

## House Concurrent Resolution No. 5009

By Committee on Federal and State Affairs

1-31

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 regulate, license and tax the operation or conduct of raffles by certain  
4 bona fide nonprofit organizations.

5  
6 *Be it resolved by the Legislature of the State of Kansas, two-thirds of the*  
7 *members elected (or appointed) and qualified to the House of*  
8 *Representatives and two-thirds of the members elected (or appointed)*  
9 *and qualified to the Senate 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, licensing and taxation of "raffles"**  
16 **authorized.** Notwithstanding the provisions of section 3 of  
17 article 15 of the constitution of the state of Kansas, the  
18 legislature may regulate, license and tax the operation or  
19 conduct of raffles, as defined by law, by bona fide nonprofit  
20 religious, charitable, fraternal, educational veterans  
21 organizations. No such nonprofit organization shall contract  
22 with a professional raffle or other lottery vendor to manage,  
23 operate or conduct any raffle."

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

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

29 "A vote for this proposition would permit the legislature to  
30 regulate, license and tax raffles operated or conducted by  
31 bona fide religious, charitable, fraternal, educational and  
32 veterans nonprofit organizations. The legislature would  
33 define what constitutes a raffle. Nonprofit organizations  
34 would be prohibited from contracting with a professional  
35 lottery vendor to manage, operate or conduct a raffle.

36 "A vote against this proposition would continue the current

1 prohibition against all raffles."

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