

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 370**

Introduced by Hunt, 8.

Read first time January 16, 2025

Committee: Business and Labor

1 A BILL FOR AN ACT relating to the Nebraska Student-Athlete Name, Image,  
2 or Likeness Rights Act; to amend sections 48-3601, 48-3602, 48-3603,  
3 48-3604, 48-3605, 48-3606, and 48-3608, Revised Statutes Cumulative  
4 Supplement, 2024; to define and redefine terms; to change provisions  
5 relating to contracts or agreements for compensation for the use a  
6 student-athlete's name, image, or likeness rights or athletic  
7 reputation; to provide requirements for athlete agents and agency  
8 agreements; to change provisions relating to civil actions permitted  
9 under the act; to harmonize provisions; to provide severability; and  
10 to repeal the original sections.

11 Be it enacted by the people of the State of Nebraska,

1           **Section 1.** Section 48-3601, Revised Statutes Cumulative Supplement,  
2 2024, is amended to read:

3           48-3601 Sections 48-3601 to 48-3609 and sections 7 to 10 of this act  
4 shall be known and may be cited as the Nebraska Student-Athlete Name,  
5 Image, or Likeness Rights Act.

6           **Sec. 2.** Section 48-3602, Revised Statutes Cumulative Supplement,  
7 2024, is amended to read:

8           48-3602 For purposes of the Nebraska Student-Athlete Name, Image, or  
9 Likeness Rights Act:

10           (1) Agency agreement means an agreement or contract between an  
11 athlete agent holding a certificate of registration under the Nebraska  
12 Uniform Athlete Agents Act and a student-athlete for the athlete agent to  
13 represent the student-athlete in the business of such student-athlete's  
14 name, image, or likeness activity;

15           (2) ~~(1)~~ Athletic grant-in-aid means the money given to a student-  
16 athlete by a postsecondary institution for tuition, fees, room, board,  
17 and textbooks as consideration for the student-athlete's participation in  
18 an intercollegiate sport for such postsecondary institution and does not  
19 include compensation for the use of the student-athlete's name, image, or  
20 likeness property rights or athletic reputation;

21           (3) ~~(2)~~ Collegiate athletic association means any athletic  
22 association, conference, or other group or organization with authority  
23 over the governance or rules enforcement of intercollegiate sports;

24           (4) ~~(3)~~ Compensation for the use of a student-athlete's name, image,  
25 or likeness property rights or athletic reputation includes, but is not  
26 limited to, consideration received in exchange for providing  
27 constitutionally protected speech or pursuant to an endorsement contract  
28 as defined in section 48-2602;

29           (5) ~~(4)~~ Intercollegiate sport has the same meaning as in section  
30 48-2602;

31           (6) Name, image, or likeness collective means a group of two or more

1 individuals or entities that collaborate (a) to arrange or enter into a  
2 name, image, or likeness property rights or athletic reputation contract  
3 or agreement with a student-athlete at a particular postsecondary  
4 institution or (b) pay compensation for the use of a student-athlete's  
5 name, image, or likeness property rights or athletic reputation to a  
6 student-athlete with the stipulation that such student-athlete attends a  
7 particular postsecondary institution;

8       (7) ~~(5)~~ Name, image, or likeness activity means an activity that  
9 involves the use of an individual's name, image, or likeness for  
10 commercial or promotional purposes;

11       (8) Parties means legal signatories to an agency agreement that  
12 includes an athlete agent and the legal signatory or signatories of a  
13 student-athlete who the athlete agent will represent;

14       (9) ~~(6)~~ Postsecondary institution has the same meaning as in section  
15 85-2403;

16       (10) ~~(7)~~ Professional representation includes, but is not limited  
17 to, representation provided by an athlete agent holding a certificate of  
18 registration under the Nebraska Uniform Athlete Agents Act, a financial  
19 advisor registered under the Securities Act of Nebraska, or an attorney  
20 admitted to the bar by order of the Supreme Court of this state;

21       (11) ~~(8)~~ Sponsor means an individual or organization that pays money  
22 or provides goods or services in exchange for advertising rights;

23       (12) ~~(9)~~ Student-athlete has the same meaning as in section 48-2602;  
24 ~~and~~

25       (13) ~~(10)~~ Team contract means a contract between a postsecondary  
26 institution or a postsecondary institution's athletic department and a  
27 sponsor; and -

28       (14) Third party means a person or entity that is not a  
29 postsecondary institution, a conference, or a collegiate athletic  
30 association and that pays compensation for the use of a student-athlete's  
31 name, image, or likeness property rights or athletic reputation.

1           **Sec. 3.** Section 48-3603, Revised Statutes Cumulative Supplement,  
2 2024, is amended to read:

3           48-3603 (1) A student-athlete may:

4           (a) Enter into an agency agreement. A student-athlete shall not be  
5 required to pay any commission or fee to the athlete agent as part of an  
6 agency agreement that is not written and acknowledged as required  
7 pursuant to section 9 of this act. A student-athlete may rescind an  
8 executed agency agreement without penalty within fifteen calendar days  
9 after executing the agreement by sending written notification to the  
10 athlete agent;

11           (b) Enter into a contract or agreement regarding the student-  
12 athlete's name, image, or likeness property rights or athletic reputation  
13 and receive compensation directly from a postsecondary institution, an  
14 athletic program supporter, a name, image, and likeness collective, or a  
15 third party. Any such compensation received under the contract or  
16 agreement shall be for services actually performed. A student-athlete  
17 shall not be paid for a contract or agreement that extends beyond the  
18 student-athlete's participation in an athletic program at a postsecondary  
19 institution. Nothing in the Nebraska Student-Athlete Name, Image, or  
20 Likeness Rights Act shall require a postsecondary institution, an  
21 athletic program supporter, a name, image, or likeness collective, or a  
22 third party to pay compensation to a student-athlete;

23           (c) Be prohibited by a postsecondary institution from entering into  
24 a contract or agreement related to the use of the student-athlete's name,  
25 image, or likeness property rights or athletic reputation or engaging in  
26 name, image, or likeness activities for products, services, entities, or  
27 activities that the postsecondary institution reasonably deemed to be  
28 inconsistent with the educational mission of the postsecondary  
29 institution; and

30           (d) Obtain professional representation in relation to a contract or  
31 agreement or other legal matter related to the use of the student-

1 athlete's name, image, or likeness property rights or athletic  
2 reputation.

3 ~~(1) No postsecondary institution shall uphold any rule, requirement,~~  
4 ~~standard, or limitation that prevents a student-athlete from fully~~  
5 ~~participating in an intercollegiate sport for such postsecondary~~  
6 ~~institution because such student-athlete earns or intends to earn~~  
7 ~~compensation for the use of such student-athlete's name, image, or~~  
8 ~~likeness rights or athletic reputation.~~

9 ~~(2) No collegiate athletic association shall penalize a student-~~  
10 ~~athlete or prevent a student-athlete from fully participating in an~~  
11 ~~intercollegiate sport because such student-athlete earns or intends to~~  
12 ~~earn compensation for the use of such student-athlete's name, image, or~~  
13 ~~likeness rights or athletic reputation.~~

14 ~~(3) No collegiate athletic association shall penalize a~~  
15 ~~postsecondary institution or prevent a postsecondary institution from~~  
16 ~~fully participating in an intercollegiate sport because a student-athlete~~  
17 ~~participating in an intercollegiate sport for such postsecondary~~  
18 ~~institution earns or intends to earn compensation for the use of such~~  
19 ~~student-athlete's name, image, or likeness rights or athletic reputation.~~

20 ~~(4) No postsecondary institution shall be prohibited from:~~

21 ~~(a) Creating, identifying, facilitating, enabling, or supporting~~  
22 ~~student-athlete name, image, or likeness activities; or~~

23 ~~(b) Entering into agreements with a third-party entity to create,~~  
24 ~~identify, facilitate, enable, or support name, image, or likeness~~  
25 ~~activities.~~

26 ~~(5) No third-party entity or individual shall be prohibited from:~~

27 ~~(a) Communicating with a student-athlete to create, identify,~~  
28 ~~facilitate, enable, or support name, image, or likeness activities;~~

29 ~~(b) Compensating a student-athlete for the use of such student-~~  
30 ~~athlete's name, image, or likeness rights or athletic reputation; or~~

31 ~~(c) Compensating student-athletes for promoting:~~

1       ~~(i) An athletics event in which the student-athlete may participate,~~  
2 ~~if the third party entity or individual has an agreement to promote the~~  
3 ~~athletics event; or~~

4       ~~(ii) The postsecondary institution which the student-athlete~~  
5 ~~attends.~~

6       ~~(6) No postsecondary institution shall allow compensation earned by~~  
7 ~~a student-athlete for the use of such student-athlete's name, image, or~~  
8 ~~likeness rights or athletic reputation to affect the duration, amount, or~~  
9 ~~eligibility for or renewal of any athletic grant-in-aid or other~~  
10 ~~institutional scholarship, except that compensation earned by a student-~~  
11 ~~athlete for the use of such student-athlete's name, image, or likeness~~  
12 ~~rights or athletic reputation may be used for the calculation of income~~  
13 ~~for determining eligibility for need-based financial aid.~~

14       ~~(7)(a) The compensation a student-athlete earns for the use of the~~  
15 ~~student-athlete's name, image, or likeness rights or athletic reputation~~  
16 ~~must be for services actually performed. Student-athletes shall not be~~  
17 ~~paid for contracts that (i) extend beyond the student-athlete's~~  
18 ~~participation in an athletic program at a postsecondary institution, (ii)~~  
19 ~~involve the sale or exchange of awards or other items received for~~  
20 ~~athletic participation, or (iii) provide compensation for work not~~  
21 ~~performed.~~

22       ~~(b) A postsecondary institution shall not compensate a student-~~  
23 ~~athlete for the use of the student-athlete's name, image, or likeness~~  
24 ~~rights or athletic reputation unless otherwise permitted or authorized~~  
25 ~~by:~~

26       ~~(i) A collegiate athletic association and postsecondary institution~~  
27 ~~policy;~~

28       ~~(ii) A court order; or~~

29       ~~(iii) A settlement agreement.~~

30       ~~(8) Student-athletes may be prohibited from entering into contracts~~  
31 ~~or agreements related to the use of the student-athlete's name, image, or~~

1 ~~likeness rights or athletic reputation or engaging in name, image, or~~  
2 ~~likeness activities for products, services, entities, or activities~~  
3 ~~reasonably deemed to be inconsistent with the educational mission of the~~  
4 ~~postsecondary institution by such postsecondary institution.~~

5 ~~(9) Nothing in the Nebraska Student Athlete Name, Image, or Likeness~~  
6 ~~Rights Act shall limit the ability of a postsecondary institution to~~  
7 ~~establish and enforce standards, requirements, regulations, or~~  
8 ~~obligations for such postsecondary institution's students not~~  
9 ~~inconsistent with the act.~~

10 (2) ~~(10)~~ Nothing in the Nebraska Student-Athlete Name, Image, or  
11 Likeness Rights Act grants to a student-athlete the right to use any  
12 name, trademark, service mark, logo, symbol, or other intellectual  
13 property that belongs to the postsecondary institution, regardless of  
14 whether the intellectual property is registered, to further the student-  
15 athlete's opportunities to earn compensation for the use of the student-  
16 athlete's name, image, or likeness property rights or athletic  
17 reputation.

18 (3) ~~(11)~~ Nothing in the Nebraska Student-Athlete Name, Image, or  
19 Likeness Rights Act shall be construed to qualify a student-athlete as an  
20 employee of a postsecondary institution based solely on the fact that the  
21 student-athlete earns compensation for the use of the student-athlete's  
22 name, image, or likeness property rights or athletic reputation, or is  
23 engaged in name, image, or likeness activities pursuant to the act.

24 **Sec. 4.** Section 48-3604, Revised Statutes Cumulative Supplement,  
25 2024, is amended to read:

26 48-3604 (1) Any student-athlete who enters into a contract or  
27 agreement that provides compensation for the use of such student-  
28 athlete's name, image, or likeness property rights or athletic reputation  
29 shall disclose such contract or agreement to an official of the  
30 postsecondary institution for which such student-athlete participates in  
31 an intercollegiate sport. The official to which such contract or

1 agreement shall be disclosed shall be designated by each postsecondary  
2 institution, and the designation shall be communicated in writing to each  
3 student-athlete participating in an intercollegiate sport for such  
4 postsecondary institution. Except as provided in subsection (2) of this  
5 section, or unless otherwise required by law, each postsecondary  
6 institution shall be prohibited from disclosing any information written,  
7 produced, collected, assembled, or maintained by such postsecondary  
8 institution that includes or reveals any term of a contract or agreement  
9 or proposed contract or agreement for the use of a student-athlete's  
10 name, image, or likeness property rights or athletic reputation.

11 (2) If any contract or agreement is entered into by an entity  
12 subject to sections 84-712 to 84-712.09 for the use of a student-  
13 athlete's name, image, or likeness property rights or athletic  
14 reputation, such contract or agreement shall be considered a public  
15 record subject to sections 84-712 to 84-712.09.

16 **Sec. 5.** Section 48-3605, Revised Statutes Cumulative Supplement,  
17 2024, is amended to read:

18 48-3605 (1) No student-athlete shall enter into a contract or  
19 agreement with a sponsor that provides compensation to the student-  
20 athlete for use of the student-athlete's name, image, and likeness  
21 property rights or athletic reputation if (a) such contract or agreement  
22 requires such student-athlete to display such sponsor's apparel or to  
23 otherwise advertise for the sponsor during official team activities and  
24 (b) compliance with such contract or agreement requirement would conflict  
25 with a team contract. Any postsecondary institution asserting such  
26 conflict shall disclose to the student-athlete and the student-athlete's  
27 professional representation, if applicable, the full team contract that  
28 is asserted to be in conflict. The student-athlete and the student-  
29 athlete's professional representation, if applicable, shall be prohibited  
30 from disclosing any terms of a team contract that the postsecondary  
31 institution deems to be a trade secret or otherwise nondisclosable.



1           (2) No team contract shall prevent a student-athlete from receiving  
2 compensation for the use of such student-athlete's name, image, and  
3 likeness property rights or athletic reputation when the student-athlete  
4 is not engaged in official team activities.

5           **Sec. 6.** Section 48-3606, Revised Statutes Cumulative Supplement,  
6 2024, is amended to read:

7           48-3606 (1) A postsecondary institution may:

8           (a) Create, identify, facilitate, enable, or support student-athlete  
9 name, image, or likeness activities, but shall not collect a commission  
10 for such assistance;

11           (b) Enter into contracts or agreements with a third party to create,  
12 identify, facilitate, enable, or support name, image, or likeness  
13 activities;

14           (c) Offer education and training to student-athletes to aid them in  
15 understanding the opportunities that may become available to them for the  
16 use of their name, image, or likeness property rights or athletic  
17 reputation, including education in the areas of networking and  
18 communication, brand-building and management, financial literacy, and  
19 compliance; and

20           (d) Obtain professional representation in relation to a contract or  
21 agreement or other legal matter related to the use of the student-  
22 athlete's name, image, or likeness property rights or athletic  
23 reputation.

24           (2) A postsecondary institution shall not:

25           (a) Impose or comply with any contract, regulation, standard,  
26 requirement, or rule, including any rule of a collegiate athletic  
27 association, that:

28           (i) Restricts or prohibits a student-athlete from earning  
29 compensation for name, image, or likeness activities conducted in  
30 compliance with the Nebraska Student-Athlete Name, Image, or Likeness  
31 Rights Act;

1       (ii) Upholds any rule, requirement, standard, or limitation that  
2 prevents a student-athlete from fully participating in an intercollegiate  
3 sport for such postsecondary institution because such student-athlete  
4 earns or intends to earn compensation for the use of such student-  
5 athlete's name, image, or likeness property rights or athletic  
6 reputation; or

7       (iii) Restricts or prohibits the institution, an athletic program  
8 supporter, a name, image, or likeness collective, or third party from:

9       (A) Entering into a contract or agreement with a student-athlete for  
10 compensation for the use of a student-athlete's name, image, or likeness  
11 property rights or athletic reputation;

12       (B) Paying a student-athlete for the use of the student-athlete's  
13 name, image, or likeness property rights or athletic reputation; or

14       (C) Stipulating in a contract or agreement for the use of a student-  
15 athlete's name, image, or likeness property rights or athletic reputation  
16 that a student-athlete attends a particular institution or be a member of  
17 a particular intercollegiate athletics sports team;

18       (b) Penalize, threaten, or retaliate against a student-athlete, an  
19 athlete agent, a name, image, or likeness collective, or a third party  
20 for activities authorized by the act;

21       (c) Comply with any investigation, regulation, or rule of a  
22 collegiate athletic association related to agency agreements, name,  
23 image, or likeness activities, or the compensation for the use of a  
24 student-athlete's name, image, or likeness property rights or athletic  
25 reputation that conflict with the Nebraska Student-Athlete Name, Image,  
26 or Likeness Rights Act;

27       (d) Allow compensation earned by a student-athlete for the use of  
28 such student-athlete's name, image, or likeness property rights or  
29 athletic reputation to affect the duration, amount, or eligibility for or  
30 renewal of any athletic grant-in-aid or other institutional scholarship,  
31 except that compensation earned by a student-athlete for the use of such

1 student-athlete's name, image, or likeness property rights or athletic  
2 reputation may be used for the calculation of income for determining  
3 eligibility for need-based financial aid; or

4 (e) Restrict or prohibit a student-athlete from entering into an  
5 agency agreement.

6 (3) Nothing in the Nebraska Student-Athlete Name, Image, or Likeness  
7 Rights Act shall limit the ability of a postsecondary institution to  
8 establish and enforce standards, requirements, regulations, or  
9 obligations for such postsecondary institution's student-athlete's not  
10 inconsistent with the act.

11 ~~(1) No postsecondary institution or collegiate athletic association~~  
12 ~~shall penalize a student-athlete or prevent a student-athlete from fully~~  
13 ~~participating in an intercollegiate sport because such student-athlete~~  
14 ~~obtains professional representation in relation to a contract or legal~~  
15 ~~matter related to the use of the student-athlete's name, image, or~~  
16 ~~likeness rights or athletic reputation.~~

17 ~~(2) No collegiate athletic association shall penalize a~~  
18 ~~postsecondary institution or prevent a postsecondary institution from~~  
19 ~~fully participating in an intercollegiate sport because a student-athlete~~  
20 ~~participating in an intercollegiate sport for such postsecondary~~  
21 ~~institution obtains professional representation in relation to a contract~~  
22 ~~or legal matter related to the use of the student-athlete's name, image,~~  
23 ~~or likeness rights or athletic reputation.~~

24 ~~(3) A postsecondary institution may offer education and training to~~  
25 ~~student-athletes to aid them in understanding the opportunities that may~~  
26 ~~become available to them for the use of their name, image, or likeness~~  
27 ~~rights or athletic reputation, including education in the areas of~~  
28 ~~networking and communication, brand-building and management, financial~~  
29 ~~literacy, and compliance.~~

30 **Sec. 7. A collegiate athletic association shall not:**

31 (1) Authorize, cause, or require a postsecondary institution to take

1 an action prohibited by the Nebraska Student-Athlete Name, Image, or  
2 Likeness Rights Act;

3 (2) Accept a complaint, open an investigation, threaten a penalty,  
4 impose a penalty, or take any other adverse action against a student-  
5 athlete, an athlete agent, a postsecondary institution, an athletic  
6 program supporter, a name, image, or likeness collective, or a third  
7 party as a result of activities protected by the act;

8 (3) Prohibit, restrict, or interfere with the freedom of a student-  
9 athlete, an athlete agent, a postsecondary institution, an athletic  
10 program supporter, a name, image, or likeness collective, or a third  
11 party to engage in activities protected by the act; or

12 (4) Require a student-athlete, an athlete agent, a postsecondary  
13 institution, an athletic program supporter, a name, image, or likeness  
14 collective, or a third party to report any information about a contract  
15 or agreement for the use of a student-athlete's name, image, or likeness  
16 rights or athletic reputation.

17 **Sec. 8.** A name, image, or likeness collective, a postsecondary  
18 institution, or a third party that anticipates payment to a student-  
19 athlete of at least five thousand dollars for the use of such student-  
20 athlete's name, image, or likeness property rights or athletic reputation  
21 in a calendar year shall first enter into a written contract or agreement  
22 that includes all of the following:

23 (1) The legal name, physical address, and phone number of the  
24 individual or entity that is legally responsible for paying the  
25 compensation;

26 (2) The total amount of all compensation for the use of the student-  
27 athlete's name, image, or likeness property rights or athletic reputation  
28 that will be paid to the student-athlete, including monetary payments and  
29 any other benefits;

30 (3) When and how each payment will be made to the student-athlete;

31 (4) All obligations and requirements of the student-athlete that

1 must be met in order to receive the compensation for the use of the  
2 student-athlete's name, image, or likeness property rights or athletic  
3 reputation;

4 (5) The beginning and end dates of the contract or agreement;

5 (6) Any options parties have for revising, extending, or terminating  
6 the contract or agreement; and

7 (7) Any terms of the contract or agreement that would allow the  
8 name, image, or likeness collective, postsecondary institution, or third  
9 party to not pay the athlete any portion of the compensation for the use  
10 of the student-athlete's name, image, or likeness property rights or  
11 athletic reputation.

12 **Sec. 9.** (1) Except as provided in section 48-3604, an agency  
13 agreement is not a public record.

14 (2) An athlete agent shall not enter into an agency agreement if:

15 (a) The athlete agent has a pending charge or is listed as a  
16 defendant in a case, excluding divorce, in state or federal civil court  
17 judgments at the time parties execute the agency agreement, or has been  
18 convicted in any state or federal court of:

19 (i) A felony;

20 (ii) A misdemeanor that involves physical contact with another  
21 person or another person's property, elements of deception, or gambling  
22 or sports wagering;

23 (iii) More than one violation of any alcohol or drug statute; or

24 (iv) More than one violation resulting in a sentence for a  
25 misdemeanor; or

26 (b) The athlete agent provides payment, including a loan or  
27 recoupable payment, to the student-athlete, or to the athlete's relative,  
28 in exchange for the student-athlete entering into the agency agreement.

29 (3) An athlete agent shall secure a written acknowledgement from the  
30 student-athlete, prior to execution of an agency agreement, of all of the  
31 following:

1       (a) The athlete agent's written attestation that the agent meets all  
2 requirements and conditions for operating as an athlete agent in the  
3 state at the time the agency agreement is executed by the parties;

4       (b) The athlete agent's written attestation listing all other  
5 states, if any, in which the agent meets all requirements and conditions  
6 for operating as an athlete agent;

7       (c) The athlete agent's legal name, current address, and telephone  
8 number;

9       (d) A schedule of fees or commissions to be charged to and collected  
10 from the student-athlete in the conduct of the athlete agent's business;  
11 and

12       (e) The signature of the minor student-athlete's parent or legal  
13 guardian, if applicable.

14       (4) If an athlete agent no longer meets all requirements and  
15 conditions for operating as an athlete agent in this state, the athlete  
16 agent shall notify all student-athlete clients within five calendar days  
17 of such athlete agent no longer meeting such requirement or condition.

18       (5) An agency agreement shall not establish any requirements or  
19 obligations for the student-athlete's spouse, parent, legal guardian,  
20 sibling, or grandparent in order to assist the student-athlete in  
21 negotiating the agreement.

22       (6) Any agency agreement which does not meet the requirements of the  
23 Nebraska Student-Athlete Name, Image, or Likeness Rights Act is void and  
24 unenforceable.

25       **Sec. 10.** A contract or agreement, including an agency agreement,  
26 shall not offer or provide a prospective college athlete, a college  
27 athlete, or an athlete's parent or legal guardian an upfront payment or  
28 benefit in exchange for any future name, image, or likeness property  
29 rights or athletic representation or professional sports earnings. Any  
30 such contract or agreement is void and unenforceable.

31       **Sec. 11.** Section 48-3608, Revised Statutes Cumulative Supplement,

1 2024, is amended to read:

2 48-3608 (1) A student-athlete, ~~or~~ a postsecondary institution, any  
3 nonprofit foundation established to support a postsecondary institution,  
4 or an entity acting on behalf of a postsecondary institution, an athletic  
5 program supporter, a name, image, or likeness collective, or a third  
6 party aggrieved by a violation of the Nebraska Student-Athlete Name,  
7 Image, or Likeness Rights Act may bring a civil action against the  
8 postsecondary institution or collegiate athletic association committing  
9 such violation.

10 (2) A plaintiff who prevails in an action under the Nebraska  
11 Student-Athlete Name, Image, or Likeness Rights Act shall be entitled to:

12 (a) Actual damages;

13 (b) Such preliminary and other equitable or declaratory relief as  
14 may be appropriate; and

15 (c) Reasonable attorney's fees and other litigation costs reasonably  
16 incurred.

17 (3) A public postsecondary institution may be sued upon claims  
18 arising under the Nebraska Student-Athlete Name, Image, or Likeness  
19 Rights Act only to the extent allowed under the State Tort Claims Act,  
20 the State Contract Claims Act, or the State Miscellaneous Claims Act,  
21 except that a civil action for a violation of the Nebraska Student-  
22 Athlete Name, Image, or Likeness Rights Act may only be brought within  
23 one year after the cause of action has accrued.

24 **Sec. 12.** If any section in this act or any part of any section is  
25 declared invalid or unconstitutional, the declaration shall not affect  
26 the validity or constitutionality of the remaining portions.

27 **Sec. 13.** Original sections 48-3601, 48-3602, 48-3603, 48-3604,  
28 48-3605, 48-3606, and 48-3608, Revised Statutes Cumulative Supplement,  
29 2024, are repealed.