

Multiple Agency Fiscal Note Summary

Bill Number: 5942 SB	Title: Uniform college athlete act
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Estimated Cash Receipts

Agency Name	2021-23			2023-25			2025-27		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Community and Technical College System	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Total \$	0	0	0	0	0	0	0	0	0

Estimated Operating Expenditures

Agency Name	2021-23				2023-25				2025-27			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of Attorney General	Fiscal note not available											
Student Achievement Council	.1	45,000	45,000	45,000	.1	23,000	23,000	23,000	.0	0	0	0
University of Washington	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State University	.0	0	0	0	.0	0	0	0	.0	0	0	0
Eastern Washington University	.0	0	0	0	.0	0	0	0	.0	0	0	0
Central Washington University	.0	0	0	99,200	.0	0	0	99,200	.0	0	0	99,200
The Evergreen State College	.0	1,059	1,059	1,059	.0	0	0	0	.0	0	0	0
Western Washington University	.0	0	0	0	.0	0	0	0	.0	0	0	0
Community and Technical College System	Non-zero but indeterminate cost and/or savings. Please see discussion.											
Total \$	0.1	46,059	46,059	145,259	0.1	23,000	23,000	122,200	0.0	0	0	99,200

Estimated Capital Budget Expenditures

Agency Name	2021-23			2023-25			2025-27		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Attorney General	Fiscal note not available								
Student Achievement Council	.0	0	0	.0	0	0	.0	0	0
University of Washington	.0	0	0	.0	0	0	.0	0	0
Washington State University	.0	0	0	.0	0	0	.0	0	0
Eastern Washington University	.0	0	0	.0	0	0	.0	0	0
Central Washington University	.0	0	0	.0	0	0	.0	0	0
The Evergreen State College	.0	0	0	.0	0	0	.0	0	0
Western Washington University	.0	0	0	.0	0	0	.0	0	0
Community and Technical College System	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

Prepared by: Ramona Nabors, OFM	Phone: (360) 742-8948	Date Published: Preliminary 2/10/2022
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Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 340-Student Achievement Council
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2022	FY 2023	2021-23	2023-25	2025-27
FTE Staff Years	0.0	0.2	0.1	0.1	0.0
Account					
General Fund-State 001-1	0	45,000	45,000	23,000	0
Total \$	0	45,000	45,000	23,000	0

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete entire fiscal note form Parts I-V.
- ☒ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☒ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Don Bennett	Phone: 360-485-1088	Date: 02/03/2022
Agency Approval: Don Bennett	Phone: 360-485-1088	Date: 02/03/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/04/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

This bill prohibits any Washington state public or private institution of higher education (IHE), conference, or athletic association from preventing or restricting a college athlete from entering into an agreement; obtaining an agent; receiving monetary compensation for their name, image, or likeness (NIL); or creating or participating in a group license. The bill also prohibits IHEs, conferences, and athletic associations from interfering with the formation or recognition of a representative to facilitate or provide representation to negotiate a group license.

Section 4: The bill directs Washington Student Achievement Council (WSAC), when requested by at least one IHE, to convene a committee of representatives from institutions within the state that oversee at least one intercollegiate athletics program regulated by an association. The committee is vested with rulemaking authority, which would require WSAC to provide staff support and participate in the rule adoption process on behalf of the committee to adopt rules to administer and implement the bill (the new NIL law).

Section 12: The Attorney General and the Washington Student Achievement Council (WSAC) may assess a civil penalty against an NIL agent or third party not to exceed \$50,000 for violations of the new NIL law.

This fiscal note assumes the NIL committee and WSAC will be advised by the Office of Attorney General (AGO) on complex legal issues presented in regulating NIL activities, adoption of rules to implement the law, and enforcement of the law and rules adopted by the committee, to include the circumstances under which a civil penalty may be assessed and what due process may be required for violations.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Expenditures would be required for staff support to the committee of institutional representatives throughout the rulemaking process, to include coordination of meetings and communication with members between committee meetings, as well as coordinating legal advice from the Office of the Attorney General (AGO) and ensuring that rulemaking procedures are followed (filing notices and propose rules, conducting rules hearing, and filing adopted rules).

Assumptions:

- WSAC will be requested to convene a committee of institution representatives in FY 2023.
- WSAC will be responsible for paying AGO bills for legal services provided to the committee.
- Rules adopted by the committee will not assign additional responsibilities to WSAC for enforcement activity, such as receiving and investigating complaints of violations or providing notice and hearings on substantiated violations prior to assessment of civil penalties under Section 12 against NIL agents or third parties for violations of the NIL law.

WSAC will require 0.2 FTE Assistant Director in FY 2023 (\$31,000) and 0.1 FTE Assistant Director in FY 2024 (\$16,000) for salary and benefits, plus goods and services and travel calculated on a per FTE basis. This work would require determining who the institutions designate for the committee, scheduling and organizing up to six meetings in FY 2023 to discuss and propose draft rules, coordinating legal advice to the committee for substantive and procedural issues, filing and adopting rules under the Administrative Procedures Act (Ch. 34.05 RCW). Staff support in FY 2024 assumes completion of

the rulemaking process 18 months after it begins.

Based on consultation with AGO, 100 hours of attorney time will be required during the rulemaking process because it will involve several stakeholders, including student-athletes, institutions, and NIL agents, complex and significant financial interests and legal issues, and determining a regulatory enforcement scheme for violations and assessing penalties. Apportioning 100 hours of attorney time over 18 months will result in 67 hours in FY 2023 at the current rate of \$198.47 per hour, for a cost of \$13,300; and 33 hours in FY 2024 at a cost of \$6,500. Those amounts are added to the WSAC staff-related goods and services amounts in the expenditure summary.

Staff time estimates are rounded to the nearest 0.1 FTE and staff-related and other costs are rounded to the nearest \$1000.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2022	FY 2023	2021-23	2023-25	2025-27
001-1	General Fund	State	0	45,000	45,000	23,000	0
Total \$			0	45,000	45,000	23,000	0

III. B - Expenditures by Object Or Purpose

	FY 2022	FY 2023	2021-23	2023-25	2025-27
FTE Staff Years		0.2	0.1	0.1	
A-Salaries and Wages		18,000	18,000	9,000	
B-Employee Benefits		4,000	4,000	2,000	
C-Professional Service Contracts					
E-Goods and Other Services		22,000	22,000	11,000	
G-Travel		1,000	1,000	1,000	
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	0	45,000	45,000	23,000	0

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2022	FY 2023	2021-23	2023-25	2025-27
Assistant Director	87,000		0.2	0.1	0.1	
Total FTEs			0.2	0.1	0.1	0.0

III. D - Expenditures By Program (optional)

Program	FY 2022	FY 2023	2021-23	2023-25	2025-27
Policy Coordination & Administration (010)		45,000	45,000	23,000	
Total \$		45,000	45,000	23,000	

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules .

Under Section 4, the committee of institution representatives may adopt rules to administer and implement this legislation.

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 360-University of Washington
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Part I: Estimates

☒ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Lauren Hatchett	Phone: 2066167203	Date: 02/07/2022
Agency Approval: Kelsey Rote	Phone: 2065437466	Date: 02/07/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/08/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

SB 5942 would establish a uniform policy for how intercollegiate student athletes may receive compensation for their name, image, or likeness (NIL). The bill would align state policy with existing federal policy pertaining to NIL. The University of Washington has already begun developing a policy around NIL, and this bill would supplement that effort. Any costs associated with implementing this bill are anticipated to be minimal and would be absorbed within existing resources.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 365-Washington State University
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Part I: Estimates

☒ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

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- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Emily Green	Phone: 5093359681	Date: 02/02/2022
Agency Approval: Chris Jones	Phone: 509-335-9682	Date: 02/02/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/04/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

SB 5942 – Uniform College Athlete Act relates to the uniform college athlete name, image, or likeness (NIL). This bill amends RCW 42.56.270 and adds a new chapter to Title 63.

WSU currently has resources dedicated to NIL issues and for helping its student athletes navigate those issues. WSU does not believe the requirements of the bill will result in additional costs to its current operations.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 370-Eastern Washington University
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Part I: Estimates

☒ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

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- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Alexandra Rosebrook	Phone: (509) 359-7364	Date: 02/07/2022
Agency Approval: Alexandra Rosebrook	Phone: (509) 359-7364	Date: 02/07/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/08/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

Proposed SB 5942 amends RCW 42.56.270 and adding a new chapter to RCW 63.

New Section 1 This act may be known as the uniform college athlete name, image or likeness act.

New Section 2 Provides definitions

New Section 3 This act applies to college athletes and intercollegiate sports.

New Section 4 The Washington student achievement council shall convene a committee of representatives from institutions within the state that oversee at least one intercollegiate athletics program regulated by an association. This committee may adopt rules under chapter RCW 34.05 to administer and implement this chapter.

New Section 5 An institution, conference or athletic association may not prevent or restrict a college athlete from receiving name, image or likeness agreement, entering or engaging in name, image or likeness activity or obtaining the services of a name, image, or likeness agent or creating or participating in a group license.

New Section 6 The college athlete may not include in name, image or likeness activity an institution, conference or athletic association name, trademark, service mark, logo, uniform design or other identifier of athletic performance depicted or included in a media broadcast or related game footage.

New Section 7 Describes what an institution can assist a college athlete with including compliance with the laws and institution policy.

New Section 8 A college athlete shall provide or disclose to the individual or office (a) A copy of a name, image or likeness agreement if the amount is more than \$300 or (b) more than \$2,000 in a calendar year.

New Section 9 A name, image or likeness agent shall register in Washington state as an athlete under chapter 19.225 RCW before engaging in conduct under this chapter.

New Section 10 A third party is prohibited from (1) giving materially false or misleading information or make false promises or representations (2) provide anything of value to a college athlete or other person except as permitted under this chapter.

New Section 11 An institution or college athlete has a cause of action for damages against a name, image, or likeness agent or third party if the institution or athlete is adversely affected by an act or omission or the agent or third party.

New Section 12 The attorney general and the Washington student achievement council may assess a civil penalty against a name, image or likeness agent or third party not to exceed \$50,000 for a violation of this chapter.

New Section 13 In applying and construing this uniform act, a court shall consider the promotion of uniformity of the law among jurisdiction that enact it.

New Section 14 This chapter modifies, limits or supersedes the electronic signatures in global and national commerce act.

New Section 15 If any provision of this act or its application to any person or circumstances is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

Section 17 amends RCW 42.56.270 (33) College athlete disclosures related to name, image, or likeness activity under chapter 63.

Eastern adopted a new policy that seems to be in line with this proposed change. Eastern does not anticipate any fiscal impact.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA*

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 375-Central Washington University
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2022	FY 2023	2021-23	2023-25	2025-27
Account					
Institutions of Higher Education - Dedicated Local Account-State 148 -1	49,600	49,600	99,200	99,200	99,200
Total \$	49,600	49,600	99,200	99,200	99,200

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

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- ☒ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Erin Sargent	Phone: 509-963-2395	Date: 02/09/2022
Agency Approval: Lisa Plesha	Phone: (509) 963-1233	Date: 02/09/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/10/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

SB 5942 establishes the Uniform College Athlete Name, Image, or Likeness Act (NIL).

Sections 5 and 6 make changes that would require the development of processes, policies, as well as require CWU to provide the on-going services prescribed in the bill and would necessitate additional staff effort.

Section 7 allows, though does not require, CWU to assist athletes in regards to NIL activities.

Section 8 addresses the required disclosures from student athletes, and the institution's responsibility to collect the data.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

SB 5942 establishes the Uniform College Athlete Name, Image, or Likeness Act (NIL).

Sections 5, 6 and 7 make changes that would require the development of processes, policies, as well as require CWU to provide the on-going services prescribed in the bill and would necessitate additional staff effort estimated at \$26,600 (.25 FTE* \$80,000*33% benefits). Section 7 allows, though does not require, CWU to assist athletes in regards to NIL activities. As an NCAA DII institution, CWU student-athletes have limited exposure to NIL activities. Current monitoring efforts take roughly 1-2 hours per week, and are being performed by our Associate Director for Compliance and Student-Athlete Services. In accordance with the new bill, the development of processes, policies, and on-going services will require an initial investment of time and an increase of time needed to provide ongoing educational services to the various constituent groups.

Section 8 addresses the required disclosures from student athletes, and the institution's responsibility to collect the data. CWU estimates this disclosure system would cost approximately \$23,000 per fiscal year.

As a DII school, there are limited impacts to CWU at this time. NIL activities are expected to increase over time, but will not reach the level of NCAA Division 1 institutions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2022	FY 2023	2021-23	2023-25	2025-27
148-1	Institutions of Higher Education - Dedicated Local Account	State	49,600	49,600	99,200	99,200	99,200
Total \$			49,600	49,600	99,200	99,200	99,200

III. B - Expenditures by Object Or Purpose

	FY 2022	FY 2023	2021-23	2023-25	2025-27
FTE Staff Years					
A-Salaries and Wages	20,000	20,000	40,000	40,000	40,000
B-Employee Benefits	6,600	6,600	13,200	13,200	13,200
C-Professional Service Contracts	23,000	23,000	46,000	46,000	46,000
E-Goods and Other Services					
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	49,600	49,600	99,200	99,200	99,200

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA*

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 376-The Evergreen State College
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY 2022	FY 2023	2021-23	2023-25	2025-27
FTE Staff Years	0.0	0.0	0.0	0.0	0.0
Account					
General Fund-State 001-1	0	1,059	1,059	0	0
Total \$	0	1,059	1,059	0	0

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete entire fiscal note form Parts I-V.
- ☒ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Laura Coghlan	Phone: (360) 867-6510	Date: 02/03/2022
Agency Approval: Laura Coghlan	Phone: (360) 867-6510	Date: 02/03/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/10/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

Note: SB 5870 was refiled with new bill number SB 5942. The bill is identical, and thus, Evergreen's fiscal assessment is unchanged.

SB 5942 would establish the uniform college athlete name, image, or likeness act and amend the disclosure exemption criteria in RCW 42.56.270.

Sec. 3. defines the scope of the act as applying only to college athletes and intercollegiate sports. It further explains that the chapter does not create an employment relationship between a college athlete and the athlete's institution with respect to athletic participation and that the parameters of the chapter may not be used to determine whether an employment relationship exists.

Sec. 4. provides a process for rule-making. If at least one institution requests rule-making, WSAC would convene a committee of representatives from institutions that oversee at least one intercollegiate athletics program. The committee may be made up of members chosen by each individual institution and may adopt rules under chapter 24.05 RCW to administer and implement this chapter.

Sec. 5. provides limits and parameters related to compensating a college athlete for use of their name, image, or likeness.

Sec. 5(1) the act does not limit the ability of a college athlete to engage in name, image, or likeness activity to the extent permitted under other state law.

Sec. 5(2)(a) states that an institution, conference, or athletic association may not prevent an athlete from receiving compensation for name, image, or likeness ; entering into such an agreement; engaging in name, image, or likeness activity; obtaining services of an agent; or creating or participating in a group license. An institution, conference, or athletic association may not interfere with the formation of a collective representative to negotiate a group license.

Sec. 5(2)(b) states that an athletic association may not prevent or restrict an institution or a college athlete from participating in an intercollegiate sport because the athlete receives likeness compensation, enters into such an agreement, engages in likeness activity, or obtains the services of an agent.

Sec. 5(2)(c) states that receipt of name, image, or likeness compensation may not affect eligibility, duration, amount, or renewal of an athletic scholarship.

Sec. 6. specifies limits on athlete compensation agreements.

Sec. 6(1) Unless the use is permitted under intellectual property law and approved by the applicable institution, conference, or athletic association, a college athlete may not include in their likeness activity agreement the name of the institution, conference, or athletic association, trademark, service mark, logo, uniform design, or athletic performance depicted or included in a media broadcast or related game footage.

Sec. 6(2) Name, image, or likeness compensation or an offer, promise, or solicitation of compensation :
(a) May not attempt to influence the decision of a college athlete to attend, continue attending, or transfer to an institution or an institution in a conference;
(b) Must represent only consideration for use of the college athlete's name, image, or likeness or for work actually

performed;

(c) May not include compensation for the college athlete's enrollment at a specific institution, or the college athlete's specific performance, participation, or service in an intercollegiate sport; and

(d) May not include compensation for the college athlete's endorsement of a banned substance or of sports wagering.

Sec. 6(3) A college athlete may not express or imply that the college, conference, or athletic association endorses or is otherwise affiliated with the athlete's likeness activity.

Sec. 6(4) The college may adopt a policy to prevent an athlete from engaging in name, image, or likeness activity that is illegal. If the institution has a policy that prevents sponsorships, multimedia rights, apparel agreements, facility naming rights, licensing that the institution determines has an adverse impact on its reputation, they may adapt the same criteria in its policy for athlete likeness agreements. If the college adopts a policy under this subsection, the college must disclose the policy and rationale in a record on the public website.

Sec. 6(5) The college may adopt and enforce rules of conduct relating to name, image, or likeness activity that apply when the college athlete is engaged in an official team activity regardless of whether such event occurs on or off the campus or during or outside the applicable season for competition.

Sec. 6(6) An institution, conference, or athletic association may require a college athlete to waive a name, image, or likeness right associated with promotion, display, broadcast, or rebroadcast related to an intercollegiate sport, or the institution.

Sec. 7. provides parameters for institutional involvement.

Sec. 7(1) The college may assist an athlete in evaluating compliance with law and institutional policy, meeting the disclosure requirements of this act, providing good faith advising including agent or contract review, and connecting with third parties interested in engaging in name, image, or likeness activity. The college may educate college athletes about likeness compensation activity. The college may acknowledge and display names or trademarks of third parties that engage in likeness activities with student athletes at the college.

Sec. 7(2) The college may permit a college athlete to use the institution's facilities for name, image, or likeness activity under the same terms and conditions as other students at the institution.

Sec. 7(3) Except as provided in subsections (1) and (2) of this section, an institution and its employees, agents, and independent contractors may not:

(a) Provide compensation to a college athlete for the athlete's name, image, or likeness ;

(b) Arrange, develop, or secure specific name, image, or likeness activity ;

(c) Assist with selecting, arranging for, or providing payment to a name, image, or likeness agent ;

(d) Assist with selecting, arranging for, or collecting payment from a third party engaged in specific name, image, or likeness agreements with athletes.

Sec. 7(4) No state employee whose job responsibilities include working with or advising college athletes or an institution shall be found in violation of chapter 42.52 RCW for good faith work-related activity permitted by this chapter.

Sec. 8. addresses disclosure requirements for college athletes who enter into name, image, or likeness compensation agreements.

Sec. 8(1) describes the required elements of agreements that must be disclosed.

Sec. 8(2) Requires the college to designate an individual or office to receive the information required in sec. 8 (1).

Sec. 8(3) Provides the timing for athletes to disclose agreements.

Sec. 8(4) If the college voluntarily, or as required by this chapter, adopts a limitation affecting a college athlete's ability to engage in name, image, or likeness activity, the institution shall publish a copy of that limitation policy on its website and to each athlete the college expects to participate in an intercollegiate sport. The limitation must be provided at or before an offer of admission or financial aid is made, whichever is earlier; or if a new limitation is established after the athlete is a student, as soon as practicable after adoption.

Sec. 11. Provides conditions in which an institution or college athlete can seek civil remedy for damages against a name, image, or likeness agent if the institution or athlete is adversely affected by an act or omission in violation of this chapter.

Sec. 17. of this bill amends RCW 42.56.270 (Public Records Act) to add the college athlete disclosures related to name, image, or likeness activity under the uniform college name, image, or likeness act to the list of financial, commercial, and proprietary information that is exempt from public disclosure.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

The Evergreen State College estimates a small workload of 20 hours in FY23 to complete policy development and updates to the student code of conduct as noted in sections 6(4) and 6(5). Annually, we estimate 5 hours to provide training and education to student athletes regarding institutional policy and the provisions of the uniform college athlete act as referenced in section 7(1). The Assistant Director of Athletics is the likely staff member to complete these bodies of work.

Based on the small scale of our intercollegiate athletics programs, we do not anticipate significant time for advising student athletes regarding agreements. If an institution requests that WSAC convene a committee of representatives for rule-making as outlined in section 4, we recognize there would be a small amount of additional work impact for Evergreen's representative to participate in that process.

In FY 23, we thus estimate a total of 25 hours of time for the Assistant Director of Athletics who would conduct the institutional policy development, provide athlete training and education, and participate on the inter-institutional committee (should one be convened) which equates to .012 FTE. Based on the salary grade for this exempt position, salary and fringes for 25 hours would be an impact of \$1,059 (\$779 salary; \$280 benefits).

The AGO has assessed the proposed bill and did not identify workload impact that is projected to result in increased billing to Evergreen, thus we do not anticipate significant additional expenses for legal advice: "The AGO Education Division (EDU) has reviewed this bill and determined it will not significantly increase or decrease the division's workload in representing the Evergreen State college, Western WA University, Eastern WA University, and Community Technical Colleges. New legal services are nominal and costs are not included in this request."

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2022	FY 2023	2021-23	2023-25	2025-27
001-1	General Fund	State	0	1,059	1,059	0	0
Total \$			0	1,059	1,059	0	0

III. B - Expenditures by Object Or Purpose

	FY 2022	FY 2023	2021-23	2023-25	2025-27
FTE Staff Years		0.0	0.0		
A-Salaries and Wages		779	779		
B-Employee Benefits		280	280		
C-Professional Service Contracts					
E-Goods and Other Services					
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
Total \$	0	1,059	1,059	0	0

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2022	FY 2023	2021-23	2023-25	2025-27
Assistant Director for Athletics			0.0	0.0		
Total FTEs			0.0	0.0		0.0

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact**IV. A - Capital Budget Expenditures**

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 380-Western Washington University
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Part I: Estimates

☒ **No Fiscal Impact**

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Kristen Stouder	Phone: (360) 650-2811	Date: 02/03/2022
Agency Approval: Faye Gallant	Phone: 3606504762	Date: 02/03/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/04/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency .

SB 5942 is intended to create legislation specific to Washington state institutions of higher education for the recent NCAA interim rules that now allow college athletes to benefit from name, image, and likeness (NIL) opportunities.

Section 5 discusses limitations for institutions, conferences and athletic associations on NIL activity compensation for athletes. Institutions may not prevent student athletes from receiving NIL compensation, entering into NIL agreements, engaging in NIL activity, or obtaining NIL agent services. Athletic associations are prohibited from restricting an institution or college athlete from participating in athletics because the athlete received NIL compensation. Receipt of NIL compensation for athletes may not affect eligibility or award of scholarships.

Section 6 contains requirements on NIL activity compensation limits for athletes, including stipulations on NIL compensation offers and conduct for athletes.

Section 7 relates to Institutional Involvement.

Section 8 contains requirements on disclosures of NIL activity.

Section 11 allows for civil remedy and specifies that both athletes and institutions have a cause of action for damages as a result of NIL activity that adversely affects the athlete or institution.

Section 16 amends RCW 42.56.270 to exempt from disclosure college athlete disclosures for NIL activity

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates . Distinguish between one time and ongoing functions .

None anticipated.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

WWU assumes no fiscal impact as a result of this bill. This legislation resolves any potential conflict with the NCAA ruling. Any updates to WWU internal policies or other changes can be absorbed within WWU's existing resources.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required

Individual State Agency Fiscal Note

Bill Number: 5942 SB	Title: Uniform college athlete act	Agency: 699-Community and Technical College System
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Estimated Operating Expenditures from:

Non-zero but indeterminate cost and/or savings. Please see discussion.

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact . Factors impacting the precision of these estimates , and alternate ranges (if appropriate) , are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete entire fiscal note form Parts I-V.
- ☒ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia , complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Ryan Giannini	Phone: 3607867285	Date: 02/02/2022
Agency Preparation: Brian Myhre	Phone: 360-704-4413	Date: 02/02/2022
Agency Approval: Cherie Berthon	Phone: 360-704-1023	Date: 02/02/2022
OFM Review: Ramona Nabors	Phone: (360) 742-8948	Date: 02/04/2022

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

This bill would allow college athletes to enter into name, image and likeness agreements and receive compensation.

SECTION 5 – NAME, IMAGE OR LIKENESS ACTIVITY AND COMPENSATION

An institution, conference, or athletic association may not prevent or restrict a college athlete from :

- Receiving name, image, or likeness compensation ;
- Entering into a name, image, or likeness agreement ;
- Engaging in name, image, or likeness activity ;
- Obtaining the services of a name, image, or likeness agent ;
- Creating or participating in a group license ;
- Interfere with the formation or recognition of a collective representative to facilitate or provide representation to negotiate a group license

An athletic association may not prevent or restrict an institution or college athlete from participating in an intercollegiate sport because the athlete receives name, image, or likeness compensation

Receipt of name, image, or likeness compensation may not affect eligibility of a college athlete or the duration, amount, or renewal of an athletic scholarship.

SECTION 6 – LIMITS ON NAME, IMAGE OR LIKENESS ACTIVITY AND COMPENSATION

A college athlete may not include in name, image, or likeness activity an institution, conference, or athletic association name, trademark, service mark, logo, uniform design, or other identifier of athletic performance depicted or included in a media broadcast or related game footage.

A college athlete may not express or imply that an institution, conference, or athletic association endorses or is otherwise affiliated with the athlete's name, image, or likeness activity.

An institution may adopt and enforce rules of conduct relating to name, image, or likeness activity that apply when the college athlete is engaged in an official team activity.

An institution, conference, or athletic association may require a college athlete to waive a name, image, or likeness right associated with promotion, display, broadcast, or rebroadcast related to an intercollegiate sport, or the institution.

SECTION 7 – INSTITUTIONAL INVOLVMENT

An institution may assist a college athlete in evaluating the permissibility of name, image, or likeness activity, including compliance with law and institution rules or policy and the disclosure requirements of the bill.

An institution and its employees, agents, and independent contractors may not provide compensation to a college athlete for the athlete's name, image, or likeness

SECTION 3 – NO EMPLOYMENT RELATIONSHIP CREATED

The bill state that it does not create an employment relationship between a college athlete and the athlete's institution with respect to the athlete's participation in an intercollegiate sport and may not be used as a factor in determining whether an employment relationship exists.

SECTION 8 – REQUIRED DISCLOSURES

A college athlete shall provide or disclose to an institution information regarding name, image, or likeness agreements in an amount more than \$300 or if the aggregate amount of agreements is more than \$2,000 in a calendar year.

If an institution adopts a limitation affecting a college athlete's ability to engage in name, image, or likeness activity, the institution shall provide a copy of the limitation to each athlete the institution expects to participate in an intercollegiate sport at or before the time an offer of admission or financial aid is made or as soon as practicable after adoption. The limitation shall also be posted on its website that is accessible by the public and electronically searchable.

SECTION 4 – RULE MAKING AUTHORITY

When requested by at least one institution, the Washington Student Achievement Council will convene a committee of representatives from institutions within the state that oversee at least one intercollegiate athletics program regulated by an association and may adopt rules under chapter 34.05 RCW to administer and implement the bill.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

Indeterminate revenue impact. Provisions in the bill could result in potential revenue losses for community colleges that are members of the Northwest Athletic Association (NWAC).

This bill would allow student athletes to enter into agreements and be compensated for their name, image or likeness. The bill would authorize student athlete conduct that is currently prohibited by NWAC regulations. If implemented, the bill could expose colleges to the risk of being sanctioned and penalized by the NWAC, including being barred from competition. This could result in a loss of athletic revenues from ticket sales and other activities.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Indeterminate expenditure impact. Provisions in the bill could result in potential expenditures for community colleges with athletic programs.

The bill would authorize a college to assist a college athlete :

- In evaluating the permissibility of name, image, or likeness activity, including compliance with law and institution rules or policy
- With disclosure requirements of the bill.
- Providing good faith advising and evaluation of name, image, or likeness activity including agent review and contract review
- Connecting or networking with third parties interested in facilitating or engaging with a student athlete or group of student athletes
- Educating a college athlete about name, image, or likeness compensation, agreements, and activity

There would be costs to provide the services listed above. Resources would also be needed for athletics monitoring and the need to review student athlete contracts to determine if they conflict with provisions of the bill or college policies.

In addition, there could be legal costs associated with disputing conflicts between the bill's requirements and NWAC rules.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Non-zero but indeterminate cost and/or savings. Please see discussion.

III. B - Expenditures by Object Or Purpose

Non-zero but indeterminate cost and/or savings. Please see discussion.

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part I and Part IIIA*

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Identify acquisition and construction costs not reflected elsewhere on the fiscal note and describe potential financing methods

NONE

IV. D - Capital FTE Detail: *List FTEs by classification and corresponding annual compensation . Totals need to agree with total FTEs in Part IVB*

NONE

Part V: New Rule Making Required