

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 386

To provide that professional baseball teams and leagues composed of such teams shall be subject to the antitrust laws.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. TRAFICANT introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To provide that professional baseball teams and leagues composed of such teams shall be subject to the antitrust laws.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Professional Baseball  
5 Antitrust Reform Act of 1995”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

8 (1) the business of organized professional base-  
9 ball is in, or affects, interstate commerce, and

1           (2) the antitrust laws should be amended to re-  
2       verse the result of the decisions of the Supreme  
3       Court of the United States in *Federal Baseball Club*  
4       *v. National League*, 259 U.S. 200 (1922), *Toolson*  
5       *v. New York Yankees, Inc.*, 346 U.S. 356 (1953),  
6       and *Flood v. Kuhn*, 407 U.S. 258 (1972), which ex-  
7       empted baseball from coverage under the antitrust  
8       laws.

9       **SEC. 3. APPLICATION OF ANTITRUST LAWS TO PROFES-**  
10                                   **SIONAL BASEBALL.**

11       The Clayton Act (15 U.S.C. 12 et seq.) is amended  
12       by adding at the end the following section:

13       “SEC. 27. Except as provided in Public Law 87–331  
14       (15 U.S.C. 291 et seq.) (commonly known as the Sports  
15       Broadcasting Act of 1961), the antitrust laws shall apply  
16       to the business of organized professional baseball.”.

17       **SEC. 4. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

18       This Act and the amendments made by this Act  
19       shall—

20           (1) take effect 1 year after the date of the en-  
21       actment of this Act,

22           (2) apply to conduct that occurs and any agree-  
23       ment in effect after such effective date, and

- 1 (3) not apply to conduct that occurred before
- 2 such effective date.

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