AN ACT relating to athletic competitions.

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

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

(1) As used in this section:

(a) "Professional sports team" means:

1. A team organized in the Commonwealth that is a member of Major League Baseball, the National Basketball Association, the National Hockey League, the National Football League, Major League Soccer, the American Hockey League, the East Coast Hockey League, the American Association of Independent Professional Baseball, the Atlantic League of Professional Baseball, Minor League Baseball, the National Basketball Association Development League, the Major Arena Soccer League, the United Soccer League, or the Women's National Basketball Association;

2. A person or group hosting a motorsports racing team event sanctioned by the National Association for Stock Car Auto Racing, INDYCar, or another nationally recognized motorsports racing association at a venue in this Commonwealth;

3. An organization hosting a Professional Golf Association event; or

4. Any wholly owned subsidiary, majority-owned subsidiary, parent company, or affiliate of a team organized in any of the leagues listed in subparagraphs 1. to 3. of this paragraph that exists to make a profit;

(b) "Public agency" has the same meaning as KRS 61.870; and

(c) "Sporting event" means any preseason, regular season, or postseason game of a professional sports team.
(2) A public agency shall not enter into an agreement with a professional sports team that requires a financial commitment by this Commonwealth or financial commitment by the public agency unless the agreement includes:

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

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

1. Constitutes a default of the agreement;

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

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

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

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

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

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

SECTION 2. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO READ AS FOLLOWS:
(1) For the purposes of this section, "athletic event" shall include the following:

(a) Baseball;
(b) Basketball;
(c) Field Hockey;
(d) Football;
(e) Lacrosse;
(f) Soccer;
(g) Softball;
(h) Swimming and Diving; and
(i) Volleyball.

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

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

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

(a) Baseball;
(b) Basketball;
(c) Field Hockey;
(d) Football;
(e) Lacrosse;
(f) Soccer;
(g) Softball;
(h) Swimming and Diving; and
(i) Volleyball.

(2) Beginning in the 2022-2023 school year, all public schools shall require the national anthem of the United States to be played at the beginning of each school
1 sponsored interscholastic athletic event.