

SESSION OF 2007

**SUPPLEMENTAL NOTE ON  
HOUSE CONCURRENT RESOLUTION NO. 5022**

As Recommended by House Committee on  
Calendar and Printing

**Brief\***

HCR 5022 would propose an amendment to the *Kansas Constitution*. The amendment would authorize the Kansas Legislature to provide for privately-owned casinos and for a maximum of four privately-owned and operated destination casinos. The current *Constitution* provides for a state-owned and -operated lottery. Under the Resolution, the Legislature could permit, regulate, license and tax privately-owned casinos and destination casinos. The State of Kansas would be prohibited from having an interest in a privately owned casino, destination casino, player-operated electronic gaming machines or other gambling devices located within the privately owned casinos or destination casinos. The private facilities would not be permitted to locate within 50 miles of any tribal casino and the destination casino could be permitted only in counties in which a majority of the qualified electors of the county voting on this proposed amendment vote in favor and a majority of the qualified electors of at least two-thirds of the counties which are contiguous to the county housing the casino.

The proposed amendment also would establish the Gaming Oversight Authority which would be prohibited from approving the operation of any privately-owned casino or privately-owned destination casino without first conducting or providing for necessary feasibility studies, economic impact studies and marketing reports. The members of the Authority would be appointed for terms of four years and could be removed for cause as provided in law.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Finally, the Resolution would require that a destination casino make an investment of at least \$250,000,000 per location.

### **Background**

The resolution had a hearing in the House Committee on Federal and State Affairs. Mr. Glenn Thompson, Executive Director for Stand Up For Kansas, and Mr. Ron Hein on behalf of Prairie Band Potawatomi Nation, appeared as opponents to the resolution. No one testified as a proponent for the Resolution.

No fiscal note was available at the time of the hearing.