

**45A.096 Definitions for KRS 45A.096 and 45A.097.**

As used in this section and KRS 45A.097:

- (1) "Business" has the same meaning as in KRS 11A.010;
- (2) "Commemoration" means an object, such as a plaque or a sign, honoring a living person or an event, but does not include naming rights;
- (3) "Does business with" or "doing business with" has the same meaning as in KRS 11A.010;
- (4) "Donation" means a monetary or in-kind contribution given to a governmental body to further the governmental body's mission with no tangible or intangible benefit to the donor. Name recognition in promotional materials or on a commemoration or memorial shall not constitute a tangible or intangible benefit to a donor;
- (5) "Gift" means a payment, loan, subscription, advance, deposit of money, service, or anything of monetary value given to a governmental body to further a governmental body's mission, where only the governmental body receives the tangible or intangible benefit, and no personal benefits accrue to any individual;
- (6) "Memorial" means an object, such as a plaque or a sign, honoring a deceased person or an event, but does not include naming rights;
- (7) "Naming rights" means a form of advertising sponsorship contracted by one (1) of the methods in KRS 45A.075(1) or (2) or 45A.077, where a business or other entity purchases the right to name a building, structure, or any other physical property owned or operated by the Commonwealth for a defined period of time, for consideration. No naming rights shall be granted to alter the names of state parks, cemeteries, historical memorials, battlefields, state institutions of higher education, historical landmarks, the Capitol, the Capitol Annex, lakes, or rivers;
- (8) "Person" means an individual or any legal entity through which business is conducted for profit;
- (9) "Prohibited source" means any person, company, or organization that:
  - (a) Has a current contractual relationship with a governmental body;
  - (b) Conducts operations that are regulated by a governmental body;
  - (c) May be lobbying or attempting to influence matters of that governmental body;
  - (d) That has any interests that might be affected by the performance or nonperformance of official duties of the governmental body or the governmental body's employees; or
  - (e) Is a person, company, or organization currently bidding on or proposing a contractual project with the governmental body under one (1) of the methods established in KRS 45A.075 or 45A.077;
- (10) "Public benefit" means a benefit accrued to a governmental body of the Commonwealth to further the mission of or improve the governmental body or its infrastructure; and
- (11) "Sponsorship" means an agreement for the receipt of cash or noncash value by a

governmental body from a business or other entity in exchange for advertising or similar commercial considerations, including event sponsorships.

**Effective:** June 29, 2017

**History:** Created 2017 Ky. Acts ch. 175, sec. 1, effective June 29, 2017.