

Senate Concurrent Resolution No. 1613

By Senators Journey, McGinn, Petersen and Wagle

3-27

9 A PROPOSITION to amend section 3c of article 15 of the constitution
10 of the state of Kansas, relating to lotteries.

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12 *Be it resolved by the Legislature of the State of Kansas, two-thirds of the*
13 *members elected (or appointed) and qualified to the House of Repre-*
14 *sentatives and two-thirds of the members elected (or appointed) and*
15 *qualified to the Senate concurring therein:*

16 Section 1. The following proposition to amend the constitution of the
17 state of Kansas shall be submitted to the qualified electors of the state
18 for their approval or rejection: Section 3c of article 15 of the constitution
19 of the state of Kansas is hereby amended to read as follows:

20 “§ 3c. ~~State-owned and operated lottery~~ Lotteries. (a) Notwith-
21 standing the provisions of section 3 of article 15 of the constitution
22 of the state of Kansas, the legislature may provide for a state-owned
23 and operated lottery, ~~except that such state-owned lottery shall not~~
24 ~~be operated after June 30, 1990, unless authorized to be operated~~
25 ~~after such date by a concurrent resolution approved by a majority~~
26 ~~of all of the members elected (or appointed) and qualified of each~~
27 ~~house and adopted in the 1990 regular session of the legislature.~~
28 ~~The state shall whenever possible provide the public information~~
29 ~~on the odds of winning a prize or prizes in a lottery game. and~~
30 *privately-owned destination casinos.*

31 (b) *Whenever possible, the state shall provide to the public in-*
32 *formation on the odds of winning a prize or prizes in a lottery game.*

33 (c) *The legislature may authorize, regulate, license and tax, by*
34 *law, no more than three privately-owned destination casinos. The*
35 *state shall not have an ownership interest in any casino or desti-*
36 *nation casino. The state shall not authorize any private casinos,*
37 *except the three privately-owned destination casinos. The state shall*
38 *not have an ownership interest in player-operated electronic gaming*
39 *machines or other gambling devices.*

40 (d) (1) *Except as provided by paragraph (2), a destination ca-*
41 *sino may be permitted only in counties in which a majority of the*
42 *qualified electors of the county voting on this proposed amendment*
43 *vote in favor thereof and a majority of the qualified electors of the*

1 *counties which are contiguous to such county voting on this pro-*
2 *posed amendment vote in favor thereof.*

3 (2) *If a majority of the qualified electors of the county voting*
4 *on this proposed amendment did not vote in favor thereof, a desti-*
5 *nation casino may be permitted in such county only if at a subse-*
6 *quent election a majority of the qualified electors of the county vot-*
7 *ing on the proposition to permit the location and operation of a*
8 *destination casino in the county vote in favor thereof and a majority*
9 *of the qualified electors of the counties which are contiguous to such*
10 *county voting on the proposition to permit the location and opera-*
11 *tion of a destination casino in a contiguous county vote in favor*
12 *thereof. A proposition to permit the location and operation of a*
13 *destination casino shall not be submitted more than one time in any*
14 *four-year period.*

15 (e) *The legislature shall provide for a casino gaming oversight*
16 *authority. Except as is necessary to provide for overlapping terms,*
17 *members of the casino gaming oversight authority shall be ap-*
18 *pointed for terms of four years. Members may be removed from*
19 *office for cause as may be provided by law.*

20 (f) *The casino gaming oversight authority shall not approve the*
21 *operation of any destination casino without first conducting or pro-*
22 *viding for necessary feasibility studies, economic impact studies and*
23 *marketing reports.*

24 (g) *No state or local officer and no candidate for a state or local*
25 *office shall accept any contribution, as defined by law, from any*
26 *person who has an ownership in any destination casino or from any*
27 *person who is an officer or member of the board of directors of any*
28 *entity which owns a destination casino.*

29 (h) *As used in this section, "destination casino" means a casino,*
30 *as defined by law, in which there has been invested at least*
31 *\$250,000,000."*

32 Sec. 2. The following statement shall be printed on the ballot with
33 the amendment as a whole:

34 *"Explanatory statement. This amendment would authorize the leg-*
35 *islature to provide for not more than three privately-owned and*
36 *operated destination casinos. This amendment would provide for*
37 *a casino gaming oversight authority.*

38 *"A vote for this amendment would permit the legislature to provide*
39 *for operation of privately-owned destination casinos.*

40 *"A vote against this amendment would continue the current pro-*
41 *hibition against such casinos."*

42 Sec. 3. This resolution, if approved by two-thirds of the members
43 elected (or appointed) and qualified to the House of Representatives, and

1 two-thirds of the members elected (or appointed) and qualified to the
2 Senate shall be entered on the journals, together with the yeas and nays.
3 The secretary of state shall cause this resolution to be published as pro-
4 vided by law and shall cause the proposed amendment to be submitted
5 to the electors of the state at the general election in the year 2008 unless
6 a special election is called at a sooner date by concurrent resolution of
7 the legislature, in which case it shall be submitted to the electors of the
8 state at the special election.