

107TH CONGRESS
1ST SESSION

H. R. 641

To protect amateur athletics and combat illegal sports gambling.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 14, 2001

Mr. GIBBONS (for himself, Ms. BERKLEY, Mr. BLUNT, Mr. CONYERS, Mr. LOBIONDO, Mr. BONIOR, Mr. WELLER, and Mr. RANGEL) introduced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To protect amateur athletics and combat illegal sports gambling.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Collegiate
5 and Amateur Athletic Protection Act of 2001”.

1 **SEC. 2. TASK FORCE ON ILLEGAL WAGERING ON AMATEUR**
2 **AND COLLEGIATE SPORTING EVENTS.**

3 (a) ESTABLISHMENT.—The Attorney General shall
4 establish a prosecutorial task force on illegal wagering on
5 amateur and collegiate sporting events (referred to in this
6 section as the “task force”).

7 (b) DUTIES.—The task force shall—

8 (1) coordinate enforcement of Federal laws that
9 prohibit gambling relating to amateur and collegiate
10 athletic events; and

11 (2) submit annually, to the House of Represent-
12 atives and the Senate a report describing specific
13 violations of such laws, prosecutions commenced,
14 and convictions obtained.

15 (c) AUTHORIZATION OF APPROPRIATIONS.—There
16 are authorized to be appropriated to carry out this section
17 \$4,000,000 in fiscal year 2002 and \$6,000,000 in each
18 of the fiscal years 2003 through 2006.

19 **SEC. 3. INCREASED PENALTIES FOR ILLEGAL SPORTS GAM-**
20 **BLING.**

21 (a) INTERSTATE TRANSMISSION OF BETS OR INFOR-
22 MATION ASSISTING IN PLACING BETS ON SPORTING
23 EVENTS.—Section 1084(a) of title 18, United States
24 Code, is amended by striking “two” and inserting “5”.

25 (b) INTERSTATE TRANSPORTATION OF WAGERING
26 PARAPHERNALIA.—Section 1953(a) of title 18, United

1 States Code, is amended by adding at the end the fol-
2 lowing: “If the matter carried or sent in interstate or for-
3 eign commerce was intended by the defendant to be used
4 to assist in the placing of bets or wagers on any sporting
5 event or contest, the maximum term of imprisonment for
6 the offense shall be 10 years.”.

7 (c) ILLEGAL GAMBLING BUSINESS.—Section 1955(a)
8 of title 18, United States Code, is amended by adding at
9 the end the following: “If the gambling business included
10 the placing of bets or wagers on any sporting event or
11 contest, the maximum term of imprisonment for the of-
12 fense shall be 10 years.”.

13 (d) INTERSTATE TRAVEL TO PROMOTE AND CON-
14 DUCT AN ILLEGAL GAMBLING BUSINESS.—Section 1952
15 of title 18, United States Code, is amended by adding at
16 the end the following:

17 “(d) If the offense violated paragraph (1) or (3) of
18 subsection (a) and the illegal activity included the placing
19 of bets or wagers on any sporting event or contest, the
20 maximum term of imprisonment for the offense shall be
21 10 years.”.

22 (e) SPORTS BRIBERY.—Section 224(a) of title 18,
23 United States Code, is amended by adding at the end the
24 following: “If the purpose of the bribery is to affect the
25 outcome of a bet or wager placed on any sporting event

1 or contest, the maximum term of imprisonment for the
2 offense shall be 10 years.”.

3 **SEC. 4. STUDY ON ILLEGAL SPORTS GAMBLING BEHAVIOR**
4 **AMONG MINORS.**

5 (a) IN GENERAL.—The Director of the National In-
6 stitute of Justice shall conduct a study to determine the
7 extent to which minor persons participate in illegal sports
8 gambling activities.

9 (b) REPORT.—Not later than 2 years after the date
10 of enactment of this Act, the Director of the National In-
11 stitute of Justice shall submit to the Speaker of the House
12 of Representatives and the President pro tempore of the
13 Senate, a report—

14 (1) describing the extent to which minor per-
15 sons participate in illegal sports gambling activities;
16 and

17 (2) making recommendations on actions that
18 should be taken to curtail participation by minor
19 persons in sports gambling activities.

20 **SEC. 5. STUDY OF GAMBLING ON COLLEGE AND UNIVER-**
21 **SITY CAMPUSES.**

22 (a) ESTABLISHMENT OF PANEL.—Not later than 90
23 days after the date of enactment of this Act, the Attorney
24 General shall establish a panel, which shall be composed
25 of Federal, State, and local government law enforcement

1 officials, to conduct a study of illegal college sports gam-
2 bling.

3 (b) CONTENTS OF STUDY.—The study conducted by
4 the panel established under subsection (a) shall include
5 an analysis of—

6 (1) the scope and prevalence of illegal college
7 sports gambling, including unlawful sports gambling
8 (as defined in section 3702 of title 28, United States
9 Code);

10 (2) the role of organized crime in illegal gam-
11 bling on college sports;

12 (3) the role of State regulators and the legal
13 sports books in Nevada in assisting law enforcement
14 to uncover illegal sports gambling and related illegal
15 activities;

16 (4) the enforcement and implementation of the
17 Professional and Amateur Sports Protection Act of
18 1992, including whether it has been adequately en-
19 forced;

20 (5) the effectiveness of steps taken by institu-
21 tions of higher education to date, whether individ-
22 ually or through national organizations, to reduce
23 the problem of illegal gambling on college sports;

24 (6) the factors that influence the attitudes or
25 levels of awareness of administrators, professors,

1 and students, including student athletes, about ille-
2 gal gambling on college sports;

3 (7) the effectiveness of new countermeasures to
4 reduce illegal gambling on college sports, including
5 related requirements for institutions of higher edu-
6 cation and persons receiving Federal education
7 funds;

8 (8) potential actions that could be taken by the
9 National Collegiate Athletic Association to address
10 illegal gambling on college and university campuses;
11 and

12 (9) other matters relevant to the issue of illegal
13 gambling on college sports as determined by the At-
14 torney General.

15 (c) REPORT TO CONGRESS.—Not later than 12
16 months after the establishment of the panel under this
17 section, the Attorney General shall submit to Congress a
18 report on the study conducted under this section, which
19 shall include—

20 (1) recommendations for actions colleges, uni-
21 versities, and the National Collegiate Athletic Asso-
22 ciation should implement to address the issue of ille-
23 gal gambling on college sports;

24 (2) recommendations for intensive educational
25 campaigns which the National Collegiate Athletic

1 Association could implement to assist in the effort to
 2 prevent illegal gambling on college sports;

3 (3) recommendations for any Federal and State
 4 legislative actions to address the issue of illegal gam-
 5 bling on college sports; and

6 (4) recommendations for any administrative or
 7 private sector actions to address the issue of illegal
 8 gambling on college sports.

9 **SEC. 6. REDUCTION OF GAMBLING ON COLLEGE CAM-**
 10 **PUSES.**

11 (a) COLLEGE PROGRAMS TO REDUCE ILLEGAL GAM-
 12 BLING.—Section 487(a) of the Higher Education Act of
 13 1965 (20 U.S.C. 1094(a)) is amended by adding at the
 14 end the following new paragraph:

15 “(24) The institution will comply with the re-
 16 quirements of section 484(s).”.

17 (b) PROCEDURES TO WITHHOLD STUDENT AID.—
 18 Section 484 of the Higher Education Act of 1965 (20
 19 U.S.C. 1091) is amended by adding at the end the fol-
 20 lowing new subsection:

21 “(s) COLLEGE PROGRAMS TO REDUCE ILLEGAL
 22 GAMBLING; ZERO TOLERANCE.—

23 “(1) COMPREHENSIVE PROGRAM.—

24 “(A) COORDINATION REQUIRED.—Each in-
 25 stitution of higher education shall designate 1

1 or more full-time senior officers of the institu-
2 tion to coordinate the implementation of a com-
3 prehensive program, as determined by the Sec-
4 retary of Education, to reduce illegal gambling
5 and gambling control disorders by students and
6 employees of the institution.

7 “(B) ANNUAL REPORTING.—An institution
8 described in paragraph (1) shall annually pre-
9 pare and submit to the Secretary of Education
10 a report, in a form and manner prescribed by
11 the Secretary, concerning the progress made by
12 the institution to reduce illegal gambling by
13 students and employees of the institution.

14 “(C) CONTENTS OF REPORT.—Each such
15 report shall include—

16 “(i) statistics and other information
17 on illegal gambling, including gambling
18 over the Internet, in addition to the other
19 criminal offense on which such institution
20 must report pursuant to section 485(f) in
21 the form and manner so prescribed; and

22 “(ii) a statement of policy regarding
23 underage and other illegal gambling activ-
24 ity at the institution, in the form and man-
25 ner prescribed for statements of policy on

1 alcoholic beverages and illegal drugs pur-
2 suant to such section 485(f), including a
3 description of any gambling abuse edu-
4 cation programs available to students and
5 employees of the institution.

6 “(2) REVIEW OF PROCEDURES.—Notwith-
7 standing paragraph (2) of section 485(f), the Attor-
8 ney General, in consultation with the Secretary of
9 Education, shall periodically review the policies, pro-
10 cedures, and practices of institutions of higher edu-
11 cation under paragraph (1) with respect to campus
12 crimes and security related directly or indirectly to
13 illegal gambling, including the integrity of the ath-
14 letic contests in which students of the institution
15 participate.

16 “(3) ZERO TOLERANCE OF ILLEGAL GAM-
17 BLING.—

18 “(A) REVOCATION OF AID.—A recipient of
19 athletically related student aid (as defined in
20 section 485(e)(8)) shall cease to be eligible for
21 such aid upon a determination by either the in-
22 stitution of higher education providing such aid,
23 or the applicable amateur sports organization,
24 that the recipient has engaged in illegal gam-
25 bling activity, including sports bribery, in viola-

1 tion of the policies or by-laws of the institution
2 or organization.

3 “(B) REPORT.—An institution of higher
4 education that provides athletically related stu-
5 dent aid shall annually report to the Attorney
6 General and the Secretary of Education on ac-
7 tions taken to implement this paragraph. Any
8 amateur sports organization that receives,
9 under any Federal program, any grant or other
10 financial assistance shall, as a condition of con-
11 tinued receipt of such assistance, annually re-
12 port to the Attorney General and the Secretary
13 of Education on actions taken to implement
14 this paragraph.”.

15 **SEC. 7. SENSE OF CONGRESS.**

16 It is the sense of Congress that—

17 (1) illegal sports gambling poses a significant
18 threat to youth on college campuses and in society
19 in general;

20 (2) State and local governments, the National
21 Collegiate Athletic Association, and other youth,
22 school, and collegiate organizations should provide
23 educational and prevention programs to help youth
24 recognize the dangers of illegal sports gambling and
25 the serious consequences it can have;

1 (3) such programs should include public service
2 announcements, especially during tournament and
3 bowl game coverage;

4 (4) the National Collegiate Athletic Association
5 and other amateur sports governing bodies should
6 adopt mandatory codes of conduct regarding the
7 avoidance and prevention of illegal sports gambling
8 among our youth; and

9 (5) the National Collegiate Athletic Association
10 should enlist universities in the United States to de-
11 velop scientific research on youth sports gambling,
12 and related matters.

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