

113TH CONGRESS
1ST SESSION

S. 217

To amend the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to collect information from coeducational elementary schools and secondary schools on such schools' athletic programs, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 4, 2013

Mrs. MURRAY (for herself, Mrs. BOXER, Mr. CARDIN, Mr. BEGICH, and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Elementary and Secondary Education Act of 1965 to require the Secretary of Education to collect information from coeducational elementary schools and secondary schools on such schools' athletic programs, and for other purposes.

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 “High School Data
5 Transparency Act of 2013”.

1 **SEC. 2. DISCLOSURE OF STATISTICS ON EQUALITY IN ATH-**
 2 **LETIC PROGRAMS.**

3 Subpart 2 of part E of title IX of the Elementary
 4 and Secondary Education Act of 1965 (20 U.S.C. 7901
 5 et seq.) is amended by adding at the end the following:

6 **“SEC. 9537. DISCLOSURE OF STATISTICS ON EQUALITY IN**
 7 **ATHLETIC PROGRAMS.**

8 “(a) IN GENERAL.—The Secretary shall collect annu-
 9 ally, from each coeducational elementary school and sec-
 10 ondary school that receives Federal financial assistance
 11 and has an interscholastic athletic program, the following
 12 information for the immediately preceding academic year:

13 “(1) The total number of male and female stu-
 14 dents that attended the school, fully disaggregated
 15 and cross-tabulated by gender and race or ethnicity.

16 “(2) A listing of the school’s teams that com-
 17 peted in athletic competition and for each such team
 18 the following data:

19 “(A) The season in which the team com-
 20 peted.

21 “(B) The total number of male and female
 22 participants as of the day of the first scheduled
 23 contest for the team, fully disaggregated and
 24 cross-tabulated by gender and race or ethnicity.

25 “(C) The total expenditures for the team
 26 from all sources, including school funds and

1 funds provided by any other entities, such as
2 booster organizations, including the following
3 data:

4 “(i) The travel expenditures.

5 “(ii) The equipment expenditures (in-
6 cluding any equipment replacement sched-
7 ule).

8 “(iii) The uniform expenditures (in-
9 cluding any uniform replacement sched-
10 ule).

11 “(iv) The expenditures for facilities,
12 including medical facilities, locker rooms,
13 fields, and gymnasiums.

14 “(v) The total number of trainers and
15 medical personnel, and for each trainer or
16 medical personnel an identification of such
17 person’s—

18 “(I) gender; and

19 “(II) employment status (includ-
20 ing whether such person is assigned to
21 the team full-time or part-time, and
22 whether such person is a head or as-
23 sistant trainer or medical services pro-
24 vider) and duties other than providing
25 training or medical services.

1 “(vi) The expenditures for publicity
2 for competitions.

3 “(vii) The total salary expenditures
4 for coaches, the total number of coaches,
5 and for each coach an identification of
6 such coach’s—

7 “(I) gender; and

8 “(II) employment status (includ-
9 ing whether such coach is assigned to
10 the team full-time or part-time, and
11 whether such coach is a head or as-
12 sistant coach) and duties other than
13 coaching.

14 “(D) The total number of competitive
15 events (in regular and nontraditional seasons)
16 scheduled, and for each an indication of what
17 day of the week and time the competitive event
18 was scheduled.

19 “(E) Whether such team participated in
20 postseason competition, and the success of such
21 team in any postseason competition.

22 “(b) DISCLOSURE OF INFORMATION TO STUDENTS
23 AND PUBLIC.—A school described in subsection (a)
24 shall—

1 “(1) make available to students, potential stu-
2 dents, and parents of students and potential stu-
3 dents, upon request, and to the public, the informa-
4 tion contained in reports by the school under this
5 section by October 15 for the previous school year;
6 and

7 “(2) ensure that all students and parents at the
8 school are informed of their right to request such in-
9 formation.

10 “(c) SUBMISSION; INFORMATION AVAILABILITY.—On
11 an annual basis, each school described in subsection (a)
12 shall provide the information contained in each report by
13 the school under this section to the Secretary not later
14 than 15 days after the date that the school makes such
15 information available under subsection (b).

16 “(d) DUTIES OF THE SECRETARY.—The Secretary
17 shall—

18 “(1) ensure that reports under this section are
19 posted on the Department of Education’s website
20 within a reasonable period of time; and

21 “(2) not later than 180 days after the date of
22 enactment of the High School Data Transparency
23 Act of 2013—

1 “(A) notify all elementary schools and sec-
2 ondary schools in all States regarding the avail-
3 ability of information under subsection (b); and

4 “(B) issue guidance to all such schools on
5 how to collect and report the information re-
6 quired under this section.”.

○