

## Session 125 - (2023-2024)

**H\*4957 (Rat #0226) General Bill, By Hiott, Erickson, G.M. Smith, Hayes, McGinnis, Rose, Elliott, Alexander, Schuessler, Calhoon, M.M. Smith, Davis, T. Moore, B. Newton, Neese, Oremus, Hixon, Taylor, Guest, Sessions, Guffey, Ballentine, Pope, Willis, Bannister, Kirby, Henegan, Hartnett, Williams, Gilliard and Rivers**

**Similar (S 0993)**

**Summary:** Intercollegiate athlete name, image, and likeness compensation

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 59-158-10, RELATING TO DEFINITIONS CONCERNING INTERCOLLEGIATE ATHLETES' COMPENSATION FOR NAME, IMAGE, AND LIKENESS, SO AS TO REVISE SEVERAL DEFINITIONS; BY AMENDING SECTION 59-158-20, RELATING TO THE AUTHORIZATION OF COMPENSATION FOR USE OF AN INTERCOLLEGIATE ATHLETE'S NAME, IMAGE, AND LIKENESS, SO AS TO DELETE EXISTING LANGUAGE AND PROVIDE INSTITUTIONS OF HIGHER LEARNING AND CERTAIN AGENTS OF THE INSTITUTIONS MAY ENGAGE IN CERTAIN ACTIONS THAT MAY ENABLE INTERCOLLEGIATE ATHLETES TO EARN COMPENSATION FOR USE OF THE NAME, IMAGE, AND LIKENESS OF THE ATHLETE, AMONG OTHER THINGS; BY AMENDING SECTION 59-158-30, RELATING TO THE EFFECTS OF NAME, IMAGE, AND LIKENESS COMPENSATION ON GRANT-IN-AID OR ATHLETIC ELIGIBILITY, SO AS TO DELETE EXISTING LANGUAGE AND PROVIDE NAME, IMAGE, AND LIKENESS CONTRACTS MAY NOT EXTEND BEYOND THE INTERCOLLEGIATE ATHLETE'S ELIGIBILITY TO PARTICIPATE IN AN INTERCOLLEGIATE ATHLETICS PROGRAM AT AN INSTITUTION OF HIGHER LEARNING; BY AMENDING SECTION 59-158-40, RELATING TO ALLOWED AND PROHIBITED ACTIONS CONCERNING INTERCOLLEGIATE ATHLETES' NAME, IMAGE, AND LIKENESS-RELATED MATTERS, SO AS TO PROVIDE LIMITATIONS ON LIABILITY FOR INSTITUTION OF HIGHER LEARNING EMPLOYEES FOR DAMAGES RESULTING FROM CERTAIN ROUTINE DECISIONS MADE IN INTERCOLLEGIATE ATHLETICS, AND TO PROHIBIT CERTAIN CONDUCT BY ATHLETIC ASSOCIATIONS, ATHLETIC CONFERENCES, OR OTHER GROUPS WITH AUTHORITY OVER INTERCOLLEGIATE ATHLETIC PROGRAMS AT PUBLIC INSTITUTIONS OF HIGHER LEARNING, AMONG OTHER THINGS; BY AMENDING SECTION 59-158-50, RELATING TO GOOD ACADEMIC STANDING REQUIRED FOR PARTICIPATION IN NAME, IMAGE, AND LIKENESS ACTIVITIES, SO AS TO DELETE EXISTING PROVISIONS AND PROVIDE CERTAIN MATTERS CONCERNING NAME, IMAGE, AND LIKENESS AGREEMENTS MAY NOT BE CONSIDERED PUBLIC RECORDS SUBJECT TO AN EXCEPTION AND MAY NOT BE DISCLOSED TO CERTAIN ENTITIES; BY AMENDING SECTION 59-158-60, RELATING TO DISCLOSURE OF NAME, IMAGE, AND LIKENESS CONTRACTS AND THIRD-PARTY ADMINISTRATORS, SO AS TO DELETE EXISTING LANGUAGE AND PROVIDE FOR THE RESOLUTION OF CONFLICTS BETWEEN CERTAIN PROVISIONS OF THIS ACT AND PROVISIONS IN THE UNIFORM ATHLETE AGENTS ACT, AND TO PROVIDE ATHLETE AGENTS SHALL COMPLY WITH CERTAIN FEDERAL REQUIREMENTS; BY AMENDING SECTION 59-102-20, RELATING TO DEFINITIONS IN THE UNIFORM ATHLETE AGENTS ACT, SO AS TO REVISE THE DEFINITION OF "ATHLETE AGENT" TO EXEMPT INSTITUTIONS OF HIGHER LEARNING; BY AMENDING SECTION 59-102-100, RELATING TO AGENCY CONTRACTS, SO AS TO REVISE COMPENSATION PROVISIONS; BY REPEALING SECTION 59-158-70 RELATING TO DISCLOSURES AND LIMITATIONS IN NAME, IMAGE, AND LIKENESS CONTRACTS AND REVOCATION PERIODS FOR SUCH CONTRACTS; AND BY REPEALING SECTION 59-158-80 RELATING TO GOVERNING LAW AND FEDERAL COMPLIANCE CONTRACTS. - RATIFIED TITLE

01/25/24	House	Introduced and read first time (House Journal-page 46)
01/25/24	House	Referred to Committee on Education and Public Works (House Journal-page 46)
02/01/24	House	Member(s) request name added as sponsor: Elliott, Alexander
02/07/24	House	Member(s) request name added as sponsor: Schuessler
02/07/24	House	Committee report: Favorable Education and Public Works (House Journal-page 2)
02/07/24	House	Member(s) request name added as sponsor: Calhoon, M.M.Smith, Davis, T.Moore, B.Newton, Neese, Oremus, Hixon, Taylor
02/08/24	House	Member(s) request name added as sponsor: Guest, Sessions, Guffey, Ballentine
02/08/24		Scrivener's error corrected
02/08/24	House	Debate adjourned until Tues. 2-13-24 (House Journal-page 10)
02/08/24	House	Requests for debate-Rep(s). Hiott, Taylor, B. Newton, Felder, McCravy, Carter, Pope, Guffey, Sessions, Nutt, Hayes, B.L. Cox, M.M. Smith, Hixon, Blackwell, Oremus, Forrest, Hart, Robbins, Gilliam, Haddon, Sandifer, Vaughan (House Journal-page 10)
02/13/24	House	Member(s) request name added as sponsor: Pope, Willis, Bannister
02/14/24	House	Member(s) request name added as sponsor: Kirby, Henegan, Hartnett, Williams, Gilliard, Rivers

02/14/24	House	Read second time (House Journal-page 20)
02/14/24	House	Roll call Yeas-113 Nays-0 (House Journal-page 22)
02/15/24	House	Read third time and sent to Senate (House Journal-page 28)
02/15/24	Senate	Introduced and read first time (Senate Journal-page 5)
02/15/24	Senate	Referred to Committee on Education (Senate Journal-page 5)
02/28/24	Senate	Committee report: Favorable with amendment Education (Senate Journal-page 20)
03/01/24		Scrivener's error corrected
04/22/24		Scrivener's error corrected
04/25/24	Senate	Committee Amendment Adopted (Senate Journal-page 20)
04/25/24	Senate	Amended (Senate Journal-page 20)
04/25/24	Senate	Read second time (Senate Journal-page 20)
05/01/24		Scrivener's error corrected
05/07/24	Senate	Amended (Senate Journal-page 29)
05/08/24		Scrivener's error corrected
05/08/24	Senate	Amended (Senate Journal-page 40)
05/08/24	Senate	Read third time and returned to House with amendments (Senate Journal-page 40)
05/08/24	Senate	Roll call Ayes-26 Nays-16 (Senate Journal-page 40)
05/09/24	House	Concurred in Senate amendment and enrolled (House Journal-page 16)
05/09/24	House	Roll call Yeas-98 Nays-0 (House Journal-page 18)
05/15/24		Ratified R 226
05/21/24		Signed By Governor