

164.2898 Institutions to submit annual report to Legislative Research Commission of policies, programs, practices, and procedures that promote or provide differential treatment – Sunset.

- (1) No later than October 1 of each year, each institution shall submit a certified report to the Legislative Research Commission for referral to the appropriate Interim Joint Committee on Education, and shall publish the report to a prominent, publicly accessible location on the institution's website. Each report shall be certified by the institution's general counsel and contain a complete list and description of the nature, costs, and source of authority of all policies, programs, practices, and procedures of the institution that are:
 - (a) Designed or implemented to promote or provide differential treatment or benefits to individuals on the basis of religion, race, sex, color, or national origin; and
 - (b) Required pursuant to any applicable federal or state law, a court order, or a binding contract entered into prior to June 27, 2025.
- (2) An institution shall not claim, assert, or rely upon a governmental mandate as a defense to a civil action filed by the Attorney General under KRS 164.2895(6) unless that mandate was listed and clearly and accurately described in:
 - (a) The institution's most recent annual report required by subsection (1) of this section prior to the date the events or omissions giving rise to the civil action occurred; or
 - (b) An addendum to the institution's most recent annual report required by subsection (1) of this section that was published:
 1. Prior to the date the events or omissions giving rise to the civil action occurred; and
 2. In the same location on the institution's website as the report required by subsection (1) of this section.
- (3) This section shall expire on and have no force or effect after June 30, 2031, unless extended by an act of the General Assembly.

Effective: June 27, 2025

History: Created 2025 Ky. Acts ch. 120, sec. 5, effective June 27, 2025.