

An Act

ENROLLED HOUSE
BILL NO. 1668

By: Thomsen of the House

and

Rader of the Senate

An Act relating to schools; amending Section 2, Chapter 13, O.S.L. 2016 (70 O.S. Supp. 2016, Section 822.2), which relates to the prohibition of persons from giving money or a thing of value to a student-athlete or family member for certain purposes; removing requirement that high schools advise certain students of certain information; providing an effective date; and declaring an emergency.

SUBJECT: Student-athletes

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY Section 2, Chapter 13, O.S.L. 2016 (70 O.S. Supp. 2016, Section 822.2), is amended to read as follows:

Section 822.2 A. Except as provided for in subsection C of this section, no person shall give, offer, promise or attempt to give any money or other thing of value to a student-athlete or member of the immediate family of a student-athlete:

1. To induce, encourage or reward the application, enrollment or attendance of the student-athlete at a public or private institution of postsecondary education in order to have the student-athlete participate in intercollegiate sporting events, contests, exhibitions or programs at that institution; or

2. To induce, encourage or reward the participation in an intercollegiate sporting event, contest, exhibition or program by the student-athlete.

B. No person shall enter into or solicit directly or through an agent a transaction with a student-athlete if the person has, or could be reasonably expected to have, knowledge that the transaction would likely cause the student-athlete to permanently or temporarily lose athletic scholarship eligibility, the ability to participate on an intercollegiate athletic team or the ability to participate in one or more intercollegiate sporting competitions as sanctioned by:

1. A national association for the promotion and regulation of intercollegiate athletics;

2. An athletic conference or other sanctioning body; or

3. The institution of postsecondary education itself as a reasonable self-imposed disciplinary action taken by the institution to mitigate sanctions likely to be imposed by an organization as a result of the transaction or as a violation of the rules of the institution.

C. This section shall not apply to:

1. Any public or private institution of postsecondary education or to any officer or employee of the institution when the institution or the officer or employee of the institution is acting in accordance with an official written policy of the institution which is in compliance with the bylaws of the National Collegiate Athletic Association;

2. Any intercollegiate athletic award approved or administered by the public or private institution of postsecondary education;

3. Grants-in-aid or other full or partial scholarships awarded to a student-athlete or administered by a public or private institution of postsecondary education;

4. Members of the immediate family of the student-athlete; and

5. Money or things of value given by a person to a student-athlete or the immediate family of a student-athlete that do not exceed One Hundred Dollars (\$100.00) in value in the aggregate on an annual basis.

D. Any person who violates the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be subject to

a fine of not less than One Thousand Dollars (\$1,000.00) and not more than Five Thousand Dollars (\$5,000.00), or by imprisonment not to exceed one (1) year, or by both such fine and imprisonment.

~~E. Each public and private high school in this state shall at the beginning of each sports season advise in writing each student who participates in any athletic program sponsored by the school of the provisions of this section and shall provide each student with information concerning the effect of receiving money or other things of value on the future eligibility of the student to participate in intercollegiate athletics. The provisions of this subsection shall not apply to intramural athletic programs sponsored by the school.~~

SECTION 2. This act shall become effective July 1, 2017.

SECTION 3. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 8th day of March, 2017.

Presiding Officer of the House
of Representatives

Passed the Senate the 24th day of April, 2017.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____

Approved by the Governor of the State of Oklahoma this _____
day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____
day of _____, 20_____, at _____ o'clock _____ M.
By: _____