

As Amended by House Committee

As Amended by Senate Committee

Session of 2023

SENATE BILL No. 13

By Senators Hawk and Billinger

1-6

1 AN ACT concerning schools; relating to the state high school activities
2 association; contracts for exclusive broadcast coverage of postseason
3 activities; permitting certain local broadcasters to cover a school's
4 postseason activities notwithstanding such exclusive contracts.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) If the association enters into *or renews* an exclusive
8 broadcast agreement for a **regular season activity or** postseason activity,
9 such agreement shall not prohibit a local broadcaster **broadcasters** from
10 broadcasting a school's **regular season activity or** postseason activity if the
11 local broadcaster **broadcasters**:

12 (1) ~~Provides~~ **Provide** broadcast services for the school that is
13 participating in the postseason activity;

14 (2) ~~broadcasts a majority~~ **broadcast at least 1/3** of the events of such
15 activity during the regular season; and

16 (3) entered into valid broadcast agreements to ~~broadcasts~~ **broadcast**
17 the events of the activity during the regular season.

18 (b) The provisions of this section shall not prohibit the association
19 from requiring a local broadcaster **broadcasters** to enter into a **regular**
20 **season or** postseason broadcast ~~agreement~~ **agreements** with stipulations
21 that may include, but are not limited to:

22 (1) Reasonable compensation for ~~video broadcast~~ **broadcasts, except**
23 **that no fee shall be charged for such broadcasts**;

24 (2) approval by host site;

25 (3) limitations on organizations that are permitted to sponsor part of
26 the broadcast; and

27 (4) requirements for competent and professional announcers.

28 (c) As used in this section:

29 (1) "Activity" and "activities" ~~means~~ **mean** the same as defined in
30 K.S.A. 72-7117, and amendments thereto.

31 (2) "Association" means the state high school activities association or
32 any association authorized by K.S.A. 72-7114, and amendments thereto.

33 (3) "Broadcast" means the live or recorded audio or video
34 transmission of an activity, play-by-play or similar accounts of such

1 activity via radio, television, internet or other technologies.

2 (4) "Exclusive broadcast agreement" means an agreement entered
3 into between the association and an organization to broadcast association
4 activities under which such organization retains sole rights to broadcast
5 such activities or first right to broadcast such activities.

6 (5) "Local broadcaster" means an organization, located in Kansas,
7 that provides local broadcast services for any activity of a local school.
8 "Local broadcaster" includes a student organized broadcast that is offered
9 as an educational course or program by the school.

10 (6) "Organization" means an individual, public or private corporation,
11 partnership, limited liability company, association, joint venture or any
12 other legal or commercial entity.

13 (7) "Postseason activity" means an association-sponsored activity that
14 occurs after the regular season is complete, including individual games and
15 tournaments.

16 Sec. 2. This act shall take effect and be in force from and after its
17 publication in the statute book.