

**Local Government Mandate Statement
Kentucky Legislative Research Commission
2019 Regular Session**

Part I: Measure Information

Bill Request #: 1152

Bill #: SB 105

Document ID #: 2136

Bill Subject/Title: AN ACT proposing an amendment to Section 226 of the Constitution of Kentucky.

Sponsor: Senator Morgan McGarvey

Unit of Government: City County Urban-County
 Charter County Consolidated Local Unified Local
Government

Office(s) Impacted: County clerks

Requirement: Mandatory Optional

Effect on

Powers & Duties: Modifies Existing Adds New Eliminates Existing

Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

SB 105 amends Section 226 of the Constitution of Kentucky to authorize the General Assembly to define, permit, oversee, and regulate casino gaming and provides for the oversight and control of casino gaming by an administrative body funded by license fees and taxes levied on casino gaming. It provides that, prior to July 2040, 100 percent of the casino gaming proceeds (in excess of the amount used to pay for an oversight administrative body of casino gaming) are to go to the Kentucky Employees Retirement System nonhazardous pension fund, the Kentucky Employees Retirement System hazardous pension fund, and the Kentucky Teachers' Retirement System pension fund in amounts the General Assembly determines best meet the needs of the respective funds at that time.

SB 105 requires an amendment be submitted to voters for their ratification or rejection as follows: "Are you in favor of amending the Kentucky Constitution to allow the General Assembly to define, permit, oversee, and regulate all forms of otherwise permissible

gaming, if the proceeds are allocated to the public pension system for a twenty-year period.”

The fiscal impact of SB 105 will be minimal. There are additional programming costs associated with adding a new category to the ballot on a scheduled statewide election. According to Harp Enterprises, a vendor that provides electronic voting machines to most of Kentucky’s counties, the costs would range from \$14 per precinct for larger counties such as Fayette with 286 precincts (\$4,004) to \$45 per precinct for counties such as Franklin with 44 precincts (\$1,980).

Part III: Differences to Local Government Mandate Statement from Prior Versions

The Part II section above pertains to the bill as introduced and there are not any prior introduced versions of the bill to complete the Part III section.

Data Source(s): Harp Enterprises; Kentucky County Clerks Association; Kentucky Association of Counties

Preparer: H. Marks **Reviewer:** KHC **Date:** 2/6/19