

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2022 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **HB 608**

Beginning on page 1, line 3, and continuing through page 6, line 15, delete all text in its entirety, and insert the following in lieu thereof:

"➔Section 1. Are you in favor of allowing the General Assembly to define, permit, oversee, and regulate all forms of otherwise permissible gaming, if the proceeds are allocated to early childhood education and childcare programs, by amending Section 226 of the Constitution of Kentucky to read as stated below?

➔Section 2. It is proposed that Section 226 of the Constitution of Kentucky be amended to read as follows:

- (1) The General Assembly may establish a Kentucky state lottery and may establish a state lottery to be conducted in cooperation with other states. Any lottery so established shall be operated by or on behalf of the Commonwealth of Kentucky.
- (2) The General Assembly may by general law permit charitable lotteries and charitable gift enterprises and, if it does so, it shall:
  - (a) Define what constitutes a charity or charitable organization;
  - (b) Define the types of charitable lotteries and charitable gift enterprises which may be engaged in;
  - (c) Set standards for the conduct of charitable lotteries and charitable gift enterprises by charitable organizations;

Amendment No. HFA

Rep. Rep. Joni L. Jenkins

Committee Amendment \_\_\_\_\_

Signed: \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRC Drafter: \_\_\_\_\_

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

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- (d) Provide for means of accounting for the amount of money raised by lotteries and gift enterprises and for assuring its expenditure only for charitable purposes;
- (e) Provide suitable penalties for violation of statutes relating to charitable lotteries and charitable gift enterprises; and
- (f) Pass whatever other general laws the General Assembly deems necessary to assure the proper functioning, honesty, and integrity of charitable lotteries and charitable gift enterprises, and the charitable purposes for which the funds are expended.

**(3) The General Assembly may by general law define, permit, oversee, and regulate all forms of otherwise permissible gaming and, if it does so, it shall:**

- (a) Provide for the oversight and control of gaming by an administrative body funded by license fees and taxes levied on gaming; and**
- (b) Allocate one hundred percent of the proceeds generated from licensing fees and taxation of gaming in excess of the amount required by paragraph (a) of this subsection to early childhood education and childcare programs.**

~~(4)(3)~~ Except as provided in this section, lotteries and gift enterprises are forbidden, and no privileges shall be granted for such purposes, and none shall be exercised, and no schemes for similar purposes shall be allowed. The General Assembly shall enforce this section by proper penalties. All lottery privileges or charters heretofore granted are revoked.

➔Section 3. This amendment shall be submitted to the voters of the Commonwealth for their ratification or rejection at the time and in the manner provided for under Sections 256 and 257 of the Constitution, KRS 118.415, and Sections 4 and 5 of this Act.

➔Section 4. Notwithstanding any language in KRS 118.415 to the contrary, the Secretary of State shall cause the entirety of the question in Section 1 of this Act and the entirety of the proposed amendment to the Constitution of Kentucky contained in Section 2 of this Act to be published at least one time in a newspaper of general circulation published in this state, and shall

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also cause to be published at the same time and in the same manner the fact that the amendment will be submitted to the voters for their acceptance or rejection at the next regular election at which members of the General Assembly are to be voted for. The publication required by this section and KRS 118.415 shall be made no later than the first Tuesday in August preceding the election at which the amendment is to be voted on.

→Section 5. Notwithstanding any language in KRS 118.415 to the contrary, the Secretary of State, not later than the second Monday after the second Tuesday in August preceding the next regular election at which members of the General Assembly are to be chosen in a year in which there is not an election for President and Vice President of the United States, or not later than the Thursday after the first Tuesday in September preceding a regular election in a year in which there is an election for President and Vice President of the United States, shall certify the entirety of the question in Section 1 of this Act and the entirety of the proposed amendment to the Constitution of Kentucky contained in Section 2 of this Act to the county clerk of each county, and the county clerk shall have the entirety of the question and the amendment, as so certified, indicated on the ballots provided to the voters in paper or electronic form as applicable to the voting machines in use in each county or precinct."