

House Concurrent Resolution No. 5023

By Committee on Federal and State Affairs

3-16

10 A CONCURRENT RESOLUTION establishing the Kansas commis-
11 sion on expanded gaming.
12

13 *Be it resolved by the House of Representatives of the State of Kansas,*
14 *the Senate concurring therein:* That there is hereby established the Kan-
15 sas commission on expanded gaming. The commission shall be composed
16 of 11 members [**nine of which shall be legislators**] as follows:

17 (1) One member appointed by the speaker of the house of
18 representatives;

19 (2) one member appointed by the president of the senate;

20 (3) one member appointed by the minority leader of the house of
21 representatives;

22 (4) one member appointed by the minority leader of the senate;

23 (5) the chairperson of the house committee on federal and state
24 affairs;

25 (6) the chairperson of the senate committee on federal and state
26 affairs;

27 (7) one member appointed jointly by the speaker of the house of
28 representatives, the minority leader of the house of representatives, the
29 president of the senate and the minority leader of the senate;

30 (8) two members appointed by the governor, ~~of which one shall be a~~
31 ~~person representing the Native American Indian tribes having reserva-~~
32 ~~tions in Kansas;~~

33 (9) the legislative post auditor, or the designee thereof; and

34 (10) the attorney general, or the designee thereof.

35 The legislative post auditor and the attorney general shall serve ex of-
36 ficio and shall be nonvoting members of the commission.

37 ~~*Be it further resolved:* That except as specifically provided in para-~~
38 ~~graphs (5) and (6) of subsection (a), nothing in this section shall be con-~~
39 ~~strued as requiring the appointment of legislators to the commission. Of~~
40 ~~the members of the commission, one member shall be from the pari-~~
41 ~~mutuel racing industry and one member shall be a person recognized for~~
42 ~~expertise in the area of casino gaming.~~

43 *Be it further resolved:* That a vacancy shall be filled for the unexpired

1 term by appointment in the manner prescribed for the original
2 appointment.

3 *Be it further resolved:* That legislative members shall receive com-
4 pensation, subsistence allowances, mileage and other expenses as author-
5 ized by the legislative coordinating council; that other state officers and
6 employees shall receive compensation, subsistence allowances, mileage
7 and other expenses as authorized by their respective agencies; and that
8 other members shall receive no compensation but may receive subsis-
9 tence allowances, mileage and other expenses as authorized by the leg-
10 islative coordinating council; and the members of the commission an-
11 nually shall select a chairperson and vice-chairperson from the
12 membership of the commission. The commission may meet at any time
13 and at any place within the state on the call of the chairperson. A quorum
14 of the commission shall be six voting members. All actions of the com-
15 mission shall be by motion adopted by a majority of those voting members
16 present when there is a quorum.

17 *Be it further resolved:* That in accordance with K.S.A. 46-1204, and
18 amendments thereto, the legislative coordinating council may provide for
19 such professional services as may be requested by the commission. The
20 staff of the office of the revisor of statutes, the legislative research de-
21 partment and the division of legislative administrative services shall pro-
22 vide such assistance as may be requested by the commission. Upon re-
23 quest of the commission, the Kansas lottery commission and the Kansas
24 racing and gaming commission shall provide consultants and assistance
25 when requested by the commission.

26 *Be it further resolved:* That the commission shall:

- 27 (a) Determine whether the expansion of gaming in the state of Kansas
28 is economically feasible;
- 29 (b) determine what types of gaming are preferable if the expansion
30 of gaming in Kansas is feasible;
- 31 (c) determine at what venues expanded gaming should be conducted;
- 32 (d) make any other suggestions and provide such market research and
33 feasibility information as may be deemed necessary for the state of Kansas
34 to adequately evaluate the issue of expanded gaming;
- 35 (e) conduct hearings and receive and consider suggestions from per-
36 sons concerned with the issue of expanded gaming;
- 37 (f) appoint subcommittees and advisory committees when deemed
38 necessary to conduct hearings and gather information. The chairperson
39 of any advisory commission shall be a member of the commission; and
- 40 (g) make and submit annual reports to the legislature and the gov-
41 ernor on or before December 31 of each year, which shall include ap-
42 propriate legislation or proposed constitutional amendments to imple-
43 ment any recommendations for expanded gaming.

1 *Be it further resolved:* That the commission shall cease to exist on
2 December 31, 2008.