

MINUTES
ATHLETE AGENT BOARD
August 29, 2002 - 9:00 A.M.
Room 428 - Fourth Floor - Heber Wells Bldg.
160 East 300 South, Salt Lake City, Utah

CONVENED: 9:23 A.M.

ADJOURNED: 10:18 A.M.

PRESENT:

Clyde Ormond, Bureau Manager
Marty Simon, Board Secretary
Board Members:

Steven Gasser Randall Call

ABSENT:

Paula Roberts

GUESTS:

Ted Boyer, Director Dept. of Commerce; Craig Jackson,
Division Director.

TOPICS FOR DISCUSSION:

DECISIONS AND RECOMMENDATIONS:

Due to a lack of a board quorum no decisions were made. These minutes only reflect items that were discussed and recommended.

ADMINISTRATIVE BUSINESS:

Minutes

This is the first meeting of this Board so there were no minutes to approve

Swear in New Board Members

Mr. Ormond administered the oath of office to Mr. Gasser and Mr. Call. He informed them of the New Board Member Orientation meeting to be held on September 18, 2002 here in Room 426 from 8:30-10:30 A.M. He told them it would be beneficial to them to attend if possible.

Elect board chairperson

This was deferred to the next meeting when all board members will be present.

DISCUSSION ITEMS:

Purpose of Board

Mr. Ormond reviewed the purpose of this licensure as stated in the statute. Licensure as an athlete agent in Utah is only required when the agent is working with a student-athlete. When the person begins playing the sport on a professional level, the athlete agent is no longer required to be licensed in Utah, if that is the only student-athlete they are representing in Utah. Mr. Boyer stated that it may be the purpose of this board to educate

Review Law & Rules

the athlete agents and the athletic directors of the schools about the requirements of the statute and rules of this profession. He also suggested developing some literature to pass out to the schools to make them aware of the regulation of this profession and the law & rules governing it.

The law & rules for this profession were reviewed with the Board. Mr. Call explained that an agent could approach any student and tell him he is interested in the student but cannot do anything that would benefit the student, friend or member or his family or another athlete agent to get him to enter into any written or verbal agreement.

They also reviewed the school's ability to have legal recourse against an agent who does anything illegal with a student. It creates a problem for the legitimate agent trying to abide by the law & rules when those agents are making illegal promises to the students for money, cars, etc. Mr. Call asked if there is any recourse against a student if the student does anything illegal regarding his agreement with the athlete agent. A contract could be voided if it was done outside of the law. Athletic directors should be aware of how the law for this profession works. Then if any athlete agent is inducing a student illegally, it could be reported to the athletic director

Mr. Call suggested asking Ned Alger, to sit on the Board, if the statute could be changed to allow this. Perhaps Senator Lyle Hilliard would agree to sponsor the changes the statute. It would also be beneficial to have a representative from the institutions on the Board.

Mr. Jackson suggested inviting the athlete directors from all of the schools and Chris Hill, University of Utah Athletic Director, to review the law & rules and application at the next meeting to make sure this process is protecting the public and doesn't allow any loopholes.

Mr. Ormond stated that any necessary revisions to the law and rules should be done within the next few weeks so it can go before the next legislative session. The changes would have to be done by the end of September to be able to get this on the agenda for the legislature.

Review Application

Mr. Ormond asked Mr. Gasser and Mr. Call to review the application and give their opinion of it. Mr. Gasser thought it was more detailed than other state's applications. He especially thought the required list of all of the people they have represented on page 6 is unnecessary. Mr. Ormond stated he would survey some of the other state's applications and try to revise and simplify ours.

Processing of Out of State Applications

The possibility of having a reciprocity agreement with other states was discussed. If the agent is licensed in another state they should just have to submit documentation of that licensure with their application to become licensed here.

Application Fee

The Board members expressed their concern about the \$500.00 application fee, which is higher than other states. The agents are already regulated by NCAA and the Athlete's Association and paying fees there also. It was suggested that some research on other state fees be done and bring ours into alignment with those.

Licensure of Board Members

Mr. Ormond informed the board members they should become licensed as athlete agents as quickly as possible. They agreed to do so.

NEXT MEETING:

A board meeting will be scheduled within the first two weeks in November 2002, preferably on a Thursday.

DATE APPROVED

CHAIRPERSON, UTAH ATHLETE
AGENT BOARD

DATE APPROVED

BUREAU MANAGER, DIVISION OF
OCCUPATIONAL & PROFESSIONAL
LICENSING