

Hall of the House of Representatives
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of House Bill No. 1671

TO ESTABLISH THE ARKANSAS STUDENT-ATHLETE PUBLICITY RIGHTS ACT.

Amendment No. 1 to House Bill 1671

Amend House Bill No. 1671 as originally introduced:

Add Representatives McCollum, M. Berry, Brooks, Brown, Christiansen, Cloud, Coleman, Cozart, Dalby, Eaves, Evans, Fortner, Godfrey, Hillman, M. Hodges, L. Johnson, Ladyman, Lynch, Maddox, McCullough, M. McElroy, McNair, Payton, Perry, Rye, Scott, S. Smith, Springer, Vaught, Warren, Watson, D. Whitaker, Wooten as cosponsors of the bill

AND

Add Senators Hester, B. Ballinger, Beckham, L. Chesterfield, J. Dismang, L. Eads, Elliott, J. English, Flipppo, J. Hendren, Hill, K. Ingram, B. Johnson, G. Leding, C. Tucker as cosponsors of the bill

AND

Page 7, delete line 5, and substitute the following:

"organization governing varsity intercollegiate athletic competition.

4-75-1308. Civil remedy.

(a)(1) An institution of higher education or a student-athlete as defined in § 4-75-1302 has a cause of action for damages against an athlete agent or third-party licensee if the institution of higher education or student-athlete is adversely affected by an act or omission of the athlete agent, third-party licensee, or anyone acting on behalf of the athlete agent or third-party licensee in violation of this subchapter.

(2) An institution of higher education or student-athlete is adversely affected by an act or omission of an athlete agent, third-party licensee, or anyone acting on behalf of the athlete agent or third-party licensee, only if, because of the act or omission, the institution of higher education or student-athlete:

(A) Is suspended or disqualified from participating in an intercollegiate sport; or



(B) Suffers financial damage.

(b) A student-athlete has a cause of action under this section only if the student-athlete was enrolled in an institution of higher education at the time of the act or omission.

(c) In an action under this section, a prevailing plaintiff may recover punitive damages, reasonable attorney's fees and costs, and any other reasonable litigation expenses."

The Amendment was read _____

By: Representative Shepherd

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Chief Clerk