



General Assembly

**Amendment**

January Session, 2021

LCO No. 9641



Offered by:

REP. ELLIOTT, 88<sup>th</sup> Dist.

REP. HAINES, 34<sup>th</sup> Dist.

To: House Bill No. 6402

File No. 302

Cal. No. 234

**"AN ACT CONCERNING HIGHER EDUCATION."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. Subsection (b) of section 10a-149d of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
5 *2021*):

6 (b) Not later than July 1, 2016, the Board of Regents for Higher  
7 Education and the Board of Trustees for The University of Connecticut,  
8 in consultation with the institutions of higher education in the state,  
9 shall develop and adopt guidelines on awarding college credit for a  
10 student's military training, coursework and education. Such guidelines  
11 shall include course equivalency recommendations adopted by the  
12 American Council on Education or by other institutions or  
13 organizations deemed reputable by the Board of Regents for Higher  
14 Education and the Board of Trustees for The University of Connecticut.  
15 Until the adoption of such guidelines, any institution of higher

16 education that awards college credit for such training, coursework and  
17 education shall use course equivalency recommendations adopted by  
18 the American Council on Education, a portfolio assessment process  
19 when appropriate or the institution's transfer and articulation policies  
20 when assigning college credit to a military occupation. Upon adoption  
21 of such guidelines, the governing body of each institution of higher  
22 education in the state shall develop and implement policies governing  
23 the awarding of college credit for a student's military training,  
24 coursework and education. Not later than July 1, 2022, and every five  
25 years thereafter, the governing body of each institution of higher  
26 education in the state shall review and update its policies governing the  
27 award of college credit for a student's military training, coursework and  
28 education.

29       Sec. 2. (*Effective from passage*) (a) There is established a task force to  
30 study the costs and benefits of establishing a Postsecondary Prison  
31 Education Program Office within the Department of Correction. Such  
32 study shall include, but need not be limited to, an examination of (1) any  
33 existing office dedicated to postsecondary prison education within the  
34 state and, if such office exists, such office's responsibilities, (2) the  
35 process and standards for approving education programs at  
36 correctional facilities, (3) the ability for virtual education programs at  
37 correctional facilities, (4) the administrative process that the department  
38 uses for students who submit complaints about the education programs,  
39 (5) the process and standards that the department uses to approve  
40 curriculum and course materials for students in correctional facilities,  
41 (6) whether the department participates in the state's education,  
42 workforce and employment longitudinal data system, (7) the space  
43 available in correctional facilities to provide prison education  
44 programming, (8) the demand for space in correctional facilities for  
45 prison education programming, and (9) the strategies utilized by other  
46 state or county correctional agencies to increase the number of  
47 individuals who will have access to prison education programs using  
48 federal Pell grant awards.

49       (b) The task force shall consist of the following members:

- 50 (1) Three appointed by the speaker of the House of Representatives;
- 51 (2) Three appointed by the president pro tempore of the Senate;
- 52 (3) Two appointed by the majority leader of the House of  
53 Representatives;
- 54 (4) Two appointed by the majority leader of the Senate;
- 55 (5) Two appointed by the minority leader of the House of  
56 Representatives;
- 57 (6) Two appointed by the minority leader of the Senate;
- 58 (7) The undersecretary for criminal justice at the Office of Policy and  
59 Management, or the undersecretary's designee; and
- 60 (8) The Commissioner of the Department of Correction, or the  
61 commissioner's designee.
- 62 (c) Any member of the task force appointed under subdivision (1),  
63 (2), (3), (4), (5) or (6) of subsection (b) of this section may be a member  
64 of the General Assembly.
- 65 (d) All initial appointments to the task force shall be made not later  
66 than thirty days after the effective date of this section. Any vacancy shall  
67 be filled by the appointing authority.
- 68 (e) The speaker of the House of Representatives and the president pro  
69 tempore of the Senate shall select the chairpersons of the task force from  
70 among the members of the task force. Such chairpersons shall schedule  
71 the first meeting of the task force, which shall be held not later than sixty  
72 days after the effective date of this section.
- 73 (f) The administrative staff of the joint standing committee of the  
74 General Assembly having cognizance of matters relating to higher  
75 education shall serve as administrative staff of the task force.
- 76 (g) Not later than January 1, 2022, the task force shall submit a report

77 on its findings and recommendations to the joint standing committees  
78 of the General Assembly having cognizance of matters relating to higher  
79 education and the judiciary, in accordance with the provisions of section  
80 11-4a of the general statutes. The task force shall terminate on the date  
81 that it submits such report or January 1, 2022, whichever is later.

82 Sec. 3. (NEW) (*Effective July 1, 2021*) (a) As used in this section and  
83 sections 4 to 7, inclusive, of this act:

84 (1) "Services" or "mental health services" means counseling, therapy,  
85 rehabilitation, crisis intervention or emergency services for the  
86 screening, diagnosis or treatment of mental illness;

87 (2) "Programs" or "mental health programming" means education,  
88 outreach, research or training initiatives aimed at students for the  
89 prevention of mental illness, including, but not limited to, poster and  
90 flyer campaigns, electronic communications, films, guest speakers,  
91 conferences or other campus events; and

92 (3) "Institution of higher education" means any institution of higher  
93 education in the state, but does not include Charter Oak State College  
94 or any institution of higher education that solely provides programs of  
95 higher learning through its Internet web site.

96 (b) Not later than January 1, 2022, each institution of higher education  
97 shall establish a campus mental health coalition with representatives  
98 from each of its campuses. The campus mental health coalition shall  
99 consist of individuals appointed by the president of each institution of  
100 higher education, who are reflective of the demographics of the student  
101 body at such institution, including, but not limited to, at least one  
102 member from such institution's (1) administration, (2) counseling  
103 services office, if any, (3) health services office, if any, (4) senior and mid-  
104 level staff, (5) student body, (6) residential life office, if any, (7) faculty,  
105 and (8) any other individuals designated by the president, including,  
106 but not limited to, a community provider of mental health services.

107 (c) Each institution of higher education shall ensure that every

108 member of the campus mental health coalition is educated about the (1)  
109 mental health services and programs offered at each campus by such  
110 institution, (2) role and function of the campus mental health coalition  
111 at such institution, and (3) protocols and techniques to respond to  
112 student mental illness that have been developed with consideration  
113 given to the students' race, cultural background, sexual orientation,  
114 gender identity, religion, socio-economic status or status as a veteran or  
115 service member of the armed forces of the United States.

116 (d) Each campus mental health coalition shall (1) conduct an  
117 assessment of the presence of mental health services and programs  
118 offered by the institution of higher education, except such assessment  
119 shall not be required for an institution of higher education that is  
120 accredited by the International Accreditation of Counseling Services or  
121 another nationally or regionally recognized accrediting body for mental  
122 health services, (2) review the results of such assessment and develop a  
123 plan to address any weaknesses in such services and programs offered  
124 by the institution, and (3) review and recommend improvements to (A)  
125 the variety of mental health services available to students at the  
126 institution, including, but not limited to, on-campus services, telehealth  
127 services provided in accordance with section 19a-906 of the general  
128 statutes, or any services offered through community-based mental  
129 health care providers or emergency mobile psychiatric service  
130 providers, (B) the comprehensiveness of mental health services  
131 available to students, and (C) the campus-wide policies and procedures  
132 regarding student mental health adopted pursuant to section 6 of this  
133 act.

134 Sec. 4. (NEW) (*Effective July 1, 2021*) The executive director of the  
135 Office of Higher Education and the Commissioner of Mental Health and  
136 Addiction Services, in consultation with an epidemiologist or other  
137 specialist with expertise in mental health issues at institutions of higher  
138 education, may jointly offer training workshops for the campus mental  
139 health coalitions established pursuant to section 3 of this act regarding  
140 best practices for the assessment and provision of mental health services  
141 and programming at institutions of higher education.

142 Sec. 5. (NEW) (*Effective July 1, 2021*) Not later than January 1, 2022,  
143 any institution of higher education that lacks resources on campus for  
144 the provision of mental health services to students shall enter into and  
145 maintain a memorandum of understanding with at least one  
146 community-based mental health care provider or, in consultation with  
147 the Department of Mental Health and Addiction Services, with an  
148 emergency mobile psychiatric service provider for the purpose of  
149 providing students access to mental health services on or off campus  
150 and assistance to institutions in developing mental health  
151 programming.

152 Sec. 6. (NEW) (*Effective July 1, 2021*) Not later than January 1, 2022,  
153 the governing board of each institution of higher education shall adopt,  
154 and update as necessary, campus-wide policies and procedures  
155 regarding student mental health. Such policies and procedures shall  
156 include, but not be limited to, (1) the types of mental health services and  
157 mental health programming available to students each academic year,  
158 and (2) protocols for leaves of absence that can be applied for medical  
159 reasons, and (3) the resources available for crisis response, imminent  
160 danger and psychiatric hospitalization.

161 Sec. 7. (*Effective July 1, 2021*) Not later than January 1, 2022, the Board  
162 of Regents for Higher Education shall require a grant writer, among  
163 other duties, to identify and apply for available grant funding to  
164 implement or improve mental health services and programs offered by  
165 the regional community-technical colleges to address student mental  
166 illness.

167 Sec. 8. (*Effective from passage*) The Comptroller, in consultation with  
168 the Board of Regents for Higher Education and the Board of Trustees of  
169 The University of Connecticut, shall study and develop a plan to expand  
170 access to the group hospitalization and medical and surgical insurance  
171 plan established pursuant to subsection (a) of section 5-259 of the  
172 general statutes and the retiree health insurance plan for part-time  
173 professional employees of the state system of public higher education.  
174 Not later than January 1, 2022, the Comptroller shall submit, in

175 accordance with the provisions of section 11-4a of the general statutes,  
176 to the joint standing committee of the General Assembly having  
177 cognizance of matters relating to higher education the plan developed  
178 pursuant to this section. Such study shall include, but need not be  
179 limited to, (1) determining the feasibility of and the costs associated with  
180 expanding the eligibility requirements for such health insurance plans  
181 to include (A) part-time professional employees who have taught not  
182 less than ninety credit hours in aggregate within the state system of  
183 higher education, and (B) retired, part-time professional employees who  
184 have taught not less than one hundred eighty credit hours in aggregate  
185 within the state system of higher education, regardless of whether such  
186 credit hours were completed at the rate of nine credits a semester; and  
187 (2) a method for payment of the employer's portion of the premium  
188 charged for such employee's coverage that does not require such  
189 employee to wait until the end of an academic semester to be  
190 reimbursed for such portion.

191 Sec. 9. Section 10a-77 of the general statutes is amended by adding  
192 subsection (i) as follows (*Effective July 1, 2021*):

193 (NEW) (i) The Board of Regents for Higher Education shall not assess  
194 or charge a graduation fee to any student enrolled in a regional  
195 community-technical college for the purpose of graduating from such  
196 regional community-technical college.

197 Sec. 10. Section 10a-99 of the general statutes is amended by adding  
198 subsection (i) as follows (*Effective July 1, 2021*):

199 (NEW) (i) The Board of Regents for Higher Education shall not assess  
200 or charge a graduation fee to any student enrolled in the Connecticut  
201 State University System for the purpose of graduating from a state  
202 university within such system.

203 Sec. 11. Subsection (e) of section 10a-143 of the general statutes is  
204 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
205 *2021*):

206 (e) The board shall fix fees for examinations and for such other  
207 purposes as the board deems necessary on behalf of Charter Oak State  
208 College and may make refunds and other disposition of same as  
209 provided by law or regulation. The board may make contracts, leases or  
210 other agreements in connection with its responsibilities. The Board of  
211 Regents for Higher Education shall not assess or charge a graduation fee  
212 to any student enrolled in Charter Oak State College for the purpose of  
213 graduating from such college.

214 Sec. 12. Section 10a-105 of the general statutes is amended by adding  
215 subsection (l) as follows (*Effective July 1, 2021*):

216 (NEW) (l) The Board of Trustees of The University of Connecticut  
217 shall not assess or charge a graduation fee to any student enrolled in The  
218 University of Connecticut for the purpose of graduating from such  
219 university.

220 Sec. 13. Section 10a-8 of the general statutes is repealed and the  
221 following is substituted in lieu thereof (*Effective July 1, 2021*):

222 (a) The provisions of sections 4-77 and 4-78 shall not apply to the  
223 constituent units of the state system of higher education, and for the  
224 purposes of said sections only, the Board of Regents for Higher  
225 Education shall be deemed the budgeted agency for the Connecticut  
226 State University System, the regional community-technical college  
227 system, [and] Charter Oak State College and the central office of the  
228 Connecticut State Colleges and Universities. The Board of Regents for  
229 Higher Education shall develop a formula or program-based budgeting  
230 system to be used by each institution in preparing operating budgets.  
231 The Board of Regents for Higher Education shall prepare a single  
232 budget request itemized by the Connecticut State University System, the  
233 regional community-technical college system, [and] Charter Oak State  
234 College and the central office of the Connecticut State Colleges and  
235 Universities using the formula or program-based budgeting system and  
236 shall submit such budget request displaying all operating funds to the  
237 Secretary of the Office of Policy and Management in accordance with



238 sections 4-77 and 4-78, subject to procedures developed by the Board of  
239 Regents for Higher Education and approved by said secretary. The  
240 budget request shall set forth, in the form prescribed by the Board of  
241 Regents for Higher Education, a proposed expenditure plan which shall  
242 include: (1) The total amount requested for such appropriation account;  
243 (2) the amount to be appropriated from the General Fund; and (3) the  
244 amount to be paid from the tuition revenues of the regional community-  
245 technical college system, [and] the Connecticut State University System  
246 and Charter Oak State College. After review and comment by the Board  
247 of Regents for Higher Education, the proposed expenditure plans shall  
248 be incorporated into the single public higher education budget request  
249 including recommendations, if any, by said board. Any tuition increase  
250 proposed by the regional community-technical college system, [and] the  
251 Connecticut State University System and Charter Oak State College for  
252 the fiscal year to which the budget request relates shall be included in  
253 the single public higher education budget request submitted by the  
254 Board of Regents for Higher Education for such fiscal year, provided if  
255 the General Assembly does not appropriate the amount requested by  
256 any such system or college, such system or college may increase tuition  
257 and fees by an amount greater than that included in the budget request  
258 in response to which the appropriation was made. The General  
259 Assembly shall make appropriations directly to the constituent units.  
260 Allotment reductions made pursuant to the provisions of subsections  
261 (b) and (c) of section 4-85 shall be applied by the Board of Regents for  
262 Higher Education among the appropriations to the constituent units and  
263 the central office without regard to the limitations on reductions  
264 provided in said section, except that said limitations shall apply to the  
265 total of the amounts appropriated. The Board of Regents for Higher  
266 Education shall apply such reductions after consultation with the  
267 Secretary of the Office of Policy and Management. Any reductions of  
268 more than five per cent of the appropriations of any constituent units  
269 shall be submitted to the appropriations committee which shall, within  
270 thirty days, approve or reject such reduction.

271 (b) The boards of trustees of each of the constituent units may transfer

272 to or from any specific appropriation of such constituent unit a sum or  
273 sums totaling up to fifty thousand dollars or ten per cent of any such  
274 specific appropriation, whichever is less, in any fiscal year without the  
275 consent of the Finance Advisory Committee. Any such transfer shall be  
276 reported to the Finance Advisory Committee within thirty days of such  
277 transfer and such report shall be a record of said committee.

278 Sec. 14. Subsection (b) of section 10a-77 of the general statutes is  
279 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
280 *2021*):

281 (b) The Board of [Trustees of the Community-Technical Colleges]  
282 Regents for Higher Education shall establish and administer a fund to  
283 be known as the Regional Community-Technical Colleges Operating  
284 Fund. Appropriations from general revenues of the state and, upon  
285 request by the board and with an annual review and approval by the  
286 Secretary of the Office of Policy and Management, the amount of the  
287 appropriations for fringe benefits and workers' compensation  
288 applicable to the regional community-technical colleges pursuant to  
289 subsection (a) of section 4-73, shall be transferred from the Comptroller,  
290 and all tuition revenue received by the regional community-technical  
291 colleges in accordance with the provisions of subsection (a) of this  
292 section shall be deposited in said fund. Income from student fees or  
293 related charges; the proceeds of auxiliary activities and business  
294 enterprises, gifts and donations; federal funds and grants for purposes  
295 other than research, and all receipts derived from the conduct by the  
296 colleges of their education extension programs and summer school  
297 sessions shall be credited to said fund but shall be allocated to the central  
298 office and institutional operating accounts which shall be established  
299 and maintained for the central office and each community-technical  
300 college. If the Secretary of the Office of Policy and Management  
301 disapproves such transfer, the secretary may require the amount of the  
302 appropriation for operating expenses to be used for personal services  
303 and fringe benefits to be excluded from said fund. The State Treasurer  
304 shall review and approve the transfer prior to such request by the board,  
305 [of trustees.] The board shall establish an equitable policy, in accordance

306 with section 10a-8, as amended by this act, for allocation of  
307 appropriations from general revenues of the state, fringe benefits  
308 transferred from the Comptroller and tuition revenue deposited in the  
309 Regional Community-Technical Colleges Operating Fund. At the  
310 beginning of each quarter of the fiscal year, the board shall allocate and  
311 transfer, in accordance with said policy, moneys for expenditure in such  
312 institutional operating accounts, exclusive of amounts retained for  
313 central office operations and reasonable reserves for future distribution.  
314 All costs of waiving or remitting tuition pursuant to subsection (f) of this  
315 section shall be charged to the Regional Community-Technical Colleges  
316 Operating Fund. Repairs, alterations or additions to facilities supported  
317 by operating funds and costing one million dollars or more shall require  
318 the approval of the General Assembly, or when the General Assembly  
319 is not in session, of the Finance Advisory Committee. Any balance of  
320 receipts above expenditures shall remain in said fund, except such sums  
321 as may be required for deposit into a debt service fund or the General  
322 Fund for further payment by the Treasurer of debt service on general  
323 obligation bonds of the state issued for purposes of the regional  
324 community-technical colleges.

325 Sec. 15. Subsection (b) of section 10a-99 of the general statutes is  
326 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
327 *2021*):

328 (b) The Board of [Trustees of the Connecticut State University  
329 System] Regents for Higher Education shall establish and administer a  
330 fund to be known as the Connecticut State University System Operating  
331 Fund. Appropriations from general revenues of the state and upon  
332 request by the Connecticut State University System and with the annual  
333 review and approval by the Secretary of the Office of Policy and  
334 Management, the amount of the appropriations for fringe benefits  
335 pursuant to subsection (a) of section 4-73, shall be transferred from the  
336 State Comptroller and all tuition revenue received by the Connecticut  
337 State University System in accordance with the provisions of subsection  
338 (a) of this section shall be deposited in said fund. Income from student  
339 fees or related charges, the proceeds of auxiliary activities and business

340 enterprises, gifts and donations, federal funds and grants, subject to the  
341 provisions of sections 10a-98 to 10a-98g, inclusive, and all receipts  
342 derived from the conduct by a state university of its education extension  
343 program and its summer school session shall be credited to said fund  
344 but shall be allocated to the central office and institutional operating  
345 accounts which shall be established and maintained for the central office  
346 and each state university. Any such gifts and donations, federal funds  
347 and grants for purposes of research shall be allocated to separate  
348 accounts within such central office and institutional operating accounts.  
349 If the Secretary of the Office of Policy and Management disapproves  
350 such transfer, [he] the secretary may require the amount of the  
351 appropriation for operating expenses to be used for personal services  
352 and fringe benefits to be excluded from said fund. The State Treasurer  
353 shall review and approve the transfer prior to such request by the  
354 university. The board [of trustees] shall establish an equitable policy, in  
355 accordance with section 10a-8, as amended by this act, for allocation of  
356 appropriations from general revenues of the state, fringe benefits  
357 transferred from the State Comptroller and tuition revenue deposited in  
358 the Connecticut State University System Operating Fund. At the  
359 beginning of each quarter of the fiscal year, the board shall allocate and  
360 transfer, in accordance with said policy, moneys for expenditure in such  
361 institutional operating accounts, exclusive of amounts retained for  
362 central office operations and reasonable reserves for future distribution.  
363 All costs of waiving or remitting tuition pursuant to subsection (f) of this  
364 section shall be charged to the Connecticut State University System  
365 Operating Fund. Repairs, alterations or additions to facilities supported  
366 by the Connecticut State University System Operating Fund and costing  
367 one million dollars or more shall require the approval of the General  
368 Assembly, or when the General Assembly is not in session, of the  
369 Finance Advisory Committee. Any balance of receipts above  
370 expenditures shall remain in said fund, except such sums as may be  
371 required for deposit into a debt service fund or the General Fund for  
372 further payment by the Treasurer of debt service on general obligation  
373 bonds of the state issued for purposes of the Connecticut State  
374 University System.

375 Sec. 16. Subsection (g) of section 10a-44d of the general statutes is  
376 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
377 *2021*):

378 (g) Not later than [January 1, 2021] February 1, 2022, and annually  
379 thereafter, the council shall submit a report, in accordance with the  
380 provisions of section 11-4a, to the joint standing committee of the  
381 General Assembly having cognizance of matters relating to higher  
382 education regarding (1) the number and percentage of high-impact  
383 courses for which open educational resources have been developed, (2)  
384 the degree to which institutions of higher education promote the use  
385 and access to open educational resources, (3) the amount of grants  
386 awarded by the council and the number of open educational resources  
387 developed by grant recipients, and (4) its recommendations for any  
388 amendments to the general statutes necessary to develop open  
389 educational resources.

390 Sec. 17. (NEW) (*Effective July 1, 2021*) (a) As used in this section:

391 (1) "Student athlete" means a student enrolled at an institution of  
392 higher education who participates in an intercollegiate athletic  
393 program;

394 (2) "Intercollegiate athletic program" means a program at an  
395 institution of higher education for sports played at the collegiate level  
396 for which eligibility requirements for participation by a student athlete  
397 are established by a national association for the promotion or regulation  
398 of college athletics;

399 (3) "Compensation" means the receipt, whether directly or indirectly,  
400 of any cryptocurrency, money, goods, services, other item of value, in-  
401 kind contributions and any other form of payment or remuneration;

402 (4) "Endorsement contract" means a written agreement under which  
403 a student athlete is employed or receives compensation for the use by  
404 another party of such student athlete's person, name, image or likeness  
405 in the promotion of any product, service or event;

406 (5) "Sports agent" means a duly licensed person who negotiates or  
407 solicits a contract on behalf of a student athlete in accordance with the  
408 Sports Agent Responsibility and Trust Act, 15 USC 7801, et seq., as  
409 amended from time to time;

410 (6) "NCAA" has the same meaning as provided in section 10a-55k of  
411 the general statutes;

412 (7) "Institutional marks" means the name, logo, trademarks, mascot,  
413 unique colors, copyrights and other defining insignia of an institution  
414 of higher education;

415 (8) "Institution of higher education" means an institution of higher  
416 education, as defined in section 10a-55 of the general statutes, and a for-  
417 profit institution of higher education licensed to operate in this state;

418 (9) "Official team activities" means all games, practices, exhibitions,  
419 scrimmages, team appearances, team photograph sessions, sports  
420 camps sponsored by the institution of higher education and other team-  
421 organized activities, including, but not limited to, individual  
422 photograph sessions, news media interviews and other related activities  
423 as specified by the institution of higher education; and

424 (10) "Prohibited endorsements" means receipt of compensation by, or  
425 employment of, a student athlete for use of the student athlete's person,  
426 name, image or likeness in association with any product, category of  
427 companies, brands or types of endorsement contracts that the institution  
428 of higher education prohibits endorsing by policy.

429 (b) On or after September 1, 2021, or the date on which an institution  
430 of higher education in the state adopts or updates its policy in  
431 accordance with subdivision (3) of subsection (f) of this section,  
432 whichever is earlier, any student athlete who is enrolled at such  
433 institution of higher education may earn compensation through an  
434 endorsement contract or employment in an activity that is unrelated to  
435 any intercollegiate athletic program and obtain the legal or professional  
436 representation of an attorney or sports agent through a written

437 agreement, provided such student athlete complies with the policy or  
438 policies adopted by his or her institution of higher education regarding  
439 student athlete endorsement contracts and employment activities.

440 (c) Each institution of higher education shall adopt one or more  
441 policies regarding student athlete endorsement contracts and  
442 employment activities. Such policy or policies shall include provisions  
443 for: (1) Requiring a student athlete to disclose and submit a copy to his  
444 or her institution of higher education of each endorsement contract,  
445 written agreement for employment and representation agreement  
446 executed by the student athlete; (2) prohibiting a student athlete from  
447 entering into an agreement that conflicts with the provisions of any  
448 agreement to which the institution of higher education is a party,  
449 provided such institution shall disclose to the student athlete or the  
450 student athlete's attorney or sports agent the provisions of the  
451 agreement that are in conflict; (3) prohibiting a student athlete from  
452 using or consenting to the use of any institutional marks during such  
453 student athlete's performance of the endorsement contract or  
454 employment activity; (4) prohibiting a student athlete's performance of  
455 the endorsement contract or employment activity from interfering with  
456 any official team activities or academic obligations; and (5) identifying  
457 any prohibited endorsements.

458 (d) No provision of this section shall be construed to (1) require an  
459 institution of higher education or an athletic association or conference,  
460 including, but not limited to, the NCAA to compensate a student athlete  
461 for use of his or her name, image or likeness; (2) require a student athlete  
462 or any other person to compensate an institution of higher education or  
463 an athletic association or conference, including, but not limited to, the  
464 NCAA for a student athlete's endorsement contract or employment  
465 activity that is in accordance with the provisions of subsection (b) of this  
466 section; (3) qualify any scholarship that a student athlete receives from  
467 an institution of higher education as compensation; (4) qualify a student  
468 athlete as an employee of an institution of higher education; (5) require  
469 an institution of higher education to take any action in violation of the  
470 Discrimination Based on Sex and Blindness Act, 20 USC 1681, et seq., as

471 amended from time to time; (6) prohibit a student athlete from engaging  
472 in an employment activity that entails coaching or performing a sport,  
473 provided such activity is not related to any intercollegiate athletic  
474 program; or (7) prohibit an institution of higher education from using a  
475 student athlete's name, image or likeness in connection with official  
476 team activities.

477 (e) No athletic association or conference, including, but not limited  
478 to, the NCAA, on the basis of a student athlete's endorsement contract,  
479 employment activity or representation by an attorney or sports agent  
480 pursuant to subsection (b) of this section, shall (1) prohibit or prevent an  
481 institution of higher education or its intercollegiate athletic program  
482 from participating in intercollegiate sports, (2) restrict or revoke a  
483 student athlete's eligibility to participate in an intercollegiate athletic  
484 program, (3) prohibit or prevent a student athlete from earning  
485 compensation from such endorsement contract or employment activity,  
486 or (4) prohibit or prevent a student athlete from representation by a duly  
487 licensed attorney or sports agent.

488 (f) (1) No institution of higher education, on the basis of a student  
489 athlete's endorsement contract, employment activity or representation  
490 by an attorney or sports agent pursuant to subsection (b) of this section,  
491 shall (A) prohibit or prevent such student athlete from earning  
492 compensation from such endorsement contract or employment activity,  
493 (B) prohibit or prevent such student athlete from representation by a  
494 duly licensed attorney or sports agent, or (C) restrict or revoke such  
495 student athlete's eligibility for a scholarship or to participate in the  
496 intercollegiate athletic program at such institution.

497 (2) Notwithstanding section 1-210 of the general statutes with respect  
498 to public institutions of higher education, no institution of higher  
499 education shall disclose any record of the compensation received by a  
500 student athlete from an endorsement contract or employment activity  
501 entered into or engaged in pursuant to subsection (b) of this section  
502 unless the institution receives the written consent of the student athlete  
503 for each disclosure.



504 (3) Not later than September 1, 2021, the governing board of each  
 505 institution of higher education shall adopt or update its policies, as  
 506 necessary, to carry out the purposes of this section.

507 (g) No provision of subsections (d) and (f) of this section shall be  
 508 construed to prevent an institution of higher education or an athletic  
 509 association or conference, including, but not limited to, the NCAA, from  
 510 prohibiting a student athlete's participation in an intercollegiate athletic  
 511 program, revoking a student athlete's eligibility for a scholarship or  
 512 taking any other punitive or legal action if such student athlete's  
 513 endorsement contract, employment activity or representation by an  
 514 attorney or sport agent does not comply with the provisions of  
 515 subsection (b) of this section."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2021	10a-149d(b)
Sec. 2	from passage	New section
Sec. 3	July 1, 2021	New section
Sec. 4	July 1, 2021	New section
Sec. 5	July 1, 2021	New section
Sec. 6	July 1, 2021	New section
Sec. 7	July 1, 2021	New section
Sec. 8	from passage	New section
Sec. 9	July 1, 2021	10a-77
Sec. 10	July 1, 2021	10a-99
Sec. 11	July 1, 2021	10a-143(e)
Sec. 12	July 1, 2021	10a-105
Sec. 13	July 1, 2021	10a-8
Sec. 14	July 1, 2021	10a-77(b)
Sec. 15	July 1, 2021	10a-99(b)
Sec. 16	July 1, 2021	10a-44d(g)
Sec. 17	July 1, 2021	New section