

HOUSE BILL No. 2412

By Representative Weber

2-9

9 AN ACT concerning the Kansas sports hall of fame; relating to funding
10 thereof; providing for the use of certain lottery revenues therefor;
11 amending K.S.A. 2004 Supp. 74-8711 and repealing the existing
12 section.

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14 *Be it enacted by the Legislature of the State of Kansas:*

15 New Section 1. (a) The Kansas lottery commission shall designate
16 lottery games the revenues from which shall be used for the purposes
17 provided by this act. The commission shall designate such games so that
18 at all times the proceeds of one, and only one, such game are used for
19 such purposes.

20 (b) On or before the 15th day of each month, the executive director
21 shall certify to the director of accounts and reports the amount of revenue
22 collected from the sale of lottery tickets and shares during the preceding
23 month from lottery games designated pursuant to subsection (a), less
24 amounts described in subsections (c)(1), (c)(2) and (c)(3) of K.S.A. 74-
25 8711, and amendments thereto, which are attributable to such games.
26 Upon receipt of the certification, the director of accounts and reports
27 shall transfer the amount so certified from the lottery operating fund to
28 the Kansas sports hall of fame lottery fund established by section 2, and
29 amendments thereto.

30 New Sec. 2. (a) There is hereby established in the state treasury the
31 Kansas sports hall of fame lottery fund.

32 (b) On or before the 10th of each month, the director of accounts
33 and reports shall transfer from the state general fund to the Kansas sports
34 hall of fame lottery fund interest earnings based on:

35 (1) The average daily balance of moneys in the Kansas sports hall of
36 fame lottery fund for the preceding month; and

37 (2) the net earnings rate for the pooled money investment portfolio
38 for the preceding month.

39 (c) All expenditures from the Kansas sports hall of fame lottery fund
40 shall be made in accordance with appropriation acts upon warrants of the
41 director of accounts and reports issued pursuant to vouchers approved
42 by the Kansas sports hall of fame board of trustees or by a person or
43 persons designated by the Kansas sports hall of fame board of trustees.

1 Section 3. K.S.A. 2004 Supp. 74-8711 is hereby amended to read as
2 follows: 74-8711. (a) There is hereby established in the state treasury the
3 lottery operating fund.

4 (b) Except as provided by K.S.A. 2004 Supp. 74-8724, and amend-
5 ments thereto, the executive director shall remit all moneys collected
6 from the sale of lottery tickets and shares and any other moneys received
7 by or on behalf of the Kansas lottery to the state treasurer in accordance
8 with the provisions of K.S.A. 75-4215, and amendments thereto. Upon
9 receipt of each such remittance, the state treasurer shall deposit the entire
10 amount in the state treasury to the credit of the lottery operating fund.
11 Moneys credited to the fund shall be expended or transferred only as
12 provided by this act. Expenditures from such fund shall be made in ac-
13 cordance with appropriations acts upon warrants of the director of ac-
14 counts and reports issued pursuant to vouchers approved by the executive
15 director or by a person designated by the executive director.

16 (c) Moneys in the lottery operating fund shall be used for:

17 (1) The payment of expenses of the lottery, which shall include all
18 costs incurred in the operation and administration of the Kansas lottery;
19 all costs resulting from contracts entered into for the purchase or lease
20 of goods and services needed for operation of the lottery, including but
21 not limited to supplies, materials, tickets, independent studies and sur-
22 veys, data transmission, advertising, printing, promotion, incentives, pub-
23 lic relations, communications and distribution of tickets and shares; and
24 reimbursement of costs of facilities and services provided by other state
25 agencies;

26 (2) the payment of compensation to lottery retailers;

27 (3) transfers of moneys to the lottery prize payment fund pursuant to
28 K.S.A. 74-8712, and amendments thereto;

29 (4) transfers to the state general fund pursuant to K.S.A. 74-8713,
30 and amendments thereto;

31 (5) *transfers to the Kansas sports hall of fame lottery fund pursuant*
32 *to section 1, and amendments thereto;*

33 (6) transfers to the state gaming revenues fund pursuant to subsection
34 (d) ~~of this section~~ and as otherwise provided by law; and

35 ~~(6)~~ (7) transfers to the county reappraisal fund as prescribed by law.

36 (d) The director of accounts and reports shall transfer moneys in the
37 lottery operating fund to the state gaming revenues fund created by
38 K.S.A. 79-4801, and amendments thereto, on or before the 15th day of
39 each month in an amount certified monthly by the executive director and
40 determined as follows, whichever is greater:

41 (1) An amount equal to the moneys in the lottery operating fund in
42 excess of those needed for the purposes described in subsections (c)(1)
43 through ~~(c)(4)~~ (c)(5); or

1 (2) except for pull-tab lottery tickets and shares, an amount equal to
2 not less than 30% of total monthly revenues from the sales of lottery
3 tickets and shares less estimated returned tickets. In the case of pull-tab
4 lottery tickets and shares, an amount equal to not less than 20% of the
5 total monthly revenues from the sales of pull-tab lottery tickets and shares
6 less estimated returned tickets.

7 Sec. 4. K.S.A. 2004 Supp. 74-8711 is hereby repealed.

8 Sec. 5. This act shall take effect and be in force from and after its
9 publication in the statute book.