

238.515 Powers and duties of office.

Charitable gaming shall not be conducted in the Commonwealth except as authorized by this chapter and KRS Chapter 230. The office shall license and regulate the conduct of charitable gaming in the Commonwealth of Kentucky as authorized by the corporation. The president may integrate office responsibilities into other corporation offices to ensure efficiencies and eliminate duplication of duties. Office powers and duties include:

- (1) Licensing charitable organizations, charitable gaming facilities, manufacturers, and distributors that desire to engage in charitable gaming;
- (2) Refusing to issue or renew a license for cause, revoking or suspending a license, imposing probationary conditions on a license, issuing a written reprimand or admonishment or notice of violation, and imposing fines and penalties, or any combination thereof with regard to a licensee or other person participating in charitable gaming in Kentucky for violation of any federal or state statute or administrative regulation, or office directive, ruling, or order to preserve the integrity of charitable gaming in Kentucky or to protect the public from direct harm;
- (3) Establishing and enforcing reasonable standards for the conduct and operation of charitable gaming activity and the operation of charitable gaming facilities;
- (4) Prescribing reasonable fees for licenses that do not exceed amounts established in this chapter;
- (5) Establishing standards of accounting, recordkeeping, and reporting to insure charitable gaming receipts are properly accounted for;
- (6) Establishing a process for reviewing complaints and allegations of wrongdoing, and for investigating complaints with merit. In furtherance of this duty, the office may issue administrative subpoenas and summonses. The office shall also establish toll-free telephone service or an electronic method for receiving complaints and inquiries;
- (7) Investigating, auditing, and other reasonable actions to ensure compliance with this chapter;
- (8) Taking appropriate disciplinary action, subject to the final order of the corporation, and making referrals for criminal prosecution of persons who do not operate in compliance with this chapter;
- (9) Collecting and depositing all fees and fines in the charitable gaming regulatory account to be administered by the corporation; and
- (10) Proposing administrative regulations in accordance with KRS Chapter 13A which are necessary to carry out the purposes and intent of this chapter. In proposing administrative regulations under this subsection, the office shall submit any proposed regulations to the Kentucky Horse Racing and Gaming Corporation.

Effective: July 15, 2026

History: Amended 2026 Ky. Acts ch. 184, sec. 25, effective July 15, 2026. -- Amended 2025 Ky. Acts ch. 124, sec. 26, effective July 1, 2025. -- Amended 2024 Ky. Acts ch. 171, sec. 15, effective July 1, 2025. -- Amended 2010 Ky. Acts ch. 24, sec. 535, effective July 15, 2010. -- Amended 2007 Ky. Acts ch. 120, sec. 6, effective June 26, 2007. -- Amended 2000 Ky. Acts ch. 374, sec. 4, effective July 14, 2000. --

Amended 1998 Ky. Acts ch. 232, sec. 2, effective April 1, 1998. -- Amended 1996 Ky. Acts ch. 331, sec. 4, effective April 10, 1996. -- Created 1994 Ky. Acts ch. 66, sec. 4, effective March 16, 1994.