

STATE OF KANSAS

SENATE CHAMBER

MADAM PRESIDENT:

I move to amend **SB 283**, as amended by Senate Committee, on page 33, following line 15, by inserting:

"Sec. 24. K.S.A. 74-8747 is hereby amended to read as follows: 74-8747. (a) A racetrack gaming facility management contract shall include provisions for net electronic gaming machine income from a racetrack gaming facility shall to be distributed as follows:

(1) ~~To the racetrack gaming facility manager, an amount equal to 25% of net electronic gaming machine income;~~

(2) An amount equal to 7% of net electronic gaming machine income shall be credited to the live horse racing purse supplement fund established by K.S.A. 74-8767, and amendments thereto, except that the amount of net electronic gaming machine income credited to the fund during any fiscal year from electronic gaming machines at a racetrack gaming facility shall not exceed an amount equal to the average of \$3,750 per electronic gaming machine at each location and any moneys in excess of such amount shall be distributed between the state and the racetrack gaming facility manager in accordance with the racetrack gaming facility management contract;

(3)(2) an amount equal to 7% of net electronic gaming machine income derived from electronic gaming machines located at racetrack gaming facilities to conduct live greyhound races shall be credited to the live greyhound racing purse supplement fund established by K.S.A. 74-8767, and amendments thereto, except that the amount of net electronic gaming machine income credited to the fund during any fiscal year from electronic gaming machines at a racetrack gaming facility shall not exceed an amount equal to the average of \$3,750 per electronic gaming machine at each location and

~~any moneys in excess of such amount shall be distributed between the state and the racetrack gaming facility manager in accordance with the racetrack gaming facility management contract;~~

~~(4)(3)~~ (A) if the racetrack gaming facility is located in the northeast Kansas gaming zone and is not located within a city, ~~include a provision for payment of an amount equal to 3% of the racetrack gaming facility revenues~~ an amount equal to 2% of net electronic gaming machine income shall be paid to the county ~~in which~~ where the racetrack gaming facility is located; or (B) if the racetrack gaming facility is located in the northeast Kansas gaming zone and is located within a city, ~~include provision for payment of an amount equal to 1.5% of the racetrack gaming facility revenues~~ an amount equal to 1% of net electronic gaming machine income shall be paid to the city ~~in which~~ where the racetrack gaming facility is located and ~~an amount equal to 1.5% of such revenues~~ 1% of net electronic gaming machine income shall be paid to the county ~~in which~~ where such facility is located;

~~(5)(4)~~ (A) if the racetrack gaming facility is located in the ~~southeast or~~ south central Kansas gaming zone and is not located within a city, ~~include a provision for payment of an amount equal to 2% of the racetrack gaming facility revenues~~ an amount equal to 2% of net electronic gaming machine income shall be paid to the county ~~in which~~ where the racetrack gaming facility is located ~~and an amount equal to 1% of such revenues to the other county in such zone;~~ or (B) if the racetrack gaming facility is located in the ~~southeast or~~ south central Kansas gaming zone and is located within a city, ~~provide for payment of an amount equal to 1% of the racetrack gaming facility revenues~~ an amount equal to 1% of net electronic gaming machine income shall be paid to the city ~~in which~~ where the racetrack gaming facility is located, and an amount equal to 1% of such revenues net electronic gaming machine income shall be paid to the county ~~in which~~ where such facility is located ~~and an amount equal to 1% of such revenues to the other county in such zone;~~

~~(5)~~ (A) if the racetrack gaming facility is located in the southeast Kansas gaming zone and is not located within a city, an amount equal to 2% of net electronic gaming machine income shall be paid

to the county where the racetrack gaming facility is located, and an amount equal to 1% of net electronic gaming machine income shall be paid to the other county in such zone; or (B) if the racetrack gaming facility is located in the southeast Kansas gaming zone and is located within a city, an amount equal to 1% of net electronic gaming machine income shall be paid to the city where the racetrack gaming facility is located, an amount equal to 1% of net electronic gaming machine income shall be paid to the county where the racetrack gaming facility is located, and an amount equal to 1% of net electronic gaming machine income shall be paid to the other county in such zone;

(6) an amount equal to 2% of net electronic gaming machine income shall be credited to the problem gambling and addictions grant fund established by K.S.A. 2019 Supp. 79-4805, and amendments thereto;

(7) an amount equal to 1% of net electronic gaming machine income shall be credited to the Kansas horse fair racing benefit fund established by K.S.A. 74-8838, and amendments thereto;

(8)(A) 40% the amount of net electronic gaming machine income that shall be credited to the expanded lottery act revenues fund shall be: (i) An amount equal to 34% for such facility that solely conducts live horse racing programs if such facility schedules to conduct such live horse racing programs for at least 60 days per calendar year at such location; and (ii) an amount equal to 40% for such facility that conducts live greyhound racing programs; and

(B) so long as a facility schedules to conduct live horse racing programs for at least 60 days per calendar year at such location, the amount of net electronic gaming machine income credited to the expanded lottery act revenues fund pursuant to paragraph (8)(A)(i) shall be reduced by 1% annually on July 1 until such amount equals 22%. If such facility fails to schedule to conduct live horse racing programs for at least 60 days in any calendar year at such location, the amount of net electronic gaming machine income credited to the expanded lottery act revenues fund shall be 40%; and

(9) ~~15% of electronic gaming machine income shall be used for gaming expenses, subject to~~

agreement between the Kansas lottery and the remaining balance of net electronic gaming machine income shall be paid to the racetrack gaming facility manager.

(b) A racetrack gaming facility management contract may include provisions for a parimutuel licensee or any other entity to pay the parimutuel licensee's expenses related to electronic gaming machines, as the executive director deems appropriate, ~~subject to the requirements of subsection (a) (9).~~";

On page 41, in line 24, after the third comma by inserting "74-8747,";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the first semicolon by inserting "racetrack gaming facility management contracts;"; in line 8, after the first comma by inserting "74-8747,"

Senator _____