

## Opponent Testimony of SB13

Senate Education Committee

January 23, 2023

Bill Faflick, Executive Director – Kansas State High School Activities Association

Chair Baumgardner and Members of the Committee, thank you for the opportunity to provide testimony in opposition of Senate Bill 13 on behalf of the 759 member schools and governing boards of the KSHSAA.

1. The KSHSAA mission is to serve Kansas students by providing leadership for the administration of education based interscholastic activities. Each year, more than 110,000 students participate in these education based activities, learning and growing in the process.
2. Since 2011, the KSHAA has engaged in a media rights contract in order to feature Kansas students participating in any of the 34 athletic, academic and performance activities sponsored by the KSHSSAA.
3. Since 2019, the KSHSAA has partnered with the NFHS Network, as they were the only media partner willing to support all activities we administer, at all levels of participation. In fact, the NFHS Network is the only media platform willing to:
  - a. Support all KSHSAA member schools
  - b. Support boys and girls athletics
  - c. Support academic non-athletic activities
  - d. Support all levels of activities (varsity, junior varsity, freshman, C-team, etc.)
  - e. Not focus on the elite individuals, schools, or teams
4. The Network covers all production costs for all events.
5. The Network supports school (student) broadcast programs.
6. In addition to the NFHS Network agreement with the KSHSAA, 186 member schools are partners with the Network.
7. The Network returned \$108,000 to those schools this past year and \$290,000 since inception.
8. Events not picked up by the Network are available to other broadcasters.

9. The right to enter into an exclusive media agreement is supported by the 7<sup>th</sup> Circuit Court in the Gannett case.

The KSHSAA respectfully requests the Committee not support SB 13.