



# Student-Athlete Agent Policy

## Texas Tech Athletic Department



- I. Purpose: This policy outlines the Student-Athlete Agent Policy for all student-athletes at Texas Tech University in order to meet the laws of the State of Texas and NCAA Bylaw 12.3.
- II. Philosophy: The policies and procedures described below are designed to meet the laws of the State of Texas and the rules of the NCAA and provide both the student-athlete and the agents with some specific guidelines to follow to insure that the University protects the eligibility of its student-athletes and serves the needs of both agents and student-athletes.
- III. Applicability: This policy is applicable to all student-athletes at Texas Tech University. The policy is applicable to all agents who want to interview student-athletes at Texas Tech University. Texas Tech University has chosen to use the same procedures for all student-athletes and require student-athletes and agents to adhere to these guidelines in their interview process.
- IV. Use of Agents
  - A. General Rule. An individual shall be ineligible for participation in an intercollegiate sport if he or she ever has agreed (orally or in writing) to be represented by an agent for the purpose of marketing his or her athletics ability or reputation in that sport. Further, an agency contract not specifically limited in writing to a sport or particular sports shall be deemed applicable to all sports, and the individual shall be ineligible to participate in any sports.
    1. All Agents, Financial Advisors, or Representatives MUST register with the Compliance Office before they may contact student-athletes.
    2. All contact and meetings with a student-athlete MUST be initiated through the Compliance Office.
    3. Athlete Agent Providing Written Materials to Student-Athlete. All athlete agents may send written materials to a student-athlete ONLY if the Compliance Office is provided with a copy of the materials and the athlete agent is registered with the state of Texas and Texas Tech University.
    4. Athlete Agent In-Person Contact with Student-Athlete. Athlete Agents CANNOT initiate contact with a student-athlete or his/her parents in order to set up a meeting with them. The student-athlete must contact you to request a meeting. The Compliance Office MUST be notified before the meeting takes place.
    5. Representation for Future Negotiations. An individual shall be ineligible if he or she enters into a verbal or written agreement with an agent for representation in future professional sports negotiations that are to take place after the individual has completed his or her eligibility in that sport.
    4. Benefits From Prospective Agents. An individual shall be ineligible if he or she (or his or her relatives or friends) accepts transportation or other benefits from any person who wishes to represent the individual in the marketing of his or her athletics ability. The receipt of such expenses constitutes compensation based on athletics skill and is an extra benefit not available to the student body in general.
  - B. Legal Counsel. Securing advice from a lawyer concerning a proposed professional sports contract shall not be considered contracting for representation by an agent unless the lawyer also represents the student-athlete in negotiations for such a contract.
    1. Presence of a Lawyer at Negotiations. A lawyer may not be present during discussions of a contract offer with a professional organization or have any direct contact (i.e., in person, by telephone or by mail) with a professional sports organization on behalf of the student-athlete. A lawyer's presence during such discussions is considered representation by an agent.



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- C. Athletics Scholarship Agent. Any individual, agency or organization that represents a prospective student-athlete for compensation in placing the prospect in a collegiate institution as a recipient of institutional financial aid shall be considered an agent or organization marketing the individual's athletics ability reputation.
- A. Talent Evaluation Services and Agents. A prospect may allow a scouting service or agent to distribute personal information (e.g., high school academic and athletics records, physical statistics) to member institutions without jeopardizing his or her eligibility, provided the fee paid to such an agent is not based on placing the prospect in a collegiate institution as a recipient of institutional financial aid.
- V. The state law requires that student-athletes/agent interviews be conducted during a period of not more than 30 consecutive business days. The interviews must be held during the off-season training period prior to the student-athletes final season of eligibility.
- A. Texas Tech University will designate a five day period in the spring term for student-athlete/agent interviews in the sports of football and men's and women's basketball.
- B. The Associate Athletic Director/Compliance will notify each agent registered with the State of Texas of the scheduled interview dates thirty days in advance.
- C. The interviews will be conducted on campus under the direction of the Compliance Coordinator.
- D. The Associate Athletic Director/Compliance will provide the agents with a list of student-athletes eligible to be interviewed. Each agent can then select those student-athletes he would like to interview. The student-athletes will be provided the names of those agents who have expressed a desire to interview with them. After the student-athlete has chosen which agents he/she wishes to interview with, the Associate Athletic Director/Compliance will schedule the interviews and provide both the student-athletes and the agents the date, time, and location of the interviews.
- VI. The Associate Athletic Director/Compliance will submit this policy to the institution's Athletic Council for approval. Upon recommendation for adoption by the Athletic Council the policy shall be filed with the Secretary of State within 30 days of approval.
- A. An annual review of the policy shall be conducted and any amendments to the policy will be recommended for adoption by the Athletic Council and the amended policy will be filed with the Secretary of State within 30 days from the date of approval.
- B. The Associate Athletic Director/Compliance shall organize and supervise the student-athlete/agent interview policy to ensure the compliance of the student-athletes/agents with the State of Texas Athlete Agents Act and the rules adopted under the Act.
- C. The Associate Athletic Director/Compliance will provide the student-athletes and the registered agents with a copy of this policy.
- D. Any questions regarding the policy or compliance with the Athlete Agents Act should be addressed to:

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