

113TH CONGRESS
2D SESSION

H. R. 5100

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.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2014

Mr. PRICE of North Carolina (for himself and Mr. PETRI) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

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.

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 “Standardization of Col-
5 legiate Oversight of Revenues and Expenditures Act” or
6 “SCORE Act”.

1 **SEC. 2. REPORTING BY INSTITUTIONS OF HIGHER EDU-**
2 **CATION ON ATHLETIC REVENUE AND EX-**
3 **PENSES.**

4 Section 485(g) of the Higher Education Act of 1965
5 (20 U.S.C. 1092(g)) is amended—

6 (1) in paragraph (1), by adding at the end the
7 following:

8 “(K) The amount of revenue generated by
9 each of the following categories, disaggregated
10 by each sports team, if applicable:

11 “(i) Ticket sales.

12 “(ii) Student fees.

13 “(iii) Distributions from any other
14 intercollegiate athletic association, con-
15 ference, or tournament.

16 “(iv) Appearance guarantees and op-
17 tions.

18 “(v) Contributions from alumni and
19 others.

20 “(vi) Compensation and benefits pro-
21 vided by third-party support.

22 “(vii) Concessions, programs, nov-
23 elties, and parking.

24 “(viii) Broadcast and media rights,
25 reported separately for television, radio,
26 internet, and print.

1 “(ix) Royalties, advertising, and spon-
2 sorship.

3 “(x) Sports camps.

4 “(xi) Endowment and investment in-
5 come, reported separately for each source
6 of such income.

7 “(xii) Direct institutional support.

8 “(xiii) Indirect institutional support
9 for facilities, services, and administrative
10 support.

11 “(xiv) Direct government support, re-
12 ported separately by State government,
13 local government, Federal Government.

14 “(L) The expenses attributable to each of
15 the following categories, disaggregated by each
16 sports team, as applicable:

17 “(i) Grants-in-aid.

18 “(ii) Guarantees and options.

19 “(iii) Total salaries and benefits, and
20 salaries and benefits paid by the institution
21 and by third parties, respectively, to head
22 coaches, to assistant coaches, and for ad-
23 ministrative salaries.

24 “(iv) Severance pay.

25 “(v) Team travel.

1 “(vi) Recruiting.

2 “(vii) Equipment, uniforms, and sup-
3 plies.

4 “(viii) Fundraising.

5 “(ix) Marketing and promotion.

6 “(x) Game expenses.

7 “(xi) Medical.

8 “(xii) Membership dues.

9 “(xiii) Sports camps.

10 “(xiv) Spirit groups.

11 “(xv) Transfers to the institution.

12 “(xvi) Debt service payments.

13 “(xvii) Athletic facility maintenance
14 and rental.

15 “(xviii) Indirect facilities and adminis-
16 trative support.

17 “(xix) Education and general expenses
18 of the institution—

19 “(I) including instruction, re-
20 search, public service, academic sup-
21 port, student services, instructional
22 support, and scholarships and fellow-
23 ships; and

24 “(II) which do not include ex-
25 penses with respect to auxiliary enter-

1 prises, hospitals, or independent oper-
2 ations.”;

3 (2) in paragraph (5)—

4 (A) by striking “the term” and inserting
5 the following:

6 “(A) the term”;

7 (B) by striking the period at the end in-
8 serting “; and”; and

9 (C) by adding at the end the following:

10 “(B) the terms listed in each of the cat-
11 egories under subparagraphs (K) through (L)
12 of paragraph (1) shall be defined by the Sec-
13 retary by regulation, developed in consultation
14 with the Secretary of the Treasury and the task
15 force described in paragraph (6)(A), and such
16 definitions shall be updated in accordance with
17 paragraph (6)(B).”; and

18 (3) by adding at the end the following:

19 “(6) TASK FORCE; DEFINITION UPDATES.—

20 “(A) TASK FORCE.—The Secretary shall
21 appoint a task force of nonprofit and higher
22 education accounting experts, professionals, and
23 organizations representing each of the fol-
24 lowing:

1 “(i) Institutions of higher education
2 that are members of division I of National
3 Collegiate Athletic Association.

4 “(ii) Institutions of higher education
5 that are members of division II of National
6 Collegiate Athletic Association.

7 “(iii) Institutions of higher education
8 that are members of division III of Na-
9 tional Collegiate Athletic Association.

10 “(B) UPDATING DEFINITIONS.—The Sec-
11 retary, on a biannual basis and in consultation
12 with the task force described in subparagraph
13 (A), shall review each definition under para-
14 graph (5)(B) and, if necessary, update such
15 definition in accordance with generally accepted
16 accounting principles or significant changes in
17 the national system of intercollegiate athletics.

18 “(7) SPECIAL RULE.—An institution of higher
19 education that submits the information described in
20 subparagraphs (K) through (L) of paragraph (1) to
21 an intercollegiate athletic association for an aca-
22 demic year, and such information is verified by an
23 independent audit and certified by chancellor of the
24 institution, may, in lieu of submitting such informa-
25 tion under paragraph (1), request such association

1 to directly submit such information to the Secretary
2 on behalf of the institution for such academic year.”.

3 **SEC. 3. PROGRAM REQUIREMENTS.**

4 Section 487(a) of the Higher Education Act of 1965
5 (20 U.S.C. 1094(a)) is amended by adding at the end the
6 following:

7 “(30)(A) An institution will not be a member of
8 any intercollegiate athletic association or participate
9 in any national intercollegiate athletics competition
10 organized by any person, unless such association or
11 person reports, on an annual basis, to the Secretary
12 the following, disaggregated by sport, athletic event,
13 or contract, as applicable:

14 “(i) Total generated revenue and
15 amount of revenue generated by each of
16 the following categories:

17 “(I) Total ticket sales.

18 “(II) Distributions from other
19 intercollegiate athletic organization or
20 person.

21 “(III) Cash contributions.

22 “(IV) Dues and other assess-
23 ments from member institutions of
24 higher education.

25 “(V) Third-party support.

1 “(VI) Merchandise.

2 “(VII) Concessions, programs,
3 and novelties.

4 “(VIII) Broadcast and media
5 rights, reported separately for tele-
6 vision, radio, internet, and print.

7 “(IX) Endowment and invest-
8 ment income, reported separately for
9 each source of such income.

10 “(X) Other corporate sponsor-
11 ship.

12 “(XI) Royalties, advertising, and
13 sponsorship.

14 “(XII) Net assets.

15 “(XIII) Direct government sup-
16 port, reported separately by State gov-
17 ernment, local government, or Federal
18 Government.

19 “(XIV) Any other category deter-
20 mined appropriate by the Secretary.

21 “(ii) Amount of expenses attributable
22 to each of the following categories:

23 “(I) Disbursements to institu-
24 tions of higher educations, athletic
25 conferences, or other persons.

1 “(II) Salaries and benefits.

2 “(III) Severance pay.

3 “(IV) Equipment, uniforms, and
4 supplies.

5 “(V) Fundraising.

6 “(VI) Marketing and promotion.

7 “(VII) Game expenses.

8 “(VIII) Medical.

9 “(IX) Facility construction.

10 “(X) Facility maintenance and
11 rental.

12 “(XI) Capital investment.

13 “(XII) Debt service payments.

14 “(XIII) Charitable donations.

15 “(XIV) Any other category deter-
16 mined appropriate by the Secretary.

17 “(iii) Executive compensation sched-
18 ules.

19 “(B) The Secretary shall—

20 “(i) define by regulation, developed in
21 consultation with the Secretary of the
22 Treasury and the task force described in
23 section 485(g)(6)(A), the terms listed in
24 each of the categories under subpara-
25 graphs (A); and

1 “(ii) on a biannual basis and in con-
2 sultation with such task force, review each
3 definition under clause (i) and, if nec-
4 essary, update such definition in accord-
5 ance with generally accepted accounting
6 principles or significant changes in the na-
7 tional system of intercollegiate athletics.”.

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