

By: Representatives Frierson, Akins, Baker (8th), Chism, Evans, Hamilton (6th), Horne, Moak, Nicholson, Smith (39th), Woods

To: Universities and Colleges

HOUSE BILL NO. 930

1 AN ACT TO PROVIDE THAT REPRESENTATIVES OF THE NATIONAL  
2 COLLEGIATE ATHLETIC ASSOCIATION (NCAA) MAY NOT CONTACT ANY  
3 INDIVIDUAL, STUDENT, SCHOOL OR COLLEGE REGARDING A NCAA  
4 INVESTIGATION UNLESS REGISTERED WITH THE SECRETARY OF STATE; TO  
5 REQUIRE THE REGISTERED REPRESENTATIVE TO IDENTIFY THE INDIVIDUAL  
6 OR INSTITUTIONS TO BE CONTACTED DURING THE INVESTIGATION; TO  
7 REQUIRE THE PAYMENT OF A REGISTRATION FEE AND ITS DEPOSIT INTO THE  
8 EMINENT SCHOLARS FUND; TO REQUIRE THE REGISTERED REPRESENTATIVE TO  
9 ADVISE A STUDENT OR INDIVIDUAL OF HIS OR HER RIGHT TO LEGAL  
10 COUNSEL; AND FOR RELATED PURPOSES.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

12 **SECTION 1.** A representative of the National Collegiate  
13 Athletic Association (NCAA) may not contact any resident of this  
14 state, including a student attending, or any individual employed  
15 by, a high school, community or junior college, or institution of  
16 higher learning in this state, in connection with any specific  
17 investigation being conducted by the NCAA in this state, before  
18 being issued a certificate of registration under this act.

19 **SECTION 2.** (1) Each applicant for registration as a  
20 representative of the NCAA shall submit an application for  
21 registration to the Secretary of State in a form prescribed by the  
22 Secretary of State.

23 (2) An application filed under this section is a public  
24 record.

25 (3) The application must be in the name of an individual and  
26 signed by the applicant and by the president of the NCAA, or his  
27 designee, under penalty of perjury and must contain:

28 (a) The name of the applicant who will be participating  
29 in a specific NCAA investigation in this state, and a telephone  
30 number or address at which the applicant may be reached while in

31 this state, along with the name and address of his or her  
32 immediate supervisor in the NCAA;

33 (b) A list of each student, individual, high school,  
34 community or junior college, or institution of higher learning  
35 that the applicant intends to contact in connection with the  
36 investigation that is related to the application.

37 **SECTION 3.** An application for registration under this act  
38 must be accompanied by a fee in the amount of One Thousand Five  
39 Hundred Dollars (\$1,500.00), to be deposited by the Secretary of  
40 State in the Eminent Scholars Fund established in Section  
41 37-106-31, less the amount of twenty percent (20%) to defray the  
42 administrative costs incurred by the Secretary of State.

43 **SECTION 4.** A registered representative of the NCAA may not  
44 communicate with any student or other individual regarding the  
45 subject investigation, unless he first advises the student or  
46 individual of that student's or individual's right to legal  
47 counsel.

48 **SECTION 5.** The violation of any provision of this act is a  
49 misdemeanor, and upon conviction thereof, is punishable by a fine  
50 of not more than One Thousand Dollars (\$1,000.00) or imprisonment  
51 of not more than six (6) months, or both.

52 **SECTION 6.** This act shall take effect and be in force from  
53 and after July 1, 2004.