

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.*