

MAINE STATE LEGISLATURE

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MAJORITY

EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE

SENATE

130TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 663, L.D. 1893, "An Act Regarding the Use of a Student Athlete's Name, Image, Likeness or Autograph"

Amend the bill in section 1 in c. 443 in §12971 by striking out all of subsection 2 (page 1, lines 14 to 17 in L.D.).

Amend the bill in section 1 in c. 443 in §12971 by renumbering the subsections to read consecutively.

Amend the bill in section 1 in c. 443 in §12972 in subsection 1 in paragraph B in the 2nd and 3rd lines (page 1, lines 33 and 34 in L.D.) by striking out the following: "scholarship, grant or similar financial assistance" and inserting the following: 'full scholarship based on athletics'

Amend the bill in section 1 in c. 443 in §12972 in subsection 1 in paragraph B in subparagraph (2) in the last line (page 2, line 3 in L.D.) by striking out the following: "likeness; or" and inserting the following: 'likeness.'

Amend the bill in section 1 in c. 443 in §12972 in subsection 1 in paragraph B by inserting at the end the following:

'For purposes of this paragraph, "full scholarship" means a scholarship that covers the full cost of attendance at that college or university, including but not limited to tuition, room and board; or'

Amend the bill in section 1 in c. 443 in §12972 by inserting after subsection 1 the following:

'2. Construction. This section may not be construed to limit a college or university from adopting or enforcing a policy, requirement, standard or limitation that establishes conditions by which a student athlete may monetize the student athlete's name, image or likeness, including a policy, requirement, standard or limitation that prohibits a student athlete's use of a college or university trademark, logo or facility or prohibits a student athlete's use of the student athlete's name, image or likeness in a manner that is inconsistent with a college or university code of conduct or other college or university policy.'

COMMITTEE AMENDMENT

1 Amend the bill in section 1 in c. 443 by striking out all of §12974 (page 2, lines 13 to
2 17 in L.D.).

3 Amend the bill in section 1 in c. 443 by renumbering the sections to read consecutively.

4 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
5 number to read consecutively.

6 **SUMMARY**

7 This amendment removes an unnecessary definition and the provision in the bill that
8 relates to employment status.

9 This amendment also provides that a college or university may not disqualify a student
10 athlete who is participating in an intercollegiate athletic program at a college or university
11 from receiving a full, athletic-based scholarship awarded by the college or university
12 because the student is earning compensation or has obtained professional representation
13 related to the use of the student's name, image or likeness.

14 This amendment also clarifies that the provisions of the bill may not be construed to
15 limit a college or university from adopting or enforcing a policy, requirement, standard or
16 limitation that establishes conditions by which a student athlete may monetize the student
17 athlete's name, image or likeness, including prohibitions on a student athlete's use of a
18 college or university trademark, logo or facility and a student athlete's use of the student
19 athlete's name, image or likeness in a manner that is inconsistent with a college or university
20 code of conduct or other college or university policy.