



Ohio Legislative Service Commission

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Fiscal Note & Local Impact Statement

Bill: Sub. H.B. 519 of the 128th G.A.

Date: May 25, 2010

Status: As Reported by House Economic Development

Sponsor: Reps. Yuko and Book

Local Impact Statement Procedure Required: No — Offsetting revenues

Contents: Creates the Ohio Casino Control Commission and sets forth casino gaming statutes, makes changes to bingo and instant bingo laws, creates charity card rooms, and makes an appropriation

State Fiscal Highlights

STATE FUND	FY 2011	FY 2012	FUTURE YEARS
General Revenue Fund			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	Potential incarceration cost increase, annual magnitude uncertain		
Casino Tax Revenue Fund (new fund)			
Revenues	- 0 -	- 0 -	Possible gain in the hundreds of millions of dollars
Expenditures	- 0 -	- 0 -	Receipts to be transferred to other funds created by the bill
Economic Development Programs Fund (new fund)			
Revenues	\$200 million	- 0 -	- 0 -
Expenditures	Transfer of \$70 million to Urban Workforce Development Fund		
Build Your Own Business Program (Department of Development)	\$10 million	- 0 -	- 0 -
Co-Op/ Internship Program (Board of Regents)	\$60 million	- 0 -	- 0 -
	Transfer of \$60 million to Job Development Initiatives Fund		
		- 0 -	- 0 -

STATE FUND	FY 2011	FY 2012	FUTURE YEARS
Job Development Initiatives Fund (Fund 5AD0 - Department of Development)			
Revenues	Transfer of \$60 million from Economic Development Programs Fund	- 0 -	- 0 -
Expenditures – Workforce Guarantee Program	\$60 million	- 0 -	- 0 -
Urban Workforce Development Fund (new fund - Department of Development)			
Revenues	\$70 million transfer from Economic Development Programs Fund	- 0 -	- 0 -
Expenditures - Urban Workforce Initiative	\$70 million	- 0 -	- 0 -
Casino Control Commission Fund (Fund 5HS0)			
Revenues	\$8 million	- 0 -	- 0 -
Expenditures	\$8 million	- 0 -	- 0 -
Casino Investigations (new fund - Office of Inspector General)			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	\$100,000	- 0 -	- 0 -
Casino Investigations (new fund - Ethics Commission)			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	\$100,000	- 0 -	- 0 -
Charitable Foundations Fund (Fund 4180 - Attorney General)			
Revenues	Potential gain in license fees		
Expenditures	Potential increase in Charitable Gambling Law administrative and enforcement costs, not likely to exceed minimal		
General Reimbursement Fund (Fund 1060 - Attorney General)			
Revenues	Potential gain in background check fee revenue		
Expenditures	Potential increase in workload expenditures and costs incurred for FBI checks, likely commensurate with revenues gained		
Indigent Defense Support Fund (Fund 5DY0)			
Revenues	Potential negligible gain in locally collected state court costs		
Expenditures	- 0 -		
Victims of Crime/Reparations Fund (Fund 4020)			
Revenues	Potential negligible gain in locally collected state court costs		
Expenditures	- 0 -		

Note: The state fiscal year is July 1 through June 30. For example, FY 2011 is July 1, 2010 – June 30, 2011.

- **Casino Control Commission.** The bill creates the Ohio Casino Control Commission (OCCC), which will incur expenses estimated at \$2.3 million prior to the opening of the casinos and \$11.2 million after they open.
- **License fee.** In implementing Ohio Constitution, Article XV, Section 6(C), the bill specifies the upfront license fee to obtain a license as a casino operator of \$50 million for each of four casinos. In the table above, LSC assumes this fee will be paid in FY 2011. LSC's understanding is that this money, to be deposited into the Economic Development Programs Fund, created by the bill, will be expended by the Department of Development and Board of Regents for programs mandated by the bill.
- **Application fee.** The fee for an application for a casino operator, management company, or holding company license is \$2 million per application, deposited into the Casino Control Commission Fund. This fee is shown above in FY 2011.
- **Tax on casino revenue.** A 33% tax is levied on gross casino revenue, and deposited into the Casino Tax Revenue Fund, created by the bill. The Department of Taxation estimated this tax might raise about \$643 million annually. In the table, LSC assumes this fee will be received and distributed to various other funds created by the bill in years after FY 2012.
- **Transfers from Casino Tax Revenue Fund.** In implementing Ohio Constitution, Article XV, Section 6, the bill establishes the following new funds in the state treasury, and requires the Treasurer of State to transfer the percentages shown of the balance in the Casino Tax Revenue Fund to the receiving fund: (1) Gross Casino Revenue County Fund (51%), (2) Gross Casino Revenue County Student Fund (34%), (3) Gross Casino Revenue Host City Fund (5%), (4) Ohio State Racing Commission Fund (3%), (5) Ohio Law Enforcement Training Fund (2%), (6) Ohio Problem Gambling and Substance Abuse Fund (2%), and (7) Casino Control Commission Fund (3%).
- **Urban Workforce Development.** The bill appropriates \$70 million in FY 2011 for a new Urban Workforce Development Initiative to be operated by the Department of Development. This program will reimburse eligible employers for qualified wage expenditures incurred in hiring unemployed persons who meet specified criteria. Payments are to be made from the Urban Workforce Development Fund, created by the bill.
- **Ohio Workforce Guarantee Program.** The bill appropriates an additional \$60 million in FY 2011 for the Ohio Workforce Guarantee Program operated by the Department of Development in addition to the \$10.1 million previously slated for this program. The Ohio Workforce Guarantee Program reimburses employers for eligible employee training costs. The bill supports this additional funding by requiring a transfer of \$60 million in casino license fees from the Economic Development Programs Fund to the Job Development Initiatives Fund (Fund 5AD0).

- **Build Your Own Business Program.** The bill appropriates \$10 million for a program of assistance to new businesses for hiring previously unemployed persons, administered by the Department of Development in consultation with the Board of Regents.
- **Board of Regents.** The bill funds the Board of Regents' Co-Op/Internship Program, with an appropriation of \$60 million in FY 2011.
- **Inspector General.** The Inspector General may investigate wrongful acts of the Ohio Casino Control Commission or its employees. For FY 2011, \$100,000 is appropriated for this purpose.
- **Disclosure statement.** Members of the Ohio Casino Control Commission and specified employees must file disclosure statements with the Ethics Commission, which has \$100,000 appropriated for FY 2011 for casino investigations.
- **Background checks.** The Office of the Attorney General (Bureau of Criminal Identification and Investigation, or BCII) will be required to perform background checks on Commission members, staff of the Commission, and certain employees of the casinos and related industries. The cost of the background check is \$22 for a statewide check and an additional \$24 for the FBI check, of which \$22 is forwarded to the FBI. All fees are deposited to the credit of Fund 1060, General Reimbursement.
- **Bingo.** Changes made by the various bingo-related provisions of the bill may increase the administrative and enforcement workload and related annual operating costs of the Attorney General's Charitable Law Section. There will also be a gain in licensing revenues although the amount of the gain is unknown.
- **Court cost revenues.** With each conviction for the bill's prohibitions, the state may gain locally collected state court cost revenue that is deposited in the state treasury to the credit of the Indigent Defense Support Fund (Fund 5DY0) and the Victims of Crime/Reparations Fund (Fund 4020). The magnitude of any resultant revenue gain is unknown.
- **GRF incarceration costs.** The available data does not permit a reasonably accurate estimate of the number of persons that will be convicted of one of the bill's prohibitions and subsequently sentenced to prison. That said, there are likely to be some violations. The magnitude of the potential resulting increase in the Department of Rehabilitation and Correction's annual GRF-funded incarceration costs is uncertain.

Local Fiscal Highlights

LOCAL GOVERNMENT	FY 2010	FY 2011	FUTURE YEARS
Counties, School Districts, and Cities			
Revenues	- 0 -	- 0 -	Potential gain in the hundreds of millions
Expenditures	- 0 -	- 0 -	- 0 -
Counties (criminal justice systems)			
Revenues	Potential, likely negligible, annual gain in court cost and fine revenues		
Expenditures	Likely increase to adjudicate offenders		

Note: For most local governments, the fiscal year is the calendar year. The school district fiscal year is July 1 through June 30.

- **Tax on casino revenue.** Counties, school districts, and eight cities are to receive 90% of the proceeds from the tax on casino revenue. LSC assumes these cash flows will not start until after FY 2012.
- **Assistance to Attorney General.** The bill could generate indirect effects in that local criminal justice-related agencies may be requested to assist the Attorney General in investigating both bingo-related and casino-related prohibited conduct. However, at this time it is difficult to predict with any certainty how many investigations could be opened annually and to what extent local law enforcement agencies and prosecutors would be involved in those cases.
- **Criminal case processing costs and revenues.** As the likely number of violations of the bill's prohibitions is uncertain, it is unclear as to whether the resulting increase in an affected county criminal justice system's expenditures will exceed minimal annually. County criminal justice systems, specifically those counties that have a casino facility within their jurisdiction, may realize an increase in court cost and fine revenue collections as a result of persons being convicted of violating the bill's monitoring requirement.

Detailed Fiscal Analysis

The bill provides for Ohio gaming statutes and implements Article XV, Section 6(C), of the Ohio Constitution which authorizes casino gaming in four locations in the state. This fiscal note includes provisions that may have a substantial fiscal effect. Among the major provisions are establishment of the Ohio Casino Control Commission and the permanent Joint Committee on Gaming and Wagering, specification in statute of taxes and fees, and various other programs included in the bill.

The Ohio Casino Control Commission

The bill creates the Ohio Casino Control Commission (OCCC). The Commission is composed of seven members appointed by the Governor. Members serve four-year terms and may be reappointed for up to three terms, and will be paid \$60,000 per year. Additionally, they will be reimbursed for actual and necessary expenses incurred in the performance of their duties. OCCC is authorized to license, regulate, investigate, and penalize casino operators. OCCC may contract for the services of experts and consultants in carrying out its duties. The bill requires OCCC to submit an annual report to the Governor, the President and Minority Leader of the Senate, and the Speaker and Minority Leader of the House of Representatives.

OCCC is to appoint an executive director who hires the staff and will receive an annual salary in accordance with pay range 48 of section 124.152 of the Revised Code, i.e., in a pay range of \$66,851 to \$146,286. OCCC will pay expenses related with the criminal background checks of its staff, the casino operators, gaming related vendors, and casino employees. OCCC will be reimbursed for the costs of the background checks, except those related to its own staff. The Department of Taxation estimated OCCC staffing cost at \$2.3 million in the start-up year prior to the opening of the four casinos, and \$11.2 million once the four casinos have been opened. Details regarding the operation of OCCC are available in the bill analysis at <http://www.legislature.state.oh.us>. Operations of OCCC will be paid from the Casino Control Commission Fund, established by the bill.

Legislative permanent Joint Committee on Gaming and Wagering

The bill creates a six-member legislative permanent Joint Committee on Gaming and Wagering to review laws and rules governing the administration and to study proposed changes to casino gaming in Ohio. The Senate President and the Speaker of the House of Representatives will each appoint three members to this committee. Any study or committee expenses are to be paid for from OCCC funds or other appropriation by law. Members shall receive no compensation, but will be reimbursed for actual and necessary expenses incurred in the performance of their duties. As of this writing, LSC is unable to estimate the costs associated with the Joint Committee on Gaming and Wagering.

Fees and permits

The bill establishes an upfront payment of \$50 million per casino facility and an operator fee of \$2 million per casino. Other fees for operators, management and holding companies, employees, and vendors will be set by OCCC by rule, subject to the approval of the legislative Joint Committee on Gaming and Wagering.

	Per Facility	Number of Facilities	Total Fees
Casino Operator Upfront Fees	\$50,000,000	4	\$200,000,000
Casino Operator Application Fees	\$2,000,000	4	\$8,000,000
D5-n Permit Fee (casino operator)	\$5,000	4	\$20,000
D5-o Permit Fee (restaurant)	\$5,000	4	\$20,000
Total			\$208,040,000

As provided in Article XV, Section 6(C), of the Ohio Constitution, the upfront license fee shall be used "to fund state economic development programs which support regional job training efforts to equip Ohio's workforce with additional skills to grow the economy." The bill appropriates \$208.2 million for various programs. The upfront payment of \$50 million per casino is deposited into the Economic Development Program Fund. The operator fee of \$2 million will be deposited into the Casino Control Commission Fund. This fee is shown in the table as a one-time fee for each casino location. New casino operator, management company, and holding company license and renewal licenses fees will be set by rule, subject to the approval of the Joint Committee on Gaming and Wagering. LSC assumes that those fees would be deposited into the Casino Control Commission Fund.

The bill creates four D5-n permits (one for each casino), and an unlimited number of D5-o permits. The fees for the permits are \$5,000. Thus fee revenues would be \$20,000 from the D5-n permits and at least \$20,000 from the D5-o permits. The table above assumes one permit per location. D5-n and D5-o permits authorize sales of beer, wine, and liquor at only two fixed counters (serving locations) on the permit premises. A duplicate permit is required for each additional fixed counter. The fee for a duplicate D5-n permit is 20% of the fees payable for D5-n or D5-o permits issued to the same premises while a duplicate D5-o permit carries a \$1,000 fee. In addition, if Sunday sales are desired, the bill requires a D-6 permit to be issued to a holder of a D5-n or D5-o permit, subject to those sales having been approved by local option election. The fee for a D-6 permit is \$500.

Liquor permit fee revenue is deposited to the Undivided Liquor Permit Fund (Fund 7066) and subsequently distributed to the GRF (45%), the Statewide Treatment and Prevention Fund (Fund 4750) used by the Department of Alcohol and Drug Addiction Services (20%), and the local taxing district where the permits are issued

(35%). All permanent liquor permits, in addition to the stated fee, carry a \$100 processing fee that covers the Department of Commerce's expenses in fingerprinting and making background checks for permanent license applications. This fee is deposited into the Liquor Control Fund (Fund 7043).

Licensing procedure

The bill describes procedures for obtaining various licenses for operators, management and holding companies, employees, and vendors and for suspensions, revocation, and renewal of the licenses. Details of the licensure provisions are available in the LSC bill analysis.

New funds in the state treasury

Article XV, Section 6(C), of the Ohio Constitution prescribes both a 33% tax on gross casino revenues and the distribution of receipts from the tax. The bill creates the following new funds that will receive those distributions: the Casino Tax Revenue Fund, the Gross Casino Revenue County Fund, the Gross Casino Revenue County Student Fund, the Gross Casino Revenue Host City Fund, the Ohio State Racing Commission Fund, the Ohio Law Enforcement Training Fund, the Problem Casino Gambling and Addictions Fund, the Casino Control Commission Fund, and the Casino Tax Administration Fund.

All money collected from the tax on gross casino revenues is to be credited to the Casino Tax Revenue Fund. From amounts in the Casino Tax Revenue Fund, 51% of the balance is to be transferred to the Gross Casino Revenue County Fund, 34% to the Gross Casino Revenue County Student Fund, 5% to the Gross Casino Revenue Host City Fund, 3% to the Ohio State Racing Commission Fund, 2% to the Ohio Law Enforcement Training Fund, 2% to the Problem Casino Gambling and Addictions Fund, and 3% to the Casino Control Commission Fund. The Department of Taxation has estimated that the casino gross receipts tax may yield about \$643 million a year when all four casinos are built and fully operational. If slot machines are authorized at a later date at Ohio's seven racetracks, potential revenues from the casinos would be lower. Also, increased competition from gaming opportunities outside Ohio, and the business cycle, may reduce the potential yield of the tax. The bill specifies that a "casino facility" may be opened in phases and may have gaming areas in one or more locations, buildings, or rooms that are connected by walkways or by nongaming amenities.

Based on the Department of Taxation estimate and distributions prescribed by the bill, Table 2 below provides potential revenues to the various funds.

Table 2: Distribution of Potential Casino Tax Receipts		
Fund	Share	Estimated Revenue (in millions)
Gross Casino Revenue County Fund	51%	\$328.2
Gross Casino Revenue County Student Fund	34%	\$218.8
Gross Casino Revenue Host City Fund	5%	\$32.2
Ohio State Racing Commission Fund	3%	\$19.3
Casino Control Commission Fund	3%	\$19.3
Problem Casino Gambling and Addictions Fund	2%	\$12.9
Ohio Law Enforcement Training Fund	2%	\$12.9
Total	100%	\$643.4

Of the money credited to the Ohio Law Enforcement Training Fund, the bill earmarks 85% of the money to the Ohio peace officer training academy (\$10.9 million), in the Attorney General's office and 15% to the Division of Criminal Justice Services (\$1.9 million), in the Department of Public Safety. The Casino Tax Administration Fund is to receive 1% of the money credited to the Casino Control Commission Fund (\$0.2 million).

Casino gaming

The bill authorizes up to 5,000 slot machines per casino, and an unlimited number of table games. Any slot machine or table game authorized in Indiana, Michigan, Pennsylvania, and West Virginia may be conducted in Ohio casinos with the approval of OCCC. Subject to the approval of OCCC, casinos are allowed to determine minimum and maximum wagers for gaming, and slot machine payout must be at least 85%.

Bingo and instant bingo

The bill amends existing law relating to charitable gaming. These changes include, but are not limited to:

1. Modifies the definition of "skill-based amusement machines";
2. Authorizes a charitable organization to purchase, lease, and use instant bingo dispensers;
3. Changes the definition of veterans and fraternal organizations by removing the requirement that a veterans organization be in continuous existence for at least two years and fraternal organizations be in continuous existence for at least five years;

4. Increases the number of times in a year a veterans and fraternal organization may lease premises to charitable organizations for festivals at which games of chance are conducted;
5. Allows a charitable organization to spend a reasonable amount of its gross profit to pay certain property taxes and assessments;
6. Adjusts the threshold amount governing the distribution of instant bingo net profits by a veterans, fraternal, or sporting organization;
7. Defines the term "durable bingo equipment" and requires lessors of such equipment to apply for a license annually with the Office of the Attorney General.

These provisions of the bill will mainly affect the expenditures and revenues of the Office of the Attorney General. The Office's Charitable Law Section is responsible for licensing: (1) charitable organizations who apply for various bingo-related licenses and (2) manufacturers and distributors of bingo supplies. In addition to its licensing function, the Section is authorized, in cooperation with local law enforcement agencies when necessary and appropriate, to investigate, examine accounts and records, conduct inspections, and take any other necessary and reasonable actions to administer and enforce the Charitable Gaming Law. The Section's operating expenses are financed by moneys appropriated from Fund 4180, which include bingo license fee revenues, with any expenses of the Section in excess of moneys available in Fund 4180 paid from GRF line item 055321, Operating Expenses.

Changes to the various bingo-related provisions of the bill will likely increase the administrative and enforcement workload and related annual operating costs of the Attorney General's Charitable Law Section. There will also be a revenue gain from licensing fees (\$500 annually from lessors of durable bingo equipment). However, the total amount of new licensing revenue is difficult to predict as it will be largely dependent on the number of businesses or individuals engaging in this type of business activity, currently and in the future.¹

Charity card rooms

The bill allows charitable organizations to conduct games of chance for up to 128 hours each year for each organization, in a charity card room rented from any of the state's seven horse race tracks. All proceeds after expenses are paid to the charity. This provision appears to have little fiscal effect.

¹ The bill is silent as to which fund the new licensing fees are to be deposited to, but for the purposes of this analysis, it is assumed that the revenues will be credited to the Charitable Foundations Fund (Fund 4180).

New Tax Credit

Each year, a casino operator is required to issue an information return to each person to whom an amount has been deducted or withheld from the person's winnings during the preceding calendar year. The bill creates a new refundable tax credit against the personal income tax for amounts deducted and withheld from casino winnings.

State agencies expenditures

Various state agencies will incur expenditures related to requirements of the bill. Appropriated amounts that are included in the bill are noted below. As of this writing, LSC is unable to estimate costs associated with all of these requirements.

Department of Development

Urban Workforce Development Initiative

The bill requires the Ohio Department of Development (ODOD) to establish an Urban Workforce Development Initiative to provide reimbursement grants to eligible employers for qualified wage expenditures associated with hiring unemployed persons who meet certain criteria. The bill appropriates \$70 million for this program in FY 2011 from a fund designated "XXX" in the bill, which LSC staff understands to be the Urban Workforce Development Fund, also created in the bill; this fund will receive a \$70 million transfer from the Economic Development Programs Fund. To qualify for the program, an eligible employer must be located in an Ohio city having more than 30,000 individuals with incomes below 185% of the federal poverty rate as determined by the U.S. Census Bureau's American Community Survey between 2006 and 2008. Eligible employers may use these grants to cover qualified wage expenditures incurred in hiring employees who (1) were unemployed immediately before being hired and (2) recently earned a degree or certificate from a qualified educational program relevant to the employment. The bill requires ODOD to adopt rules to implement the program, including definitions of what constitutes a qualified wage expenditure.

Workforce Guarantee Program

The bill authorizes a transfer of \$60 million in casino license fees collected by the state and placed in the Economic Development Programs Fund to the Job Development Initiatives Fund (Fund 5AD0) and appropriates that money in FY 2011 in line item 195668, Workforce Guarantee Program. The Ohio Workforce Guarantee Program provides grants to reimburse eligible employers for qualified training costs and is currently supported by a combination of GRF dollars appropriated to line item 195434, Industrial Training Grants, and federal Workforce Investment Act (WIA) funds transferred from the Department of Job and Family Services and appropriated to line item 195643, Workforce Development Initiatives. Currently, planned spending for the Ohio Workforce Guarantee Program in FY 2011 is approximately \$10.1 million between these two sources.

Build Your Own Business Program

The bill requires the Department of Development, in consultation with the Board of Regents, to establish and administer the Build Your Own Business Program. This program would provide grants, loans, support services, and technical help for new businesses started by Ohioans previously unemployed. Funding of \$10 million is appropriated for FY 2011 for this purpose from Fund XXX. LSC staff understand that fund is intended to be the Economic Development Programs Fund.

Board of Regents

The bill establishes the Co-Op/Internship Program under the Board of Regents. An appropriation of \$60 million to the Board of Regents' cooperative education and internship programs is provided for this purpose, from Fund XXX. LSC staff understand that fund is intended to be the Economic Development Programs Fund.

Inspector General

The bill requires the Inspector General to conduct random reviews of the processing of contracts associated with the Ohio Casino Control Commission. In addition, the bill allows the Inspector General to investigate any wrongful acts or omissions that have been committed by the Commission and, at the conclusion of an investigation, the Inspector General is required to report its findings to the executive director of the Commission and to the Governor. The bill appropriates \$100,000 in fiscal year 2011 in the Inspector General's budget for the purpose of carrying out the requirements of the bill. The funding source for the appropriation is not specifically identified in the bill.

Ethics Commission

The bill requires all members of OCCC, the executive director, all professional employees, and all technical employees of the Commission who perform an internal audit function to file appropriate disclosure statements to the Ethics Commission. The bill appropriates \$100,000 to the Ethics Commission for casino-related investigations. The funding source for the appropriation is not specifically identified in the bill.

Attorney General

The Office of the Attorney General is charged with civil enforcement of Chapter 3772. (or any rule passed pursuant to that chapter) and may pursue a civil action with a court of common pleas. It is uncertain how many civil actions will be pursued annually, but it seems likely that the Office would need to dedicate some number of staff to the duty of enforcement of these provisions. The Office of the Attorney General (Bureau of Criminal Identification and Investigation, or BCII) will be required to perform background checks on OCCC members and staff, and certain employees of the casinos and related industries. The cost of the background check is \$22 for a statewide check and an additional \$24 for the FBI check, of which \$22 is forwarded to the FBI. All fees are deposited to the credit of Fund 1060, General Reimbursement.

Department of Rehabilitation and Correction

The bill makes several criminal prohibitions, generally related to various prohibited casino-related conduct (e.g., cheating). Violating any of these prohibitions is a felony of the fifth degree on the first offense, punishable by 6 to 12 months in prison and a fine of no more than \$2,500, and a felony of the fourth degree on each subsequent offense, which is punishable by 6 to 18 months in prison and a fine of no more than \$5,000. The individual could also be barred for life from entering a casino facility.

It is uncertain how many criminal convictions would result annually, or, of this number, how many would be sentenced to prison. That said, there are likely to be violations, with some number of those convicted of a felony offense being sentenced to prison. The magnitude of the potential resulting increase in DRC's annual incarceration costs is uncertain. As of April 2010, the annual average cost associated with housing and providing services to an offender in prison was \$25,334, or \$69.41 per day.

Other agencies

The Director of Alcohol and Drug Addiction Services will administer the Problem Casino Gambling and Addictions Fund. Currently, the Ohio Department of Alcohol and Drug Addiction Services provides treatment to clients with an alcohol or other drug addiction and co-occurring gambling addiction or pathological gambling addiction with funds received from the Ohio Lottery Commission through an interagency agreement. Expenses are financed with moneys appropriated from Fund 5T90, line item 038616, Problem Gambling Services. Moneys from the Problem Casino Gambling and Addictions Fund may be used in districts of counties on which a casino facility is not located. The bill specifies that money in the fund may be used to provide addiction services or programs through toll-free call centers throughout the state. The bill requires fund expenditures to be for services certified by ODADAS or by counselors that are certified by the Department. The Director is required to submit an annual report describing the use of funds to OCCC, the Speaker and Minority Leader of the House of Representatives, the President and Minority Leader of the Senate, and the Governor.

The State Racing Commission will administer the Ohio State Racing Commission Fund. Under the provision in the Constitution, money in this fund will be used to support purses, breeding programs, and track operations.

The Ohio Peace Office Training Commission (Office of the Attorney General) will create a gaming-related curriculum for gaming agents and will use money from the Ohio Law Enforcement Training Fund to train gaming agents.

The Tax Department will use funding provided from the Casino Control Commission Fund to administer the casino tax. The Department of Taxation had previously estimated start-up costs for administering the casino tax at \$400,000, and ongoing operations at \$250,000 per year. The bill does not provide for the uses of revenues to the Gross Casino Revenue County Student Fund.

Units of local government

Counties

Funds in the Gross Casino Revenue County Fund, estimated at \$328.2 million per year, are to be distributed among all 88 counties in proportion to their respective populations. Potential distributions may range from \$0.4 million for Vinton County to \$40.3 million for Cuyahoga County. If a county's most populated city had a population greater than 80,000, then 50% of that county's distribution will go to that city. According to the 2000 Census, Columbus, Cleveland, Cincinnati, Toledo, Akron, Dayton, Youngstown, and Canton will receive half of the distributions to their respective counties.

School districts

Funds in the Gross Casino Revenue County Student Fund are to be distributed to all 88 counties in proportion to public school district student populations at the time of such distribution. Those funds are to be distributed among all public school districts located (in whole or in part) within such county in proportion to each school district's respective student population who are residents of such county at the time of distribution to the school districts. Each public school district shall determine how its distributions are appropriated, but all distributions shall be used only to support primary and secondary education.

Municipalities

Combined revenue to the Gross Casino Revenue Host City Fund may be about \$32.2 million per year. Due to varying gaming market conditions, yearly municipal distributions are estimated to range from \$4.1 million in Toledo to \$11.5 million in Cleveland. Cincinnati and Columbus may receive \$7.1 million and 9.4 million, respectively.