AN ACT concerning the expanded lottery act; relating to racetrack gaming facilities; net electronic gaming machine income; expanded lottery act revenues fund; amending K.S.A. 74-8747 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. 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 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;

(3) 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) 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 2% of net electronic gaming machine income.
shall be paid to the county in which 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 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) An amount equal to 31% of net electronic gaming machine income shall be credited to the expanded lottery act revenues fund; 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).

Sec. 2. K.S.A. 74-8747 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.