student athletes; employment status; restrictions

State of Arizona Senate Fifty-seventh Legislature First Regular Session 2025

CHAPTER 143

SENATE BILL 1615

AN ACT

AMENDING SECTIONS 13-3302 AND 15-1892, ARIZONA REVISED STATUTES; RELATING TO COLLEGIATE ATHLETICS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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1 Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 13-3302, Arizona Revised Statutes, is amended to 3 read:

13-3302. Exclusions

- A. The following conduct is not unlawful under this chapter:
- 1. Amusement gambling.
- Social gambling.
- 8 3. Regulated gambling if the gambling is conducted in accordance 9 with the statutes, rules or orders governing the gambling.
- 4. Gambling that is conducted at state, county or district fairs 11 and that complies with section 13-3301, paragraph 1, subdivision (d).
- B. An organization that has qualified for an exemption from taxation of income under section 501 of the internal revenue code may 14 conduct a raffle that is subject to the following restrictions:
- 1. The nonprofit organization shall maintain this status and no 16 member, director, officer, employee or agent of the nonprofit organization 17 may receive any direct or indirect pecuniary benefit other than being able 18 to participate in the raffle on a basis equal to all other participants.
- 19 2. The nonprofit organization has been in existence continuously in 20 this state for a one-year period immediately before conducting the raffle.
- 21 3. No person except a bona fide local member of the sponsoring 22 organization may participate directly or indirectly in the management, 23 sales or operation of the raffle.
 - 4. Paragraph 1 or 3 of this subsection does not prohibit:
- (a) A licensed general hospital, a licensed special hospital or a 26 foundation established to support cardiovascular medical research that is 27 exempt from taxation of income under section 501(c)(3) of the internal 28 revenue code from contracting with an outside agent who participates in 29 the management, sales or operation of the raffle if the proceeds of the 30 raffle are used to fund medical research, graduate medical education or 31 indigent care and the raffles are conducted not more than three times per 32 calendar year. The maximum fee for an outside agent shall not exceed 33 fifteen percent of the net proceeds of the raffle.
- 34 (b) An entity that is exempt from taxation of income under section 501(c)(3) of the internal revenue code and that has at least a twenty-year history of providing comprehensive services to prevent child abuse and to provide services and advocacy for victims of child abuse from contracting with an outside agent who participates in the management, sales or operation of the raffle if the proceeds of the raffle are used to provide comprehensive services to prevent child abuse and to provide services and advocacy for victims of child abuse and the raffles are conducted not more than three times per calendar year. The maximum fee for an outside agent shall not exceed fifteen percent of the net proceeds of the raffle.

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- 1 C. A state, county or local historical society designated by this 2 state or a county, city or town to conduct a raffle may conduct the raffle 3 subject to the following conditions:
- 1. A member, director, officer, employee or agent of the historical society may not receive any direct or indirect pecuniary benefit other than being able to participate in the raffle on a basis equal to all other participants.
- 8 2. The historical society must have been in existence continuously 9 in this state for a five-year period immediately before conducting the 10 raffle.
- 3. A person, except for a bona fide local member of the sponsoring lateral society, may not participate directly or indirectly in the lateral management, sales or operation of the raffle.
- D. A nonprofit organization that is a booster club, a civic club or so a political club or political organization that is formally affiliated that with and recognized by a political party in this state may conduct a raffle that is subject to the following restrictions:
- 18 1. A member, director, officer, employee or agent of the club or 19 organization may not receive any direct or indirect pecuniary benefit 20 other than being able to participate in the raffle on a basis equal to all 21 other participants.
- 22 2. A person, except for a bona fide local member of the sponsoring 23 club or organization, may not participate directly or indirectly in the 24 management, sales or operation of the raffle.
- 25 3. The maximum annual benefit that the club or organization 26 receives for all raffles is \$10,000.
- 4. The club or organization is organized and operated exclusively last for pleasure, recreation or other nonprofit purposes and no part of the club's or organization's net earnings inures to the personal benefit of any member, director, officer, employee or agent of the club or organization.
- E. IF A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF THE AR
- 1. THE UNIVERSITY OR NONPROFIT ORGANIZATION SHALL MAINTAIN THIS SYSTATUS AND A MEMBER, DIRECTOR, OFFICER, EMPLOYEE OR AGENT OF THE UNIVERSITY OR NONPROFIT ORGANIZATION MAY NOT RECEIVE ANY DIRECT OR INDIRECT PECUNIARY BENEFIT OTHER THAN BEING ABLE TO PARTICIPATE IN THE RAFFLE ON A BASIS EQUAL TO ALL OTHER PARTICIPANTS.
- 2. THE UNIVERSITY OR NONPROFIT ORGANIZATION MUST HAVE BEEN IN 44 EXISTENCE CONTINUOUSLY IN THIS STATE FOR A ONE-YEAR PERIOD IMMEDIATELY 45 BEFORE CONDUCTING THE RAFFLE.

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- 1 3. A PERSON, EXCEPT FOR A BONA FIDE LOCAL MEMBER OF THE SPONSORING 2 UNIVERSITY OR NONPROFIT ORGANIZATION, MAY NOT PARTICIPATE DIRECTLY OR 3 INDIRECTLY IN THE MANAGEMENT, SALES OR OPERATION OF THE RAFFLE.
- Sec. 2. Section 15–1892, Arizona Revised Statutes, is amended to 5 read:
- 5 15-1892. Student athlete compensation; postsecondary
 6 education institutions; prohibitions; student
 7 athlete employment status; public records
 9 exemption; confidentiality; injunctive relief;
 10 definitions
- A. Any postsecondary education institution that competes in an 12 intercollegiate sport shall allow a student athlete to earn compensation 13 from the use of the student athlete's own name, image or likeness to the 14 extent allowed by the rules established by the relevant national 15 association for promoting or regulating collegiate athletics.
- 16 B. A POSTSECONDARY EDUCATION INSTITUTION THAT COMPETES IN AN 17 INTERCOLLEGIATE SPORT MAY:
- 18 1. COMPENSATE A STUDENT ATHLETE FOR THE USE OF THE STUDENT 19 ATHLETE'S OWN NAME, IMAGE OR LIKENESS, EXCEPT THAT THE POSTSECONDARY 20 EDUCATION INSTITUTION MAY NOT USE MONIES COLLECTED FROM STUDENT FEES TO 21 PAY FOR COMPENSATION PURSUANT TO THIS PARAGRAPH.
- 22 2. PROVIDE MONIES, ASSETS, RESOURCES, OPPORTUNITIES, SERVICES OR 23 OTHER BENEFITS TO AN INSTITUTIONAL MARKETING ASSOCIATE OR THIRD-PARTY 24 ENTITY TO INCENTIVIZE THE INSTITUTIONAL MARKETING ASSOCIATE OR THIRD-PARTY 25 ENTITY TO FACILITATE OPPORTUNITIES FOR A STUDENT ATHLETE TO EARN 26 COMPENSATION FOR THE USE OF THE STUDENT ATHLETE'S OWN NAME, IMAGE OR 27 LIKENESS.
- 28 C. A POSTSECONDARY EDUCATION INSTITUTION THAT COMPETES IN AN 29 INTERCOLLEGIATE SPORT MAY NOT:
- 1. CONSIDER WHETHER A STUDENT ATHLETE ENGAGES IN ONE OR MORE OF THE ACTIVITIES DESCRIBED IN SUBSECTION G, PARAGRAPH 1 OF THIS SECTION WHEN ROSTERING OR OTHERWISE DETERMINING THE LEVEL OF PARTICIPATION THAT THE POSTSECONDARY EDUCATION INSTITUTION ASSIGNS TO EACH STUDENT ATHLETE IN AN INTERCOLLEGIATE ATHLETIC PROGRAM AT THE POSTSECONDARY EDUCATION INSTITUTION.
- 36 B. 2. A student athlete may not be denied a CONSIDER A STUDENT 37 ATHLETE'S ACTIVITIES DESCRIBED IN SUBSECTION G, PARAGRAPH 1 OF THIS 38 SECTION WHEN DETERMINING THE STUDENT ATHLETE'S ELIGIBILITY TO RECEIVE OR 39 RENEW A SCHOLARSHIP.
- 3. DENY OR REVOKE A STUDENT ATHLETE'S scholarship, have a scholarship revoked, be deemed DEEM A STUDENT ATHLETE ineligible for a 42 scholarship or be deemed DEEM A STUDENT ATHLETE ineligible for 43 participating TO PARTICIPATE in intercollegiate athletics based on earning 44 BECAUSE THE STUDENT ATHLETE EARNS compensation for the use of that THE 45 student athlete's OWN name, image or likeness in a manner and to the

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1 extent allowed by the rules established by the relevant national 2 association for promoting or regulating collegiate athletics.

- 3 D. A STUDENT ATHLETE WHO PARTICIPATES IN AN INTERCOLLEGIATE 4 ATHLETIC PROGRAM AT A POSTSECONDARY EDUCATION INSTITUTION MAY NOT:
- 5 1. EXECUTE A CONTRACT FOR THE USE OF THE STUDENT ATHLETE'S OWN 6 NAME, IMAGE OR LIKENESS BEFORE DISCLOSING THE PROPOSED CONTRACT TO THE 7 POSTSECONDARY EDUCATION INSTITUTION AT WHICH THE STUDENT ATHLETE 8 PARTICIPATES IN AN INTERCOLLEGIATE ATHLETIC PROGRAM.
- 9 2. EXECUTE A CONTRACT FOR THE USE OF THE STUDENT ATHLETE'S OWN 10 NAME, IMAGE OR LIKENESS IF ANY PROVISION OF THE CONTRACT CONFLICTS WITH 11 ANY OF THE FOLLOWING:
 - (a) A PROVISION OF THE STUDENT ATHLETE'S TEAM CONTRACT.
- 13 (b) A PROVISION OF ANY CONTRACT EXECUTED BY THE POSTSECONDARY 14 EDUCATION INSTITUTION.
- 15 (c) A POLICY OF THE POSTSECONDARY EDUCATION INSTITUTION'S ATHLETIC 16 DEPARTMENT.
- 17 (d) A PROVISION OF THE POSTSECONDARY EDUCATION INSTITUTION'S HONOR 18 CODE.
- 3. USE ANY OF THE POSTSECONDARY EDUCATION INSTITUTION'S PROPERTY TO INCREASE THE STUDENT ATHLETE'S OPPORTUNITIES TO EARN COMPENSATION FOR THE USE OF THE STUDENT ATHLETE'S OWN NAME, IMAGE OR LIKENESS WITHOUT FIRST OBTAINING EXPRESS AUTHORIZATION FROM THE POSTSECONDARY EDUCATION INSTITUTION. FOR THE PURPOSES OF THIS PARAGRAPH, "PROPERTY" INCLUDES ACCILITIES, EQUIPMENT, APPAREL, UNIFORMS AND INTELLECTUAL PROPERTY, INCLUDING LOGOS, INDICIA, PRODUCTS PROTECTED BY COPYRIGHT, REGISTERED TRADEMARKS AND UNREGISTERED TRADEMARKS.
- 27 C. E. An athlete agent who advises or represents a student athlete 28 in connection with earning compensation from the use of that student 29 athlete's own name, image or likeness shall comply with chapter 13, 30 article 10 of this title.
- 31 D. F. This section does not authorize student athletes to enter 32 into a contract providing compensation for the use of the student 33 athlete's name, image or likeness if doing so either:
- 1. Violates the intellectual property rights of any person, including the student athlete's postsecondary education institution.
 - 2. Conflicts with the student athlete's team contract.
 - G. A REGULATOR MAY NOT DO ANY OF THE FOLLOWING:
- 38 1. PREVENT A STUDENT ATHLETE FROM FULLY PARTICIPATING IN AN 39 INTERCOLLEGIATE ATHLETIC PROGRAM BECAUSE THE STUDENT ATHLETE DOES ANY OF 40 THE FOLLOWING:
- 41 (a) EARNS COMPENSATION FOR THE USE OF THE STUDENT ATHLETE'S OWN 42 NAME. IMAGE OR LIKENESS.
- 43 (b) EARNS COMPENSATION FOR THE STUDENT ATHLETE'S POSITION ON THE 44 ROSTER OF AN INTERCOLLEGIATE ATHLETIC PROGRAM TEAM.

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- 1 (c) OBTAINS PROFESSIONAL REPRESENTATION FROM AN ATHLETE AGENT OR 2 ATTORNEY.
- 2. PREVENT A POSTSECONDARY EDUCATION INSTITUTION FROM DOING ANY OF 4 THE FOLLOWING BECAUSE A STUDENT ATHLETE WHO PARTICIPATES IN AN 5 INTERCOLLEGIATE ATHLETIC PROGRAM AT THE POSTSECONDARY EDUCATION 6 INSTITUTION ENGAGES IN ONE OR MORE OF THE ACTIVITIES DESCRIBED IN 7 PARAGRAPH 1 OF THIS SUBSECTION:
- 8 (a) BECOMING A MEMBER OF ANY REGULATOR THAT IS A MEMBERSHIP 9 ORGANIZATION.
- 10 (b) PARTICIPATING IN ONE OR MORE INTERCOLLEGIATE ATHLETIC PROGRAMS 11 THAT ARE SPONSORED BY THE REGULATOR.
- 12 3. PREVENT A POSTSECONDARY EDUCATION INSTITUTION FROM DOING ANY OF 13 THE FOLLOWING:
- 14 (a) COMPENSATING A STUDENT ATHLETE AS DESCRIBED IN PARAGRAPH 1, 15 SUBDIVISION (a) OR (b) OF THIS SUBSECTION.
- 16 (b) SHARING WITH STUDENT ATHLETES THE REVENUE THAT THE 17 POSTSECONDARY EDUCATION INSTITUTION RECEIVES FOR THE COMMERCIAL USE OF THE 18 STUDENT ATHLETE'S OWN NAME, IMAGE OR LIKENESS.
- 19 (c) IDENTIFYING, CREATING, NEGOTIATING WITH, FACILITATING, 20 SUPPORTING, ENGAGING WITH, ASSISTING OR OTHERWISE ENABLING A STUDENT 21 ATHLETE TO PARTICIPATE IN AN OPPORTUNITY TO RECEIVE COMPENSATION FOR THE 22 USE OF THE STUDENT ATHLETE'S OWN NAME, IMAGE OR LIKENESS. FOR THE 23 PURPOSES OF THIS SUBDIVISION, THE POSTSECONDARY EDUCATION INSTITUTION 24 INCLUDES ANY SUPPORTING FOUNDATION OR ENTITY ACTING ON BEHALF OF THE 25 POSTSECONDARY EDUCATION INSTITUTION.
- 4. CONSIDER A COMPLAINT, INITIATE AN INVESTIGATION OR TAKE ANY ADVERSE ACTION AGAINST A POSTSECONDARY EDUCATION INSTITUTION, INSTITUTION, AND ANY CONDUCT AUTHORIZED UNDER THIS SECTION.
- 30 5. TAKE EITHER OF THE FOLLOWING ACTIONS AGAINST AN INDIVIDUAL, 31 THIRD-PARTY ENTITY OR STUDENT ATHLETE FOR A VIOLATION OF THE REGULATOR'S 32 RULES OR REGULATIONS RELATING TO COMPENSATION FOR THE USE OF A STUDENT 33 ATHLETE'S OWN NAME, IMAGE OR LIKENESS:
- 34 (a) IMPOSE A PENALTY AGAINST A POSTSECONDARY EDUCATION INSTITUTION 35 OR STUDENT ATHLETE.
- 36 (b) PREVENT THE POSTSECONDARY EDUCATION INSTITUTION OR STUDENT 37 ATHLETE FROM PARTICIPATING IN AN INTERCOLLEGIATE ATHLETIC PROGRAM.
- H. A POSTSECONDARY EDUCATION INSTITUTION MAY NOT CLASSIFY A STUDENT 39 ATHLETE AS AN EMPLOYEE OF THE POSTSECONDARY EDUCATION INSTITUTION SOLELY 40 ON THE BASIS OF THE STUDENT ATHLETE'S PARTICIPATION IN AN ATHLETIC PROGRAM 41 AT THE POSTSECONDARY EDUCATION INSTITUTION OR THE STUDENT ATHLETE'S 42 RECEIPT OF COMPENSATION AS DESCRIBED IN SUBSECTION G, PARAGRAPH 1, 43 SUBDIVISION (a) OR (b) OF THIS SECTION OR SHARED REVENUES AS DESCRIBED IN 44 SUBSECTION G, PARAGRAPH 3 OF THIS SECTION.

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- 1 I. A STUDENT ATHLETE MAY BRING A CAUSE OF ACTION AGAINST A 2 POSTSECONDARY EDUCATION INSTITUTION OR REGULATOR IN A COURT OF COMPETENT 3 JURISDICTION TO SEEK INJUNCTIVE RELIEF FOR A VIOLATION OF THIS SECTION.
- J. A POSTSECONDARY EDUCATION INSTITUTION, INSTITUTIONAL MARKETING SASSOCIATE OR THIRD-PARTY ENTITY MAY BRING A CAUSE OF ACTION AGAINST A REGULATOR IN A COURT OF COMPETENT JURISDICTION TO ENJOIN THE REGULATOR TROM TAKING ANY ADVERSE ACTION AGAINST THE POSTSECONDARY EDUCATION BINSTITUTION, INSTITUTIONAL MARKETING ASSOCIATE OR THIRD-PARTY ENTITY FOR PENGAGING IN ANY CONDUCT THAT IS AUTHORIZED PURSUANT TO THIS SECTION. FOR THE PURPOSES OF THIS SUBSECTION, "ADVERSE ACTION" INCLUDES CONSIDERING A COMPLAINT, INITIATING AN INVESTIGATION OR IMPOSING A PENALTY.
- 12 K. IF A POSTSECONDARY EDUCATION INSTITUTION DETERMINES THAT A
 13 STUDENT ATHLETE HAS VIOLATED THIS SECTION, THE POSTSECONDARY EDUCATION
 14 INSTITUTION SHALL NOTIFY THE STUDENT ATHLETE IN WRITING OF THE
 15 DETERMINATION. IF THE STUDENT ATHLETE DOES NOT CORRECT THE VIOLATION ON
 16 OR BEFORE THE TENTH DAY AFTER THE STUDENT ATHLETE RECEIVES NOTICE PURSUANT
 17 TO THIS SUBSECTION, THE POSTSECONDARY EDUCATION INSTITUTION MAY BRING A
 18 CAUSE OF ACTION AGAINST THE STUDENT ATHLETE IN A COURT OF COMPETENT
 19 JURISDICTION TO SEEK INJUNCTIVE RELIEF FOR A VIOLATION OF THIS SECTION.
- L. RECORDS RELATING TO A CONTRACT OR PROPOSED CONTRACT FOR THE USE 1 OF THE STUDENT ATHLETE'S OWN NAME, IMAGE OR LIKENESS ARE NOT PUBLIC RECORDS AND ARE EXEMPT FROM TITLE 39, CHAPTER 1. INFORMATION COLLECTED BY A POSTSECONDARY EDUCATION INSTITUTION RELATING TO A STUDENT ATHLETE'S CONTRACT TO RECEIVE COMPENSATION FOR THE USE OF THE STUDENT ATHLETE'S OWN 1 NAME, IMAGE OR LIKENESS IS CONFIDENTIAL AND NOT SUBJECT TO PUBLIC DISCLOSURE.
- M. AN EMPLOYEE OF A POSTSECONDARY EDUCATION INSTITUTION OR OF A THIRD-PARTY ENTITY IS NOT LIABLE FOR A STUDENT ATHLETE'S INABILITY TO EARN COMPENSATION FOR THE USE OF THE STUDENT ATHLETE'S OWN NAME, IMAGE OR LIKENESS BECAUSE OF A DECISION OR ACTION THAT ROUTINELY OCCURS IN THE COURSE OF INTERCOLLEGIATE ATHLETIC PROGRAMS.
- N. THIS SECTION DOES NOT AFFECT THE RIGHTS OF STUDENT ATHLETES UNDER TITLE IX OF THE EDUCATION AMENDMENTS OF 1972 (P. L. 92-318; 86 STAT. 235; 20 UNITED STATES CODE SECTIONS 1681 THROUGH 1688).
 - E. O. For the purposes of this section: —
- 36 1. "Athlete agent", HAS THE SAME MEANING PRESCRIBED IN SECTION 37 15-1762.
 - 2. "INSTITUTIONAL MARKETING ASSOCIATE":
- 39 (a) MEANS A THIRD-PARTY ENTITY THAT ENTERS INTO AN AGREEMENT WITH A 40 POSTSECONDARY EDUCATION INSTITUTION, POSTSECONDARY EDUCATION INSTITUTION'S 41 INTERCOLLEGIATE ATHLETIC PROGRAM OR POSTSECONDARY EDUCATION INSTITUTION'S 42 INTERCOLLEGIATE SPORTS PROGRAM TO EITHER:
- 43 (i) MARKET OR PROMOTE, OR BOTH, THE POSTSECONDARY EDUCATION 44 INSTITUTION, POSTSECONDARY EDUCATION INSTITUTION'S INTERCOLLEGIATE

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- 1 ATHLETIC PROGRAM OR POSTSECONDARY EDUCATION INSTITUTION'S INTERCOLLEGIATE 2 SPORTS PROGRAM.
- 3 (ii) ACT ON BEHALF OF THE POSTSECONDARY EDUCATION INSTITUTION, 4 POSTSECONDARY EDUCATION INSTITUTION'S INTERCOLLEGIATE ATHLETIC PROGRAM OR 5 POSTSECONDARY EDUCATION INSTITUTION'S INTERCOLLEGIATE SPORTS PROGRAM.
 - (b) DOES NOT INCLUDE:
- 7 (i) A POSTSECONDARY EDUCATION INSTITUTION.
 - (ii) A REGULATOR.
- 9 (iii) A STAFF MEMBER, EMPLOYEE, OFFICER, DIRECTOR, MANAGER OR OWNER 10 OF A POSTSECONDARY EDUCATION INSTITUTION OR REGULATOR.
 - 3. "Intercollegiate sport": —
- 12 (a) MEANS A SPORT THAT IS PLAYED AT THE COLLEGIATE LEVEL AND FOR 13 WHICH ELIGIBILITY REQUIREMENTS FOR PARTICIPATION BY A STUDENT ATHLETE ARE 14 ESTABLISHED BY A NATIONAL ASSOCIATION FOR THE PROMOTION OR REGULATION OF A 15 COLLEGIATE ATHLETIC PROGRAM.
- 16 (b) DOES NOT INCLUDE A COLLEGE INTRAMURAL SPORT OR A PROFESSIONAL 17 SPORT OUTSIDE OF INTERCOLLEGIATE ATHLETIC PROGRAMS.
- 18 4. "Person" and HAS THE SAME MEANING PRESCRIBED IN SECTION 15-1762.
 - 5. "POSTSECONDARY EDUCATION INSTITUTION" MEANS EITHER:
- 20 (a) A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF 21 REGENTS.
- 22 (b) A DEGREE-GRANTING INSTITUTION THAT IS LICENSED BY THE STATE 23 BOARD FOR PRIVATE POSTSECONDARY EDUCATION PURSUANT TO TITLE 32, CHAPTER 24 30, ARTICLE 2.
- 25 6. "REGULATOR":

- 26 (a) MEANS ANY ORGANIZATION WITH AUTHORITY OVER ONE OR MORE 27 INTERCOLLEGIATE ATHLETIC PROGRAMS.
- 28 (b) INCLUDES AN ATHLETIC CONFERENCE AND ASSOCIATION FOR PROMOTING 29 OR REGULATING COLLEGIATE ATHLETIC PROGRAMS.
- 7. "Student athlete" have HAS the same meanings MEANING prescribed in section 15–1762.
- 32 8. "THIRD-PARTY ENTITY" MEANS AN INDIVIDUAL OR ENTITY, INCLUDING AN 33 ATHLETE AGENT, WHO IS NOT A POSTSECONDARY EDUCATION INSTITUTION OR A 34 REGULATOR AND WHOSE PURPOSE INCLUDES SUPPORTING OR BENEFITING THE 35 POSTSECONDARY EDUCATION INSTITUTION.
- 36 Sec. 3. Emergency
- This act is an emergency measure that is necessary to preserve the public peace, health or safety and is operative immediately as provided by law.

APPROVED BY THE GOVERNOR MAY 7, 2025.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2025.

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