

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2023 REGULAR SESSION
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Amend printed copy of **HB 551/HCS 1**

On page 1, line 7, delete "9, 10, and 13" and insert "10, 11, and 14" in lieu thereof; and

On page 1, delete lines 9 through 12, and insert the following in lieu thereof:

"(b) 1. The amounts deposited in the fund shall be used as follows:

a. For administrative expenses relating to or associated with the purposes of sports wagering which shall be disbursed by the Finance and Administration Cabinet upon the warrant of the Public Protection Cabinet; and

b. Two and one-half percent (2.5%) of the funds shall be deposited in the Kentucky problem gambling assistance account established in Section 2 of this Act."; and

On page 1, between lines 21 and 22, insert the following:

"→SECTION 2. A NEW SECTION OF KRS CHAPTER 230 IS CREATED TO READ AS FOLLOWS:

(1) (a) There is established in the State Treasury a revolving account to be known as the Kentucky problem gambling assistance account.

(b) The account shall be administered by the director of the Division of Behavioral Health of the Department for Behavioral Health, Developmental and Intellectual Disabilities, and shall consist of moneys distributed to it under Section 1 of this Act.

Amendment No. HFA 5

Rep. Rep. Michael Meredith

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRD Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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- (c) Notwithstanding KRS 45.229, moneys remaining in the account at the close of a fiscal year shall not lapse but shall carry forward into the succeeding fiscal year. Interest earned on any moneys in the account shall accrue to the account.
- (d) Except for administrative expenses of the Division of Behavioral Health relating to the account, which shall be limited to fifty thousand dollars (\$50,000) per fiscal year, all moneys in the account are appropriated for, and shall be used exclusively for, the purposes of:
1. Providing support to agencies, groups, organizations, and persons that provide education, assistance, and counseling to persons and families experiencing difficulty as a result of addiction to alcohol or drugs, or addictive or compulsive gambling;
 2. Promoting public awareness of, and providing education about, addictions;
 3. Establishing and funding programs to certify addiction counselors;
 4. Promoting public awareness of assistance programs for addicts; and
 5. Paying the costs and expenses associated with the treatment of addictions.
- (2) The Cabinet for Health and Family Services shall promulgate administrative regulations to establish criteria for the expenditure of funds from the Kentucky problem gambling assistance account. The administrative regulations shall:
- (a) Establish standards for the types of agencies, groups, organizations, and persons eligible to receive funding;
 - (b) Establish standards for the types of activities eligible for funding;
 - (c) Establish standards for the appropriate documentation of past performance and the activities of agencies, groups, organizations, and persons requesting funding;
 - (d) Establish standards for the development of performance measures or other evidence of successful expenditure of awarded funds;

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- (e) Set forth procedures for the submission, evaluation, and review of applications for funding;**
- (f) Set forth procedures for making funding awards to requesting entities who have demonstrated the capability to efficiently and effectively provide the necessary services;**
- (g) Establish requirements and procedures for the monitoring of funds awarded, including requirements for the submission of reports and documentation supporting expenditures; and**
- (h) Include any other provisions related to funding or the administration of the account as determined by the cabinet.**
- (3) On or before October 1, 2024, and every October 1 thereafter, the director of the Division of Behavioral Health, in cooperation with the commissioner of the Department for Behavioral Health, Developmental and Intellectual Disabilities and the secretary of the Cabinet for Health and Family Services, shall submit an annual report detailing activities and expenditures associated with the Kentucky problem gambling assistance account for the preceding fiscal year. The annual report shall be submitted to:**
- (a) The Legislative Research Commission; and**
- (b) The Governor.";** and
- Renumber subsequent sections accordingly; and
- On page 3, line 23, delete "**area**", and insert "**areas**" in lieu thereof; and
- On page 3, line 25, delete "**9**", and insert "**10**" in lieu thereof; and
- On page 7, line 21, delete "**5**", and insert "**6**" in lieu thereof; and
- On page 7, beginning on line 22, delete "**by a track, as defined by Section 2 of this Act, that is licensed under this chapter by the racing commission**" and insert "**as authorized by this section and Section 10 of this Act**" in lieu thereof; and

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On page 7, line 27, delete the first occurrence of "through" and insert "at" in lieu thereof; and

On page 8, line 17, delete "after the effective date of this Act"; and

On page 11, line 2, delete "10", and insert "11" in lieu thereof; and

On page 11, line 4, delete "9" and insert "10" in lieu thereof; and

On page 11, line 5, delete "2" and insert "3" in lieu thereof; and

On page 24, line 9, delete "3" and insert "4" in lieu thereof; and

On page 29, line 23, after "of", delete "bets" and insert "wagers" in lieu thereof; and

On page 29, line 23 and continuing on line 24, after "collected", delete "by a sports wagering licensee as licensed under Section 9 of this Act" and insert "on all sporting events" in lieu thereof; and

On page 29, line 27, delete "and"; and

On page 30, line 1, delete "2", and insert "3" in lieu thereof; and

On page 30, line 1, after "(c)" insert:

" "Sporting event" has the same meaning as in Section 3 of this Act;

(d)"; and

On page 30, line 1, delete ":" and insert "; and" in lieu thereof; and

On page 30, between lines 1 and 2, insert:

"(e) "Taxpayer" means any person liable for tax under this section."; and

On page 30, line 3, delete "KRS Chapter 230" and insert "Sections 10 and 11 of this Act" in lieu thereof; and

On page 30, line 19, after the first occurrence of "a", delete "sports wagering licensee's" and insert "taxpayer's" in lieu thereof; and

On page 30, line 20, after first occurrence of "the", delete "sports wagering licensee" and insert "taxpayer" in lieu thereof; and

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On page 30, line 24, after "return", delete "form"; and

On page 30, line 27, after "of", delete "bets" and insert "wagers" in lieu thereof; and

On page 31, line 13, after "transfer.", delete "Sports wagering licensees" and insert "The taxpayer" in lieu thereof; and

On page 31, line 16, after "Any", delete "person" and insert "taxpayer" in lieu thereof; and

On page 31, line 20, after "the", delete "licensee's" and insert "taxpayer's" in lieu thereof;
and

On page 31, line 22, after "department", delete "thereto" and

On page 33, line 25, delete "14", and insert "15" in lieu thereof;

On page 34, line 1, delete "14", and insert "15" in lieu thereof; and

From page 36, line 6, through page 41, line 20, delete Sections 19 through 22 in their entirety; and

Renumber subsequent sections accordingly; and

On page 42, line 5, delete "2", and insert "3" in lieu thereof; and

On page 42, line 22, delete "2", and insert "3" in lieu thereof; and

On page 43, line 12, delete "2", and insert "3" in lieu thereof; and

On page 43, between lines and 19 and 20, insert the following:

"➔Section 23. KRS 436.480 is amended to read as follows:

KRS Chapter 528 shall not apply to pari-mutuel or sports wagering authorized under the provisions of KRS Chapter 230."; and

Renumber subsequent section accordingly.