

108TH CONGRESS
1ST SESSION

H. R. 1363

To prohibit institutions of higher education from unfairly imposing sanctions on student athletes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2003

Mr. GEORGE MILLER of California (for himself and Mr. ANDREWS) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To prohibit institutions of higher education from unfairly imposing sanctions on student athletes.

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 Athlete Fair-
5 ness Act of 2003”.

6 **SEC. 2. AUTHORITY TO IMPOSE CIVIL PENALTIES.**

7 Section 485 of the Higher Education Act of 1965 (20
8 U.S.C. 1092) is amended by adding at the end the fol-
9 lowing new subsection:

1 “(h) PROHIBITION ON UNFAIR IMPOSITION OF SANC-
2 TIONS ON STUDENT ATHLETES.—No institution of higher
3 education that participates in any program under this
4 title, and that has an intercollegiate athletic program,
5 shall—

6 “(1) impose a penalty or other sanction on a
7 student athlete (including by canceling or forfeiting
8 games) for a violation of an intercollegiate athletics
9 association’s rules or codes of conduct that was not
10 committed by that student;

11 “(2) submit to the imposition by an intercolle-
12 giate athletics association of any sanction on a stu-
13 dent athlete (including by canceling or forfeiting
14 games) for a violation of an intercollegiate athletics
15 association’s rules or codes of conduct that was not
16 committed by that student; or

17 “(3) be a member of an intercollegiate athletics
18 association whose rules or codes of conduct authorize
19 the imposition of a sanction on a student athlete (in-
20 cluding by canceling or forfeiting games) for a viola-
21 tion of an intercollegiate athletics association’s rules
22 or codes of conduct that was not committed by that
23 student.”.

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