

Substitute for Senate Concurrent Resolution No. 1618

By Committee on Federal and State Affairs

3-6

1 A PROPOSITION to amend article 15 of the constitution of the state of
2 Kansas by adding a new section thereto, authorizing the legislature to
3 permit the conduct of charitable raffles by certain nonprofit
4 organizations.
5

6 *Be it resolved by the Legislature of the State of Kansas, two-thirds of*
7 *the members elected (or appointed) and qualified to the Senate and two-*
8 *thirds of the members elected (or appointed) and qualified to the House*
9 *of Representatives concurring therein:*

10 Section 1. The following proposition to amend the constitution of
11 the state of Kansas shall be submitted to the qualified electors of the state
12 for their approval or rejection: Article 15 of the constitution of the state of
13 Kansas is hereby amended by adding a new section thereto to read as
14 follows:

15 **"§ 3d. Regulation of "raffles" authorized.** Notwithstanding
16 the provisions of section 3 of article 15 of the constitution of the
17 state of Kansas, the legislature may authorize the licensing,
18 conduct and regulation of charitable raffles, as defined by law, by
19 nonprofit religious, charitable, fraternal, educational and veterans
20 organizations. A raffle means a game of chance in which each
21 participant buys a ticket or tickets from a nonprofit organization
22 with each ticket providing an equal chance to win a prize and the
23 winner being determined by a random drawing. Such organizations
24 shall not use an electronic gaming machine or slot machine to sell
25 tickets or conduct raffles. No such nonprofit organization shall
26 contract with a professional raffle or other lottery vendor to
27 manage, operate or conduct any raffle. Raffles shall be licensed and
28 regulated by the Kansas department of revenue, office of charitable
29 gaming or successor agency."

30 Sec. 2. The following statement shall be printed on the ballot with
31 the amendment as a whole:

32 *"Explanatory statement.* The constitution currently prohibits the
33 operation of lotteries except for specifically authorized
34 lotteries. A raffle is a lottery and is illegal under current law.

35 "A vote for this proposition would permit the legislature to
36 authorize charitable raffles operated or conducted by

1 religious, charitable, fraternal, educational and veterans
2 nonprofit organizations subject to the limitations listed.
3 Nonprofit organizations would be prohibited from
4 contracting with a professional lottery vendor to manage,
5 operate or conduct a charitable raffle.

6 "A vote against this proposition would continue the current
7 prohibition against all raffles."

8 Sec. 3. This resolution, if approved by two-thirds of the members
9 elected (or appointed) and qualified to the Senate, and two-thirds of the
10 members elected (or appointed) and qualified to the House of
11 Representatives shall be entered on the journals, together with the yeas
12 and nays. The secretary of state shall cause this resolution to be published
13 as provided by law and shall cause the proposed amendment to be
14 submitted to the electors of the state at the general election in November
15 in the year 2014 unless a special election is called at a sooner date by
16 concurrent resolution of the legislature, in which case it shall be
17 submitted to the electors of the state at the special election.