certain standards for student athlete name, image, and likeness agreements and to allow the establishment of a clearinghouse to regulate name, image, and likeness agreements, and for other purposes.

COLLEGE ATHLETES' RIGHTS AND SAFETY

H.R.4371 — 118th Congress (2023-2024) **School Sports Safety Study Act** **Sponsor:** [Carter, Troy \[Rep.-D-LA-2\]](#) (Introduced 06/27/2023) **Cosponsors:** (1) **Committees:** House - Energy and Commerce; Education and the Workforce **Latest Action:** House - 06/27/2023 Referred to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within their respective jurisdictions.
To direct the Secretary of Health and Human Services, acting through the Director of the Centers for Disease Control and Prevention, and in consultation with the Secretary of Education and the President's Council on Fitness, Sports, and Nutrition, to conduct a study on the causes of deaths and catastrophic injuries related to high school and collegiate sports and formulate recommendations to prevent such deaths and catastrophic injuries, and for other purposes.

NIL/Athlete Rights ****ENDORSED BY TDG** - Waiting for reintroduction in 118th Congress**
S.4724 — 117th Congress (2021-2022) **College Athletes Bill of Rights** **Sponsor:** [Booker, Cory A. \[Sen.-D-NJ\]](#) (Introduced 08/02/2022) **Cosponsors:** (4) **Committees:** Senate - Judiciary
Addresses issues of rights to compensation, health and safety standards, and educational opportunities for college athletes including prohibitions of restricting the use of athlete NILs, establishing a Commission on College Athletics to protect athlete interests, health, and wellness and an athlete medical trust

Companion Bills – College Athlete Right to Organize

S.1929 — 117th Congress (2021-2022) **College Athlete Right To Organize Act Sponsor:** [Sen. Murphy, Christopher \[D-CT\]](#) (Introduced 05/27/2021) **Cosponsors:** (1) **Committees:** Senate - Health, Education, Labor, and Pensions

H.R.3895 — 117th Congress (2021-2022) **College Athlete Right to Organize Act Sponsor:** [Rep. Bowman, Jamaal \[D-NY-16\]](#) (Introduced 06/15/2021) **Cosponsors:** (2) **Committees:** House - Education and Labor
Establishes collective bargaining rights for college athletes, defines college athlete on scholarship as employee, specifies that NLRB must consider athletes within an athletic conference consisting of public or private institutions as a bargaining unit with NLRB jurisdiction.

H.R.4855 — 117th Congress (2021-2022) **Braeden’s Commission: Protect our Athletes from Exertional Heat Stroke Sponsor:** [Rep. Smith, Christopher H. \[R-NJ-4\]](#) (Introduced 07/29/2021) **Cosponsors:** (3) **Committees:** House - Education and Labor; Energy and Commerce
To establish a commission to prevent exertional heat stroke deaths among high school and collegiate athletes, and for other purposes.

S.4855 — 117th Congress (2021-2022) **Collegiate Athlete Compensation Rights Act Sponsor:** [Wicker, Roger F. \[Sen.-R-MS\]](#) (Introduced 09/14/2022) **Cosponsors:** (0)
Protects the rights of student athletes, to provide for transparency and accountability with respect to student athlete name, image, and likeness agreements and for other purposes.

NCAA ENFORCEMENT/FINANCES

H.R.5491 — 118th Congress (2023-2024) **NCAA Accountability Act of 2023 Sponsor:** [Kustoff, David \[Rep.-R-TN-8\]](#) (Introduced 09/14/2023) **Cosponsors:** (2) **Committees:** House - Education and the Workforce **Latest Action:** House - 09/14/2023 Referred to the House Committee on Education and the Workforce. *To establish due process requirements for the investigation of intercollegiate athletics, and for other purposes.*

Companion Bills – NCAA Enforcement ****ENDORSED BY TDG**** - Working on Constituent Solicitation of Co-Sponsors

S.3943 — 117th Congress (2021-2022) **NCAA Accountability Act of 2022 Sponsor:** [Sen. Blackburn, Marsha \[R-TN\]](#) (Introduced 03/29/2022) **Cosponsors:** (1) **Committees:** Senate - Commerce, Science, and Transportation

To establish due process requirements for the investigation of intercollegiate athletics, and for other purposes.

Companion Bills – NCAA Institution Financial Reporting

S.1225 — 117th Congress (2021-2022) **SCORE Act Sponsor:** [Sen. Murphy, Christopher \[D-CT\]](#) (Introduced 04/20/2021) **Cosponsors:** (0) **Committees:** Senate - Health, Education, Labor, and Pensions

H.R.2610 — 117th Congress (2021-2022) **SCORE Act Sponsor:** [Rep. Price, David E. \[D-NC-4\]](#) (Introduced 04/16/2021) **Cosponsors:** (0) **Committees:** House - Education and Labor

To amend the Higher Education Act of 1965 to require institutions of higher education to report revenue generated by each sports team, and for other purposes.

GENDER EQUITY

****ENDORSED BY TDG** - Working on Constituent Solicitation of Co-Sponsors**

H.R.2532 — 118th Congress (2023-2024) **Women in NCAA Sports Act** Sponsor: [Sherrill, Mikie \[Rep.-D-NJ-11\]](#) (Introduced 04/06/2023) **Cosponsors:** (9) **Committees:** House - Education and the Workforce
Latest Action: House - 04/06/2023

To establish a Commission on Men's and Women's Fairness in College Sports

Companion Bills – Title IX Expanded Reporting Requirements and Accountability **ENDORSED BY TDG - Working on Constituent Solicitation of Co-Sponsors**

S. _____ -- 117th Congress (2021-22) **Fair Play for Women Act** Sponsor: [Sen. Murphy, Christopher \[D-CT\]](#) (Introduced 12/20/2022) **Cosponsors:** (0) **Committees:** Senate - Health, Education, Labor, and Pensions
H.R.9615 – 117th Congress (2021-22) **Fair Play for Women Act** Sponsor: [Rep. Adams, Alma S. \[D-NC-12\]](#) (Introduced 12/20/2022) **Cosponsors:** (2) **Committees:** House - Education and Labor
Expands college and K-12 athletics data reporting requirements; holds athletic programs and governance associations more accountable; improves education and awareness of Title IX rights among athletes, staff, and stakeholders

Companion Bills – Title IX Separate Sex Sport

S.613 — 118th Congress (2023-2024) **Protection of Women and Girls in Sports Act of 2023**
Sponsor: [Tuberville, Tommy \[Sen.-R-AL\]](#) (Introduced 03/01/2023) **Cosponsors:** (28) **Committees:** Senate - Health, Education, Labor, and Pensions **Latest Action:** Senate - 03/01/2023 introduced
H.R.734 — 118th Congress (2023-2024) **Protection of Women and Girls in Sports Act of 2023**
Sponsor: [Steube, W. Gregory \[Rep.-R-FL-17\]](#) (Introduced 02/01/2023) **Cosponsors:** (93) **Committees:** House - Education and the Workforce. **Latest Action:** Senate - 04/25/2023 Received in the Senate.

Passed the House

To amend the Education Amendments of 1972 to provide that for purposes of determining compliance with title IX of such Act in athletics, sex shall be recognized based solely on a person's reproductive biology and genetics at birth.

Companion Bills – Sports Participation Based on Gender Identity

S. 5 – 118th Congress (2023-2024) **Equality Act** Sponsor: [Sen. Merkley, Jeff \[D-OR\]](#) (Introduced 06/21/2023) **Committees:** Senate – Judiciary **Latest Action:** Senate - 06/21/2023 Read twice and referred to the Committee on the Judiciary.)

H.R. 15 -- 118th Congress (2023-2024) **Equality Act** Sponsor: [Rep. Takano, Mark \[D-CA-39\]](#) (Introduced 06/21/2023) **Committees:** House - Judiciary; Education and the Workforce; Financial Services; House Administration; Oversight and Accountability **Latest Action:** House - 06/21/2023 Referred to the Committee on the Judiciary, and in addition to the Committees on Education and the Workforce, Financial Services, House Administration, and Oversight and Accountability, 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.

Prohibits discrimination based on sex, sexual orientation, and gender identity in areas including public accommodations and facilities, education, federal funding, employment, housing, credit, and the jury system including a mandate requiring access to restrooms, locker rooms, and dressing rooms consistent with the individual's gender identity. Note: Negates Title IX separate sex exception based on biological sex.

OLYMPIC/K-12/NON-SCHOOL SPORTS WITH IMPLICATIONS FOR COLLEGE ATHLETES

H.R.5216 — 117th Congress (2021-2022) **Protecting Student Athletes From Concussions Act** Sponsor: [Rep. DeSaulnier, Mark \[D-CA-11\]](#) (Introduced 09/10/2021) Cosponsors: (5) Committees: House - Education and Labor

To promote State requirements for local educational agencies and public elementary and secondary schools relating to the prevention and treatment of concussions suffered by students.

Companion Bills -NGB Equal Pay

S.2333 — 117th Congress (2021-2022) **Equal Pay for Team USA Act of 2021** Sponsor: [Sen. Cantwell, Maria \[D-WA\]](#) (Introduced 07/13/2021) Cosponsors: (3) Committees: Senate - Commerce, Science, and Transportation **Became law 1-5-2023.**

Requires that all athletes representing the United States in international amateur athletic competitions receive equal compensation and benefits for their work, regardless of gender. Each national governing body for a sport must report annually on compliance with this requirement. The bill requires full compliance by January 31, 2022.

RESOLUTIONS

H.Res.298 — 118th Congress (2023-2024) **Providing for consideration of the bill (H.R. 734) to amend the Education Amendments of 1972 to provide that for purposes of determining compliance with Title IX of such Act in athletics, sex shall be recognized based solely on a person's reproductive biology and genetics at birth, and providing for consideration of the joint resolution (H.J. Res. 42) disapproving the action of the District of Columbia Council in approving the Comprehensive Policing and Justice Reform Amendment Act of 2022.**Sponsor: [Houchin, Erin \[Rep.-R-IN-9\]](#) (Introduced 04/17/2023) **Agreed to by the House 4-17-2023.**

H.Con.Res.54 — 118th Congress (2023-2024) **Expressing the sense of Congress that Title IX of the Education Amendments of 1972 applies to the National Collegiate Athletics Association (NCAA), and the National Collegiate Athletics Association (NCAA) should work to prevent discrimination on the basis of sex in its programs and activities.** Sponsor: [Sherrill, Mikie \[Rep.-D-NJ-11\]](#) (Introduced 06/23/2023) Cosponsors: (2) Committees: House - Education and the Workforce