

ONE HUNDRED SEVENTEENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**  
COMMITTEE ON ENERGY AND COMMERCE  
2125 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515-6115

Majority (202) 225-2927  
Minority (202) 225-3641

October 19, 2021

Dr. Linda Livingstone  
President  
Baylor University  
One Baylor Place #97096  
Waco, TX 76798

Dear Dr. Livingstone:

Thank you for appearing before the Subcommittee on Consumer Protection and Commerce on Thursday, September 30, 2021, at the hearing entitled “A Level Playing Field: College Athletes’ Rights to Their Name, Image, and Likeness.” I appreciate the time and effort you gave as a witness before the Committee on Energy and Commerce.

Pursuant to Rule 3 of the Committee on Energy and Commerce, members are permitted to submit additional questions to the witnesses for their responses, which will be included in the hearing record. Attached are questions directed to you from a member of the Committee. In preparing your answers to these questions, please address your response to the member who has submitted the questions in the space provided.

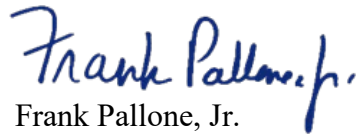
To facilitate the printing of the hearing record, please submit your responses to these questions no later than the close of business on Tuesday, November 2, 2021. As previously noted, this transmittal letter and your responses, as well as the responses from the other witnesses appearing at the hearing, will all be included in the hearing record. Your written responses should be transmitted by e-mail in the Word document provided to Ed Kaczmarek, Policy Analyst, at [ed.kaczmarek@mail.house.gov](mailto:ed.kaczmarek@mail.house.gov). To help in maintaining the proper format for hearing records, please use the document provided to complete your responses.

Dr. Linda Livingstone

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Thank you for your prompt attention to this request. If you need additional information or have other questions, please contact Ed Kaczmariski with the Committee staff at (202) 225-2927.

Sincerely,

A handwritten signature in blue ink that reads "Frank Pallone, Jr." with a stylized flourish at the end.

Frank Pallone, Jr.  
Chairman

Attachment

cc: The Honorable Cathy McMorris Rodgers  
Ranking Member  
Committee on Energy and Commerce

The Honorable Jan Schakowsky  
Chair  
Subcommittee on Consumer Protection and Commerce

The Honorable Gus Bilirakis  
Ranking Member  
Subcommittee on Consumer Protection and Commerce

**Attachment—Additional Questions for the Record**

**Subcommittee on Consumer Protection and Commerce  
Hearing on  
“A Level Playing Field: College Athletes’ Rights to Their Name, Image, and Likeness”  
September 30, 2021**

Dr. Linda Livingstone, President, Baylor University

**The Honorable Neal Dunn (R-FL)**

1. My state of Florida is home to many of our nation’s top athletes and collegiate athletic departments. Also, my son was a student athlete for the Syracuse University football team. And he eventually went on to play in the NFL.

I am supportive of student athletes having the ability to receive compensation for the use of their name, image, and likeness. But I am also concerned about the challenges student-athletes and athletic departments are now facing due to the current patchwork regulation.

Since NIL policies vary by individual universities and states, there will inevitably be unforeseen issues, such as state legislatures structuring their laws to provide better incentives for recruiting collegiate athletes, which will put certain schools at a disadvantage.

For example, looking at the ten states represented in the Atlantic Coast Conference, four states have state legislation, two states have executive orders, and four states have no guidance whatsoever.

- a. Does Baylor University currently provide healthcare or other guaranteed benefits to student athletes?

**Response:**

Yes. Baylor University supports the staffing of 21 licensed Athletic Trainers and contracts with four physicians through Baylor Scott & White Hospital systems to manage and facilitate the healthcare services for our student-athletes. Baylor University Athletics (BUA) also maintains support from additional on-campus resources to supplement healthcare (and mental health) services. We have a comprehensive medical sub-specialty network that enables us to coordinate additional medical care beyond the scope or specialized training of our staff.

Among the coordinated care beyond injuries related to athletic participation, we facilitate and/or provide some financial support to other areas of medical and mental health including the following:

- General medical (illness)
- Physical Therapy Services
- Dental
- Optometry/Ophthalmology (Vision)
- ENT
- Neurology
- TBI (concussion) management
- Cardiology
- Women's health
- Dietetics
- Psychology/Psychiatry

BUA works with a Third Party Administrator (TPA) to coordinate medical benefits. The TPA assists with communication with the outside medical providers to extend payment for services beyond the limits of the student-athlete's personal medical insurance. Some conditions not related to sport participation will remain the student-athlete's financial responsibility. However, a significant amount of preventative medical needs are supported by BUA while the student-athlete remains enrolled at Baylor University and on the active roster with a sports program.

- b. Do the healthcare benefits lapse when a student's scholarship is exhausted?

**Response:**

Per NCAA bylaw 16.4.1, BUA will continue to financially support medical services for student-athletes who have athletic-related injuries sustained while actively participating at Baylor University. This extended time of financial support is required to last for a minimum of two years following either graduation or separation from the institution. We have provided support to some specific cases lasting longer than two years in order to allow those individuals to reach reasonable recovery. Further, Baylor University maintains a catastrophic insurance policy for all our students that covers medical care for catastrophic athletic-related injuries (whether incurred in Division 1, club sport, or intramural athletics) after a student reaches a defined deductible. This insurance policy supplements the NCAA catastrophic insurance benefit provided to all student-athletes.

All other healthcare benefits not related to conditions occurring while participating in athletics lapse once a student-athlete graduates or separates from the university.