

House File 364 - Enrolled

House File 364

AN ACT

RELATING TO PROHIBITED CONDUCT BY ATHLETE AGENTS AND MAKING  
PENALTIES APPLICABLE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 9A.114, Code 2021, is amended to read as follows:

**9A.114 Prohibited conduct.**

~~1. An athlete agent, with the intent to influence a student athlete or, if the student athlete is a minor, the parent or guardian of the student athlete, to enter into an agency contract, shall not intentionally take any of the following actions or encourage any other individual to take or assist any other individual in taking any of the following actions on behalf of the agent:~~

~~a. 1. Give a student athlete or, if the athlete is a minor, a parent or guardian of the athlete, materially false or misleading information or make a materially false promise or representation with the intent to influence the athlete, parent, or guardian to enter into an agency contract.~~

~~b. 2. Furnish anything of value to the a student athlete before the athlete enters into the contract. or another individual, if doing so may result in loss of the athlete's eligibility to participate in the athlete's sport, unless all of the following actions are taken:~~

~~c. Furnish anything of value to an individual other than the athlete or another registered athlete agent.~~

~~2. An athlete agent shall not intentionally do any of the following or encourage any other individual to do any of the following on behalf of the agent:~~

~~a. The agent notifies the athletic director of the educational institution at which the athlete is enrolled, or at which the agent has reasonable grounds to believe the athlete intends to enroll, prior to the next scheduled athletic event in which the athlete may participate and not later than seventy-two hours after furnishing the thing of value.~~

~~b. The student athlete or, if the athlete is a minor, a parent or guardian of the athlete, acknowledges to the agent in a record that receipt of the thing of value may result in the loss of the athlete's eligibility to participate in the athlete's sport.~~

~~a- 3. Initiate contact, directly or indirectly, with a student athlete or, if the athlete is a minor, a parent or guardian of the athlete, to recruit or solicit the athlete, parent, or guardian to enter an agency agreement unless registered under [this chapter](#).~~

~~b- 4. Fail to create, ~~or~~ retain, or ~~to~~ permit inspection of the records required by [section 9A.113](#).~~

~~c- 5. Fail to register when required by [section 9A.104](#).~~

~~d- 6. Provide materially false or misleading information in an application for registration or renewal of registration.~~

~~e- 7. Predate or postdate an agency contract.~~

~~f- 8. Fail to notify a student athlete or, if the athlete is a minor, a parent or guardian of the athlete before the athlete, parent, or guardian signs an agency contract for a particular sport that the signing may ~~make the athlete ineligible~~ result in the loss of the athlete's eligibility to participate as a student athlete in that in the athlete's sport.~~

9. Encourage another individual to take any of the actions described in subsections 1 through 8 on behalf of the agent.

10. Encourage another individual to assist any other individual in taking in any of the actions described in subsections 1 through 8 on behalf of the agent.

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PAT GRASSLEY  
Speaker of the House

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JAKE CHAPMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 364, Eighty-ninth General Assembly.

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MEGHAN NELSON  
Chief Clerk of the House

Approved \_\_\_\_\_, 2022

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KIM REYNOLDS  
Governor