

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

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# HOUSE BILL

## No. 1879

Session of  
1987

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INTRODUCED BY COLAFELLA, COWELL, TELEK, MARKOSEK, KUKOVICH,  
COLE, BATTISTO, VAN HORNE, COY, LESCOVITZ, MAYERNIK, SEMMEL,  
PISTELLA, STEIGHNER, MELIO, SALOOM, DALEY, JADLOWIEC, OLASZ,  
KOSINSKI, VEON, TRELLO, SEVENTY AND BELARDI, OCTOBER 20, 1987

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AS AMENDED ON THIRD CONSIDERATION, HOUSE OF REPRESENTATIVES,  
JUNE 21, 1988

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## AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania  
2 Consolidated Statutes, prohibiting certain activities by  
3 athlete agents.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 18 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 7107. Unlawful actions by athlete agents.

9 (a) Offense defined.--An athlete agent shall not do any of  
10 the following:

11 (1) Enter into an oral or written agent contract or  
12 professional sport services contract with a student athlete  
13 before the student athlete's eligibility for collegiate  
14 athletics expires.

15 (2) Give, offer or promise anything of value to a  
16 student athlete or his parent or guardian, before the student  
17 athlete's eligibility for collegiate athletics expires.

1       (3) Enter into an oral or written agreement whereby the  
2       athlete agent gives, offers or promises anything of value to  
3       an employee of an institution of higher education in return  
4       for the referral of a student athlete by that employee.

5       (b) Penalty.--An athlete agent who violates subsection (a)  
6       commits a misdemeanor of the first degree and shall, upon  
7       conviction, be sentenced to pay a fine of not more than \$10,000  
8       or an amount equal to three times the amount given, offered or  
9       promised as an inducement as described in subsection (a)(2) or  
10       three times the value of the agreement entered into as described  
11       in subsection (a)(3), whichever is greater, or imprisonment for  
12       not more than one year, or both.

13       (c) Definitions.--As used in this section, the following  
14       words and phrases shall have the meanings given to them in this  
15       subsection:

16       "Agent contract." Any contract or agreement pursuant to  
17       which a person authorizes or empowers an athlete agent to  
18       negotiate or solicit on behalf of the person with one or more  
19       professional sport teams for the employment of the person by a  
20       professional sport team or to negotiate or solicit on behalf of  
21       the person for the employment of the person as a professional  
22       athlete.

23       "Athlete agent." A person who, directly or indirectly,  
24       recruits or solicits a person to enter into an agent contract or  
25       professional sport services contract, or who procures, offers,  
26       promises or attempts to obtain employment for a person with a  
27       professional sport team or as a professional athlete.

28       "Institution of higher education." A public or private  
29       college or university, INCLUDING A COMMUNITY COLLEGE.

30       "Person." An individual, sole proprietorship, partnership,

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1 association, corporation or other legal entity.

2 "Professional sport services contract." A contract or  
3 agreement pursuant to which a person is employed or agrees to  
4 render services as a player on a professional sport team or as a  
5 professional athlete.

6 "Student athlete." A student enrolled in an institution of  
7 higher education who, while a student at the institution in  
8 which enrolled, ~~has engaged~~ IS ELIGIBLE TO PARTICIPATE in any <—  
9 intercollegiate sporting event or contest in a particular sport  
10 and may have athletic eligibility remaining in that particular  
11 sport.

12 Section 2. This act shall take effect in 60 days.