

1 AN ACT relating to athletic competitions.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 45A IS CREATED TO
4 READ AS FOLLOWS:

5 (1) As used in this section:

6 (a) "Professional sports team" means:

- 7 1. A team organized in the Commonwealth that is a member of Major
8 League Baseball, the National Basketball Association, the National
9 Hockey League, the National Football League, Major League Soccer,
10 the American Hockey League, the East Coast Hockey League, the
11 American Association of Independent Professional Baseball, the
12 Atlantic League of Professional Baseball, Minor League Baseball, the
13 National Basketball Association Development League, the Major
14 Arena Soccer League, the United Soccer League, or the Women's
15 National Basketball Association;
- 16 2. A person or group hosting a motorsports racing team event sanctioned
17 by the National Association for Stock Car Auto Racing, INDYCar, or
18 another nationally recognized motorsports racing association at a
19 venue in this Commonwealth;
- 20 3. An organization hosting a Professional Golf Association event; or
- 21 4. Any wholly owned subsidiary, majority-owned subsidiary, parent
22 company, or affiliate of a team organized in any of the leagues listed
23 in subparagraphs 1. to 3. of this paragraph that exists to make a
24 profit;
- 25 (b) "Public agency" has the same meaning as KRS 61.870; and
- 26 (c) "Sporting event" means any preseason, regular season, or postseason game
27 of a professional sports team.

1 (2) A public agency shall not enter into an agreement with a professional sports team
2 that requires a financial commitment by this Commonwealth or financial
3 commitment by the public agency unless the agreement includes:

4 (a) Written verification that the professional sports team will play the national
5 anthem of the United States at the beginning of each team sporting event
6 held at the team's home venue or other facility controlled by the team for
7 the event; and

8 (b) A provision providing that failure to comply with the written verification
9 required by paragraph (a) of this subsection for any team sporting event at
10 the team's home venue or other facility:

11 1. Constitutes a default of the agreement;

12 2. Immediately subjects the team to any penalty the agreement authorizes
13 for default, which may include:

14 a. Requiring the team to repay any money paid by the
15 Commonwealth or public agency; or

16 b. Classifying the team as ineligible to receive further money under
17 the agreement; and

18 3. May subject the team to debarment from contracting with the
19 Commonwealth or public agency.

20 (3) A public agency that enters into an agreement with a professional sports team
21 shall strictly adhere to the default provision required in subsection (2)(b) of this
22 section.

23 (4) If a public agency fails to timely adhere to the default provision required under
24 subsection (2)(b) of this section, the Attorney General may intervene to enforce
25 the provision.

26 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO
27 READ AS FOLLOWS:

1 (1) For the purposes of this section, "athletic event" shall include the following:

2 (a) Baseball;

3 (b) Basketball;

4 (c) Field Hockey;

5 (d) Football;

6 (e) Lacrosse;

7 (f) Soccer;

8 (g) Softball;

9 (h) Swimming and Diving; and

10 (i) Volleyball.

11 (2) All public postsecondary institutions shall require the national anthem of the
12 United States to be played before any intercollegiate athletic event hosted or
13 sponsored by the public postsecondary institution.

14 ➔SECTION 3. A NEW SECTION OF KRS CHAPTER 158 IS CREATED TO
15 READ AS FOLLOWS:

16 (1) For the purposes of this section, "athletic event" shall include the following:

17 (a) Baseball;

18 (b) Basketball;

19 (c) Field Hockey;

20 (d) Football;

21 (e) Lacrosse;

22 (f) Soccer;

23 (g) Softball;

24 (h) Swimming and Diving; and

25 (i) Volleyball.

26 (2) Beginning in the 2022-2023 school year, all public schools shall require the
27 national anthem of the United States to be played at the beginning of each school

1 *sponsored interscholastic athletic event.*