

230.234 Employee benefits -- Background investigation -- Ethics.

- (1) (a) Notwithstanding any provision of KRS 61.520 to the contrary, the corporation shall participate in the Kentucky Employees Retirement System effective July 1, 2024, and all eligible employees shall participate in the Kentucky Employees Retirement System effective July 1, 2024.
 - (b) Notwithstanding any provision of KRS 18A.205 to 18A.275 to the contrary, employees of the corporation shall be:
 1. Provided the same health insurance coverage as all other state government employees as provided in KRS 18A.225 to 18A.2287;
 2. Provided the same life insurance coverage provided all state employees as provided in KRS 18A.205 to 18A.220; and
 3. Eligible to participate in the deferred compensation system provided for all state government employees as provided in KRS 18A.230 to 18A.275.
 - (c) The Personnel Cabinet and the Kentucky Public Pensions Authority shall assist in the transfer of employees of the Kentucky Horse Racing Commission to the corporation by July 1, 2024, and the Department of Charitable Gaming to the corporation by July 1, 2025.
- (2) A manager or employee of the corporation shall not have a financial interest in any vendor doing business or proposing to do business with the corporation.
 - (3) A background investigation shall be conducted on every applicant who has reached the final selection process prior to employment by the corporation. Applicants may be fingerprinted as a condition of employment. In addition, all office managers of the corporation and employees of the corporation performing duties primarily related to security matters, prior to employment, shall be subject to a background investigation report conducted by the Department of Kentucky State Police. The Department of Kentucky State Police shall be reimbursed by the corporation for the cost of investigations conducted pursuant to this section. A person who has been convicted of a felony, bookmaking or other forms of illegal gambling, or of a crime where dishonesty is a necessary element shall not be employed by the corporation. Any employee of the corporation who is or has been convicted of a felony, bookmaking or any other form of illegal gambling, or of a crime where dishonesty is a necessary element shall be terminated from employment by the corporation, except that this requirement shall not be interpreted to limit the right of the corporation to terminate the employment of any employee, at will, prior to any conviction.
 - (4) (a) Employees of the corporation shall be subject to all applicable provisions of KRS Chapter 11A, except that this chapter shall control if and to the extent that any provision in this chapter is expressly inconsistent with any provision of KRS Chapter 11A.
 - (b) Employees of the corporation shall not be subject to the provisions of KRS Chapters 18A and 64.

Effective: July 1, 2025

History: Amended 2025 Ky. Acts ch. 124, sec. 7, effective July 1, 2025. -- Created

2024 Ky. Acts ch. 171, sec. 8, effective July 1, 2024.