

114TH CONGRESS
2D SESSION

H. R. 5791

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, 2016

Mr. PRICE of North Carolina 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 the “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, including—

8 “(I) medical personnel salaries;
9 and

10 “(II) medical treatment of ath-
11 letes.

12 “(xii) Membership dues.

13 “(xiii) Sports camps.

14 “(xiv) Spirit groups.

15 “(xv) Transfers to the institution.

16 “(xvi) Debt service payments.

17 “(xvii) Athletic facility maintenance
18 and rental.

19 “(xviii) Indirect facilities and adminis-
20 trative support.

21 “(xix) Education and general expenses
22 of the institution—

23 “(I) including instruction, re-
24 search, public service, academic sup-
25 port, student services, instructional

1 support, and scholarships and fellow-
2 ships; and

3 “(II) which do not include ex-
4 penses with respect to auxiliary enter-
5 prises, hospitals, or independent oper-
6 ations.”;

7 (2) in paragraph (5)—

8 (A) by striking “the term” and inserting
9 the following:

10 “(A) the term”;

11 (B) by striking the period at the end and
12 inserting “; and”; and

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

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

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

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

24 “(A) TASK FORCE.—The Secretary shall
25 appoint a task force of nonprofit and higher

1 education accounting experts, professionals, and
2 organizations representing each of the fol-
3 lowing:

4 “(i) Institutions of higher education
5 that are members of division I of the Na-
6 tional Collegiate Athletic Association.

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

10 “(iii) Institutions of higher education
11 that are members of division III of the Na-
12 tional Collegiate Athletic Association.

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

21 “(7) SPECIAL RULE.—An institution of higher
22 education that submits the information described in
23 subparagraphs (K) through (L) of paragraph (1) to
24 an intercollegiate athletic association for an aca-
25 demic year, and such information is verified by an

1 independent audit and certified by the chancellor of
2 the institution, may, in lieu of submitting such infor-
3 mation under paragraph (1), request such associa-
4 tion to directly submit such information to the Sec-
5 retary on behalf of the institution for such academic
6 year.”.

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

8 Section 487(a) of the Higher Education Act of 1965
9 (20 U.S.C. 1094(a)) is amended by adding at the end the
10 following:

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

18 “(i) Total generated revenue and amount
19 of revenue generated by each of the following
20 categories:

21 “(I) Total ticket sales.

22 “(II) Distributions from other inter-
23 collegiate athletic organization or person.

24 “(III) Cash contributions.

1 “(IV) Dues and other assessments
2 from member institutions of higher edu-
3 cation.

4 “(V) Third-party support.

5 “(VI) Merchandise.

6 “(VII) Concessions, programs, and
7 novelties.

8 “(VIII) Broadcast and media rights,
9 reported separately for television, radio,
10 Internet, and print.

11 “(IX) Endowment and investment in-
12 come, reported separately for each source
13 of such income.

14 “(X) Other corporate sponsorship.

15 “(XI) Royalties, advertising, and
16 sponsorship.

17 “(XII) Net assets.

18 “(XIII) Direct government support,
19 reported separately by State government,
20 local government, or Federal Government.

21 “(XIV) Any other category deter-
22 mined appropriate by the Secretary.

23 “(ii) Amount of expenses attributable to
24 each of the following categories:

1 “(I) Disbursements to institutions of
2 higher educations, athletic conferences, or
3 other persons.

4 “(II) Salaries and benefits.

5 “(III) Severance pay.

6 “(IV) Equipment, uniforms, and sup-
7 plies.

8 “(V) Fundraising.

9 “(VI) Marketing and promotion.

10 “(VII) Game expenses.

11 “(VIII) Medical, including—

12 “(aa) medical personnel salaries;
13 and

14 “(bb) medical treatment of ath-
15 letes.

16 “(IX) Facility construction.

17 “(X) Facility maintenance and rental.

18 “(XI) Capital investment.

19 “(XII) Debt service payments.

20 “(XIII) Charitable donations.

21 “(XIV) Any other category deter-
22 mined appropriate by the Secretary.

23 “(iii) Executive compensation schedules.

24 “(B) The Secretary shall—

1 “(i) define by regulation, developed in con-
2 sultation with the Secretary of the Treasury
3 and the task force described in section
4 485(g)(6)(A), the terms listed in each of the
5 categories under subparagraph (A); and

6 “(ii) on a biannual basis and in consulta-
7 tion with such task force, review each definition
8 under clause (i) and, if necessary, update such
9 definition in accordance with generally accepted
10 accounting principles or significant changes in
11 the national system of intercollegiate ath-
12 letics.”.

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