

**HOUSE BILL No. 2740**

By Committee on Federal and State Affairs

3-16

1 AN ACT concerning gaming; relating to the Kansas expanded lottery act;  
2 Kansas lottery and Kansas racing and gaming commission, rules and  
3 regulations; authorizing sports wagering; creating the sports wagering  
4 receipts fund, the white collar crime fund, the privilege fee repayment  
5 fund and the facility manager licensee repayment fund; authorizing  
6 pari-mutuel licensees to operate historical horse race machines;  
7 amending K.S.A. 46-2301, 74-8702, 74-8710, 74-8711, 74-8716, 74-  
8 8718, 74-8733, 74-8734, 74-8751, 74-8752, 74-8757, 74-8760, 74-  
9 8761, 74-8802, 74-8804, 74-8814, 74-8823, 74-8836 and 79-4806 and  
10 K.S.A. 2021 Supp. 21-6403 and 21-6507 and repealing the existing  
11 sections.  
12

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

14 New Section 1. (a) Sports wagering shall only be conducted in this  
15 state in accordance with the provisions of the Kansas lottery act and the  
16 Kansas expanded lottery act.

17 (b) The Kansas lottery may offer sports wagering through one or  
18 more lottery gaming facility managers that have contracted with the  
19 Kansas lottery in accordance with the Kansas expanded lottery act to  
20 operate and manage sports wagering on behalf of the Kansas lottery,  
21 including, but not limited to, sports wagering over the internet through  
22 websites and mobile device applications, through an interactive sports  
23 wagering platform approved by the Kansas lottery and the use of any such  
24 platform at the primary facility of a professional sports team or other  
25 marketing entity pursuant to a marketing agreement entered into between  
26 the lottery gaming facility manager and the professional sports team or  
27 other marketing entity in accordance with section 4, and amendments  
28 thereto.

29 New Sec. 2. (a) Each lottery gaming facility manager shall be limited  
30 to three interactive sports wagering platforms that shall be approved by the  
31 executive director. Any interactive sports wagering platform approved by  
32 the executive director shall serve the public convenience and promote  
33 sports wagering in accordance with marketing plans developed by the  
34 Kansas lottery to offer sports wagers. Any lottery gaming facility manager  
35 may enter into a contract on behalf of the Kansas lottery with an approved  
36 interactive sports wagering platform. Any such contract shall be approved

Proposed Amendments to  
House Bill No. 2740  
House Committee on Federal and State Affairs  
Prepared by: Mike Heim  
Office of Revisor of Statutes

1 (A) Advertising through signage and other media, including  
2 electronic media;

3 (B) allowing devices, such as kiosks, to be located within the primary  
4 facility of the professional sports team to allow patrons to engage in sports  
5 wagering; and

6 (C) providing access to mobile device applications that allow patrons  
7 to access the interactive sports wagering platforms utilized by the lottery  
8 gaming facility manager operating and managing sports wagering at the  
9 primary facility or other premises.

10 (2) A marketing agreement shall expressly prohibit the professional  
11 sports team or other marketing entity and any owner, director, officer,  
12 employee or agent of such professional sports team or other marketing  
13 entity from taking any bets, paying out any prizes or otherwise having any  
14 control or access to the interactive sports wagering platform or any other  
15 system used by the lottery gaming facility manager to operate and manage  
16 sports wagering.

17 (3) If the primary facility or other premises specified in the marketing  
18 agreement is located outside a gaming zone, then all sports wagering at  
19 such facility or other premises shall be conducted through an interactive  
20 sports wagering platform.

21 (c) Any lottery gaming facility manager may enter into marketing  
22 agreements with not more than 50 marketing entities. Not fewer than 10  
23 such agreements shall be with a nonprofit fraternal or veterans  
24 organizations.

25 (d) Any lottery gaming facility manager seeking to enter into a  
26 marketing agreement pursuant to this section shall submit such marketing  
27 agreement to the Kansas lottery for approval. No such marketing  
28 agreement shall become effective until it is approved by the executive  
29 director of the Kansas lottery. If the marketing agreement satisfies all of  
30 the requirements of the Kansas lottery act and the Kansas expanded lottery  
31 act, then it shall be approved. If the agreement is not approved, the  
32 executive director shall notify the parties to the agreement that approval  
33 has been denied and provide the reasons for such denial.

34 New Sec. 5. The executive director shall adopt rules and regulations  
35 regarding the advertisement for sports wagering. Such rules and  
36 regulations shall be adopted on or before January 1, 2023, and shall  
37 include, but not be limited to:

38 (a) Ensuring that advertisements, including limitations on the form,  
39 content, quantity, timing and location of such advertisements, do not target  
40 children and minors, or other persons who are ineligible to place wagers,  
41 or problem gamblers or other vulnerable persons;

42 (b) disclosure of the identity of the lottery gaming facility manager in  
43 all such advertisements;

20% of