

1 AN ACT proposing to create a new section of the Constitution of Kentucky and to
2 amend Section 226 of the Constitution of Kentucky relating to gaming.

3 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

4 ➔Section 1. Are you in favor of permitting counties, by majority vote, to allow
5 the operation of regulated casinos, which may include the regulated operation of gaming
6 at horse racing tracks by amending the Constitution of Kentucky to read as stated below?

7 ➔SECTION 2. IT IS PROPOSED THAT A NEW SECTION BE ADDED TO
8 THE CONSTITUTION OF KENTUCKY TO READ AS FOLLOWS:

9 ***The General Assembly shall, by general law, provide a means whereby the sense***
10 ***of the people of any county may be taken, as to whether or not the operation of***
11 ***regulated casinos shall be permitted, which may include the operation of gaming at***
12 ***horse racing tracks. All elections on this question may be held on a regular election***
13 ***day or on a day other than a regular election day.***

14 ➔Section 3. It is proposed that Section 226 of the Constitution of Kentucky be
15 amended to read as follows:

16 (1) The General Assembly may establish a Kentucky state lottery and may establish
17 a state lottery to be conducted in cooperation with other states. Any lottery so established
18 shall be operated by or on behalf of the Commonwealth of Kentucky.

19 (2) The General Assembly may by general law permit charitable lotteries and
20 charitable gift enterprises and, if it does so, it shall:

21 (a) Define what constitutes a charity or charitable organization;

22 (b) Define the types of charitable lotteries and charitable gift enterprises which may
23 be engaged in;

24 (c) Set standards for the conduct of charitable lotteries and charitable gift
25 enterprises by charitable organizations;

26 (d) Provide for means of accounting for the amount of money raised by lotteries
27 and gift enterprises and for assuring its expenditure only for charitable purposes;

1 (e) Provide suitable penalties for violation of statutes relating to charitable lotteries
2 and charitable gift enterprises; and

3 (f) Pass whatever other general laws the General Assembly deems necessary to
4 assure the proper functioning, honesty, and integrity of charitable lotteries and charitable
5 gift enterprises, and the charitable purposes for which the funds are expended.

6 (3) Except as provided in this section **and Section 2 of this Act**, lotteries and gift
7 enterprises are forbidden, and no privileges shall be granted for such purposes, and none
8 shall be exercised, and no schemes for similar purposes shall be allowed. The General
9 Assembly shall enforce this section by proper penalties. All lottery privileges or charters
10 heretofore granted are revoked.

11 ➔Section 4. This amendment shall be submitted to the voters of the
12 Commonwealth for their ratification or rejection at the time and in the manner provided
13 for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 5 and 6
14 of this Act.

15 ➔Section 5. Notwithstanding any language in KRS 118.415 to the contrary, the
16 Secretary of State shall cause the entirety of the question in Section 1 of this Act and the
17 entirety of the proposed amendment to the Constitution of Kentucky contained in
18 Sections 2 and 3 of this Act to be published at least one time in a newspaper of general
19 circulation published in this state, and shall also cause to be published at the same time
20 and in the same manner the fact that the amendment will be submitted to the voters for
21 their acceptance or rejection at the next regular election at which members of the General
22 Assembly are to be voted for. The publication required by this section and KRS 118.415
23 shall be made no later than the first Tuesday in August preceding the election at which
24 the amendment is to be voted on.

25 ➔Section 6. Notwithstanding any language in KRS 118.415 to the contrary, the
26 Secretary of State, not later than the second Monday after the second Tuesday in August
27 preceding the next regular election at which members of the General Assembly are to be

1 chosen in a year in which there is not an election for President and Vice President of the
2 United States, or not later than the Thursday after the first Tuesday in September
3 preceding a regular election in a year in which there is an election for President and Vice
4 President of the United States, shall certify the entirety of the question in Section 1 of this
5 Act and the entirety of the proposed amendment to the Constitution of Kentucky
6 contained in Sections 2 and 3 of this Act to the county clerk of each county, and the
7 county clerk shall have the entirety of the question and proposed amendment, as so
8 certified, indicated on the ballots provided to the voters in paper or electronic form as
9 applicable to the voting machines in use in each county or precinct.