

**AMENDMENT TO THE AMENDMENT IN NATURE OF  
A SUBSTITUTE TO H.R. 4312  
OFFERED BY MS. ADAMS OF NORTH CAROLINA**

Add at the end the following:

**1 SEC. 13. ADDITIONAL DATA REPORTING REQUIREMENTS.**

2 Section 485(g) of the Higher Education Act of 1965  
3 (20 U.S.C. 1092(g)) is amended—

4 (1) in paragraph (1)—

5 (A) in the matter preceding subparagraph

6 (A)—

7 (i) by inserting “collegiate (including  
8 intramural and club-level) or” before  
9 “intercollegiate athletic program”; and

10 (ii) by inserting “collegiate and” be-  
11 fore “intercollegiate athletics”;

12 (B) in subparagraph (B), by striking  
13 clause (i) and inserting the following:

14 “(i) The total number of participants,  
15 by team.”;

16 (C) in subparagraph (C)—

17 (i) by striking “The total amount”  
18 and inserting the following: “(i) The total  
19 amount”; and

1 (ii) by adding at the end the fol-  
2 lowing:

3 “(ii) For each men’s and women’s inter-  
4 collegiate sport—

5 “(I) the total amount of athletically  
6 related student aid;

7 “(II) the total number of athletically  
8 related scholarships, and the average  
9 amount of such scholarships;

10 “(III) the total number of athletically  
11 related scholarships that fund the full cost  
12 of tuition at the institution;

13 “(IV) the total number of athletically  
14 related scholarships that fund the full cost  
15 of attendance for the athlete;

16 “(V) the total number of athletically  
17 related scholarships awarded for a period  
18 equal to or less than one year; and

19 “(VI) the total number of athletically  
20 related scholarships awarded for a period  
21 equal to or greater than 4 academic  
22 years.”;

23 (D) in subparagraph (E), by inserting  
24 “and disaggregated by each men’s sport and

1 each women’s sport” before the period at the  
2 end;

3 (E) in subparagraph (G), by inserting  
4 “(which, for purposes of this subparagraph, in-  
5 cludes compensation, bonuses, benefits, and  
6 buyouts paid to coaches and reportable by the  
7 institution or related entities, including booster  
8 clubs and foundations)” before “of the head  
9 coaches of men’s teams”;

10 (F) in subparagraph (H), by inserting  
11 “(which, for purposes of this subparagraph, in-  
12 cludes compensation, bonuses, benefits, and  
13 buyouts paid to coaches and reportable by the  
14 institution or related entities, including booster  
15 clubs and foundations)” before “of the assistant  
16 coaches of men’s teams”;

17 (G) in subparagraph (I)—

18 (i) by striking clause (i) and inserting  
19 the following: “(i) The revenues from the  
20 institution’s intercollegiate athletics activi-  
21 ties, in the aggregate and disaggregated by  
22 each men’s sport and each women’s sport,  
23 including—

24 “(I) total revenues; and

1 “(II) each category of revenues de-  
2 scribed in clause (ii).”; and

3 (ii) in clause (ii)—

4 (I) by inserting “collegiate and”  
5 before “intercollegiate”; and

6 (II) by striking “, and adver-  
7 tising, but revenues” and all that fol-  
8 lows through the period at the end  
9 and inserting “, advertising, and, to  
10 the extent practicable, student activi-  
11 ties fees and alumni contributions.”;

12 (H) by striking clause (i) of subparagraph  
13 (J) and inserting the following: “(i) The ex-  
14 penses made by the institution for the institu-  
15 tion’s intercollegiate athletics activities, in the  
16 aggregate and disaggregated by each men’s  
17 sport and each women’s sport, including—

18 “(I) total expenses; and

19 “(II) each category of expenses as de-  
20 scribed in clause (ii).”; and

21 (I) by adding at the end the following:

22 “(K) The numbers of participants who  
23 participate in 1, 2, or 3 intercollegiate sports at  
24 the institution, in the aggregate and

1 disaggregated by each men's sport and each  
2 women's sport.

3 “(L) The total number of men that prac-  
4 tice on women's intercollegiate teams, in the ag-  
5 gregate and disaggregated by each women's  
6 sport.

7 “(M) Information regarding race and eth-  
8 nicity for athletes and coaches (including assist-  
9 ant coaches), in the aggregate and  
10 disaggregated by each men's sport and each  
11 women's sport.

12 “(N) The number of male students, and  
13 the number of female students, participating in  
14 collegiate (including intramural and club)  
15 sports at the institution.

16 “(O) A certification that the institution  
17 has verified the information submitted in the  
18 report under this paragraph.

19 “(P) With respect to the sports participa-  
20 tion opportunities requirements under title IX  
21 of the Education Amendments of 1972—

22 “(i) a certification that the institution  
23 complies with such requirements by show-  
24 ing—

25 “(I) substantial proportionality;

1 “(II) a history and continuing  
2 practice of expanding sports participa-  
3 tion opportunities; or

4 “(III) full and effective accommo-  
5 dation of athletics interests; and

6 “(ii) an identification of the method of  
7 compliance described in subclauses (I)  
8 through (III) of clause (i) that the institu-  
9 tion uses.”;

10 (2) in paragraph (2), by striking “For the pur-  
11 poses of paragraph (1)(G)” and inserting “For the  
12 purposes of subparagraphs (G) and (H) of para-  
13 graph (1)”;

14 (3) by striking paragraph (4) and inserting the  
15 following:

16 “(4) SUBMISSION; REPORT; INFORMATION  
17 AVAILABILITY.—

18 “(A) INSTITUTIONAL REQUIREMENTS.—

19 Each institution of higher education described  
20 in paragraph (1) shall—

21 “(i) by October 15 of each year, pro-  
22 vide the information contained in the re-  
23 port required under such paragraph for  
24 such year to the Secretary; and

1 “(ii) by not later than February 15 of  
2 each year, publish such information on a  
3 public Internet website of the institution in  
4 a searchable format.

5 “(B) PUBLIC AVAILABILITY.—By not later  
6 than February 15 of each year, the Secretary  
7 shall make the reports and information de-  
8 scribed in subparagraph (A) for the imme-  
9 diately preceding academic year available to the  
10 public, which shall include posting the reports  
11 and information on a public Internet website of  
12 the Department in a searchable format.”;

13 (4) by redesignating paragraph (5) as para-  
14 graph (6);

15 (5) by inserting after paragraph (4) the fol-  
16 lowing:

17 “(5) REPORTS BY THE SECRETARY.—

18 “(A) IN GENERAL.—By not later than 2  
19 years after the date of enactment of the  
20 SCORE Act, and every 2 years thereafter, the  
21 Secretary shall prepare and publish a report on  
22 gender equity using the information submitted  
23 under this subsection.

24 “(B) CONTENTS.—The report required  
25 under subparagraph (A) shall, in the aggregate

1 for all institutions of higher education described  
2 in paragraph (1) and disaggregated by each in-  
3 dividual institution—

4 “(i) identify participant gaps, if any,  
5 by indicating the number of participants  
6 that need to be added in order for partici-  
7 pants of the underrepresented sex at the  
8 institution to match the proportion of en-  
9 rolled full-time undergraduate students of  
10 the underrepresented sex at the institution;

11 “(ii) identify funding gaps, if any, by  
12 showing the percentage differences, com-  
13 pared to proportions of enrollment of men  
14 and women at the institution, in expendi-  
15 tures for athletically related student aid,  
16 recruiting, promotion, and publicity in  
17 intercollegiate athletics; and

18 “(iii) identify any trends evident in  
19 such data that address relevant inequities  
20 in intercollegiate athletics participation and  
21 financial support.”; and

22 (6) in paragraph (6), as redesignated by para-  
23 graph (4)—

24 (A) by striking “DEFINITION.—For the  
25 purposes of this subsection, the term” and in-



1           serting the following: “DEFINITIONS.—For pur-  
2           poses of this subsection:

3                   “(A) OPERATING EXPENSES.—The term”;  
4           and

5                   (B) by adding at the end the following:

6                   “(B) PARTICIPANT.—The term ‘partici-  
7           pant’ means an athlete in a sport who—

8                           “(i)(I) is receiving the institutionally  
9                           sponsored support normally provided to  
10                          athletes competing at the institution in-  
11                          volved on a regular basis during the sport’s  
12                          season;

13                           “(II) is participating in organized  
14                           practice sessions and other team meetings  
15                           and activities on a regular basis during the  
16                          sport’s season; and

17                           “(III) is listed on the eligibility or  
18                          squad list maintained for the sport; or

19                           “(ii) due to injury, does not meet the  
20                          requirements of clause (i) but continues to  
21                          receive financial aid on the basis of athletic  
22                          ability in the sport.

23                   “(C) SEASON.—The term ‘season’, when  
24           used with respect to an intercollegiate team  
25           sport, means the period beginning on the date

1           of a team's first intercollegiate competitive  
2           event in an academic year and ending on the  
3           date of the team's final intercollegiate competi-  
4           tive event in such academic year.".

