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**Testimony to the
House Committee on Federal and State Affairs
Substitute for Senate Bill 84
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For Boot Hill Casino and Resort
Testimony is Support
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Good Morning Chairman Barker, Vice-Chair Arnberger, Ranking Member Ruiz, and members of the Committee. Thank you for allowing our testimony, I am Kevin Fowler, an attorney with Frieden & Forbes, LLP, and I appear today representing the Boot Hill Casino lottery gaming facility manager in support of Substitute for Senate Bill 84 for statutory authorization of sports betting. Substitute for SB 84:

- Is good for Kansans
- Makes economic sense
- Provides reasonable terms to compete with the illegal “black market” sports betting that is available throughout the country.

We are pleased to support Substitute for SB 84 to help improve the challenging economic situation and advance the legislative intent of the Kansas Expanded Lottery Act (KELA). We all know that KELA was enacted to create destination resorts, drive tourism into Kansas and create new positive economic activity for the State.

Sports wagering is not a new topic to the legislature. However, enactment of Substitute for SB 84 adds to the KELA objectives in Kansas and provides another opportunity to drive patrons from out of state into Kansas for sports wagering. The significance of the benefit depends on the timeliness of the other state authorizations of sports wagering.

Kansans are going to benefit from Substitute for SB 84. The addition of sports betting enables the State-Owned Casinos to expand the customer base and expand the market area around Kansas. It not only provides another revenue source, but an amenity within the Casinos to help attract customers to the State of Kansas. The addition will also reduce the number of Kansas citizens driving across the borders to place wagers on Sporting Events.

Moreover, the present-day unregulated off-shore sports books are not few or insignificant. We have an opportunity for the Lottery to legitimize and fairly operate sports wagering using much of the existing infrastructure established by the Kansas Expanded Lottery Act (KELA). We believe players will prefer the legal application of sports wagering.

The benefits include the indirect economic impact of non-residents coming to Kansas for sports betting, increased tax revenue for the state, use of the proposed on-line platforms while dining at restaurants in Kansas, and increased visitation to the four existing gaming facilities.

Substitute for SB 84 offers the right elements to make sports betting successful. Those include having:

- Reasonable State/Manager revenue share rates;
- Limited to existing lottery gaming facility managers that are highly regulated by the Kansas Racing and Gaming Commission;
- Mobile wagering;
- No risk of loss to the State;
- Free market access to sports data; and
- Most important: Safe and secure sports wagering platforms operated in compliance with all laws.

We believe it is critical that the management of sports betting be limited to existing licensed lottery gaming facility managers. Kansas lottery gaming facility managers have invested hundreds of millions in their brick-and-mortar establishments in this state, are major drivers of job creation and economic activity in our host communities, and a significant generator of tax revenue for state and local governments. We have well-established, rigorous compliance and responsible gaming protocols in place to ensure a safe wagering environment for consumers.

Illegal sports betting is available everywhere and is currently thriving in Kansas. It will be no small challenge to transition Kansans to legal sports betting, and to properly regulate it. Substitute for SB 84 is a reasonable solution to sports betting in Kansas and provides the means to accomplish properly regulated sports betting strictly through strictly regulated lottery gaming facilities with a low-risk cost-conscious implementation.

Thank you for this opportunity to share our views regarding the Substitute for SB 84 and we urge you to support the bill. I will be happy to stand for any questions.