

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE  
SPECIAL LEGISLATIVE SESSION - 2005

The meeting was called to order by Chairman Dwayne Umbarger at 3:45 P.M. on June 23, 2005, in Room 123-S of the Capitol.

All members were present.

Committee staff present:

Norman Furse, Revisor of Statutes  
Jill Wolters, Senior Assistant, Revisor of Statutes  
Alan Conroy, Director, Kansas Legislative Research Department  
J. G. Scott, Kansas Legislative Research Department  
Leah Robinson, Kansas Legislative Research Department  
Michelle Alishahi, Kansas Legislative Research Department  
Reagan Cussimanio, Kansas Legislative Research Department  
Amy Deckard, Kansas Legislative Research Department  
Audrey Dunkel, Kansas Legislative Research Department  
Julian Efird, Kansas Legislative Research Department  
Debra Hollon, Kansas Legislative Research Department  
Susan Kannarr, Kansas Legislative Research Department  
Becky Krahl, Kansas Legislative Research Department  
Carolyn Rampey, Kansas Legislative Research Department  
Matt Spurgin, Kansas Legislative Research Department  
Amy VanHouse, Kansas Legislative Research Department  
Robert Waller, Kansas Legislative Research Department  
Judy Bromich, Administrative Analyst  
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Jonathan Small, on behalf of the Kansas Army National Guard  
Senator Dennis Pyle  
Mark Beck, Director, Kansas Department of Revenue

Others attending:

See attached list.

**Bill Introductions**

Chairman Umbarger welcomed Jonathan Small, on behalf of the Kansas Army National Guard Association of Topeka, who explained a bill introduction regarding the refund of motor vehicle taxes due on automobiles. He explained that it appears to fix a gap that would apply to soldiers mobilized for duty in Iraq and it back dates it for a year to allow those that were mobilized earlier back to December 31, 2003. He noted that this bill would apply to all military services. (No written testimony was provided.)

The Chairman welcomed Senator Dennis Pyle who explained that he was contacted by some Kansas National Guard members when they returned home and applied for this exemption, it was denied. He noted that the money would come from the county and not the State and noted that according to Kansas Legislative Research Department, those that fell through the crack are those who did not receive an exemption during calendar year 2004 when some were deployed or stationed during 2004 and the statute date for the bills started December 31, 2004. (No written testimony was provided.)

Chairman Umbarger welcomed Mark Beck, Director, Property Valuation, Kansas Department of Revenue, explained that the issue was that when the bill was passed in 2004 it had a July 1 date rather than a calendar year date. Mr. Beck noted that there are six months of people that are eligible for the exemption that were not covered and this bill would correct that problem.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 3:45 P.M. on June 23, 2005, in Room 123-S of the Capitol.

Senator Emler moved, with a second by Senator Barone, to introduce a bill regarding the application of motor vehicle tax exemption for certain members of military (5rs9075). Motion carried on a voice vote.

Chairman Umbarger explained that a resolution has been presented to the committee to consider for introduction and the committee reviewed the draft of the resolution. Following committee discussion, the Chairman indicated that it would be the intent that Senate Ways and Means would consider this resolution in committee.

Senator Emler moved, with a second by Senator Taddiken, to introduce a resolution in regard to the Augenblick & Myers school funding study (5rs9074). Motion carried on a voice vote.

Senator Morris explained that **SB 2** should be brought back to the committee to discuss benefit districts, which are in the bill, and for that reason the bill was brought back to the committee along with some proposed amendments to the bill. The Chairman called the Committee's attention to discussion of:

**SB 2 – Kansas expanded lottery act; authorizing casinos in certain development zones; authorizing video lottery terminals at parimutuel racetracks**

Chairman Umbarger acknowledged Mary Ann Torrence, Senior Assistant Revisor, who gave a briefing on **SB 2**. Copies of a Corrected Explainer for **SB 2**, Kansas Expanded Lottery Act, compiled by Kansas Legislative Research Department, were distributed to the committee (Attachment 1). Copies of the corrected Supplemental Note on **SB 2** as introduced by Senate Ways and Means were also distributed (Attachment 2). The Revisor reviewed the bill section by section with the committee. Committee questions and discussion followed.

Senator Wysong moved to amend SB 2, with a second by Senator Barone, to delete the incentive provisions in the bill on page 9, (g) (2), beginning on line 41 through page 10, line 13; on page 9, (f) (2), line 32, change the \$30,000,000 to require \$90,000,000 investment in a casino for a destination development zone that is not designated in the northeast or south-central zones and on page 10, specify the percentage, not to exceed 22 percent of residual lottery gaming facility revenues to be paid to the manager. Motion carried on a voice vote.

Senator Umbarger moved, with a second by Senator Emler, to amend SB 2 to add a provision on page 35, New Sec. 31, Subsection (9) to clarify that the transfer of the 24.0 percent gross revenue from the Video Lottery Terminals (VLTs) to the Kansas Education Opportunity Trust Fund. Motion carried on a voice vote.

Senator Barone moved, with a second by Senator Emler, to amend SB 2 regarding the accelerated lottery payment on page 12, line 13, to change it from 180 days to 30 days. Motion carried on a voice vote.

Senator Betts distributed a letter regarding the Gaming Position Statement, City of Wichita (Attachment 3). He explained that Wichita has been hit hard since 9/11 due to the layoffs from Boeing and Sedgwick County has the largest school districts in the Midwest. Senator Betts moved to amend SB 2 on page 8, line 12, following the word northeast to insert "south-central" and in line 19 following the word northeast to insert the word "south-central". Motion died due to the lack of a second. Senator Betts had also offered to withdraw his amendment. Following committee discussion, Senator Betts explained that since he represents downtown Wichita and noted that if Sedgwick County or the City of Wichita really wants gaming, they would have to organize and support Sedgwick County Legislators and let them know what they really want.

Senator Emler moved, with a second by Senator Barone, to recommend SB 2 favorable for passage as amended. Motion carried on a roll call vote. Senator McGinn requested to change her vote from "Pass" to a "No".

The Chairman expressed his thanks and appreciation for the work done by the committee and staff.

The meeting adjourned at 5:15 p.m. The next meeting was scheduled for June 25, 2005.

SENATE WAYS AND MEANS  
GUEST LIST

Date June 23, 2005

NAME	REPRESENTING
Sam Watkins	Sack & Fox & Kickapoo Tribes
Glen Thompson	Stand Up For US.
DAVID OWEN	HOMELESS COME HOME
DOUG LAWRENCE	LGA
Tom Burgess	River Falls Linn
SEN. MIKE PETERS	
Rebecca Rice	KS Clubs & Assoc.
SEN. MIKE	KS Dairy Assoc.
Marsha Steinhilber	CWA
MATT ALL	Gov's office
STEPHEN MARTINO	KMC
Andy Shaw	Kearney & Associates
Dodie Wellshear Johnson	Patrick J Hurley & Co.
Jim Mang	Foulston Siefkin LLP
Jimmie Rose	KACCT
George Wenzel	Ruffin Comp.
Don Kow	
J.P. Small	KSARKS
J.P. Small	KQHRA
Ed Van Petten	Kansas Lottery
Keith Kocher	KS Lottery
John Petersen	
John Petersen	KS Government Consulting



*Corrected*  
June 23, 2005

## **Explainer for Senate Bill 2**

### **KANSAS EXPANDED LOTTERY ACT**

#### **Section 1**

- Definition section.
- Five destination development zones for one or more casinos established: Northeast (Wyandotte County), Southeast (Crawford and Cherokee), Southcentral (Sedgwick), Southwest (Ford), and Northcentral (Geary County).

#### **Section 2**

- Sections 2-46 are defined as the Kansas Expanded Lottery Act.
- Contains a severability clause.
- Requirement of a surety bond if the constitutionality of the Kansas Gaming Act is challenged in a district court.
- The decision of the district court would be subject to review by an appeal to the Supreme Court of Kansas.

#### **Section 3**

- The Lottery Director would be authorized to issue a certificate of authority to enter into a contract with a gaming facility manager who would operate a casino on behalf of the state.
- Manager must meet specific criteria as determined by the Director before the contract is issued.

#### **Section 4**

- The Lottery Commission would adopt rules and regulations to approve management contracts. This section authorizes the Lottery Director to enter a contract with the manager.
- The Lottery Commission would be required to take into consideration the specifics of the approved facilities and the estimated number of tourists it would serve prior to awarding the contract. Manager would be prohibited from managing two casinos within 20 miles of one another.

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Attachment 1*

- The Lottery Director would be authorized to enter into a management contract with a manager in the northeast and southeast Kansas destination development zones. Any other destination development zone would require the voters of the county making up the zone to approve a proposition for a destination development zone.
- The Commission could issue more than one management contract per destination development zone.
- The Commission would not issue a contract in Northeast (Wyandotte County) and the Southcentral destination development zone (Sedgwick County) unless infrastructure investment is at least \$150 million. If the manager invests an additional \$25 million in the ancillary lottery gaming facility operations then the manager will receive an additional one percent of the residual lottery gaming facility revenue. For all other zones, the required investment would be an additional \$5 million for the manager to receive an additional one percent.
- Contracts would have a maximum term of 15 years and would pay at least 22 percent of the residual lottery gaming facility revenue to the manager. This section establishes a mechanism for payment of expenses. The bill authorizes incentives for additional development of ancillary lottery gaming facility operations.
- Establishes an accelerated payment of \$15,000 per electronic game machine to be repaid to the manager by the state. The section would designate key employees and provide for a payment to cities and counties where casinos are located and to other counties in the same destination development zone.
- The Lottery Commission would be the owner of the lottery facility games.

#### **Section 5**

- County election required for approval for lottery gaming facilities.

#### **Section 6**

- Electronic gaming machines required to payout not less than 87 percent of amount wagered and be directly linked to the Lottery.

#### **Section 7**

- The Lottery Commission would be required to approve all electronic gaming machines and lottery facility games.

#### **Section 8**

- Establishes funds for division of the gaming revenues:

- 50 percent for expenses and a transfer of 1 percent to the Problem Gambling Fund;
- at least 22 percent to the lottery gaming facility manager; and
- not less than 24 percent of lottery gaming revenues would be dedicated to the Kansas Education Opportunity Trust Fund.

#### **Section 9**

- Kansas Lottery rules and regulations to establish criteria for employees of the lottery gaming facility.

#### **Section 10**

- Powers granted to the Lottery Director for oversight of machines and games, records and other aspects of gaming.

#### **Section 11**

- Crimes created relating to wagering would be a Class A nonperson misdemeanor.

#### **Section 12**

- Restrictions on playing machines and games; crimes established for violations.

#### **Section 13**

- Restriction on age (21 years old) to be present at any gaming operation.

#### **Section 14**

- Crimes established of a severity level 8, nonperson felony, for persons manipulating the outcome of the games.

#### **Section 15**

- Crimes established of a Class A, nonperson misdemeanor for unauthorized betting or playing of machines or games.

**Section 16**

- Requirement for facility manager to post signs regarding compulsive or problem gambling.

**Section 17**

- No excise taxes, fee or charges would be levied by any city or county except those authorized by the Kansas Expanded Lottery Act.

**Section 18**

- Sales tax would not be imposed on casino games.

**Section 19**

- No cause of action by the facility manager against the Lottery Director or employees.

**Section 20**

- Consent required by the manager to any action or garnishment by a county in a court of law.

**Section 21**

- The Kansas Expanded Lottery Act, lottery gaming facility managers and the management contracts shall not be subject to the provisions of or restrictions on major procurement contracts process.

**Section 22**

- Alcohol, wine, spirits, cereal malt beverages are permitted in lottery gaming facility and ancillary lottery gaming facility.

**VIDEO LOTTERY TERMINALS (VLTs)  
at parimutuel locations (tracks)**

**Section 23**

- Definition section.
- State's share would not be less than 24 percent of the net video lottery terminal income for education.



**Section 24**

- Kansas lottery shall develop rules and regulations governing VLTs at parimutuel locations.

**Section 25**

- County approval required by elections before VLTs are placed at parimutuel tracks.

**Section 26**

- Oversight provisions of the Lottery Commission in respect to VLTs.
- Require an 87 percent payout per VLT.
- Authorizes:           2,000 VLTs at the Wyandotte parimutuel tracks  
                              1,500 at Sedgwick  
                              1,500 at Crawford  
                              500 at Greenwood and Harper Counties  
Total:                   5,500 VLTs

- Oversight by the Lottery Commission of all VLTs at all parimutuel tracks.

**Section 27**

- Oversight by the Lottery Commission for certificates to operate VLTs at the tracks and manufacture VLTs.

**Section 28**

- Compulsory employee training program for service and maintenance of VLTs.

**Section 29**

- Requires a specific number of live thoroughbred and greyhound racing days at each parimutuel track or VLTs would be prohibited.

**Section 30**

- Approval by the Lottery of VLTs to be operated at parimutuel tracks.

### **Section 31**

- VLT revenue disbursement:
  - 22 percent of the net lottery terminal income to the manager;
  - 7 percent to the horses;
  - 7 percent to the greyhounds;
  - 1.5 percent to the city;
  - 1.5 percent to the county unless there is no city is located in the VLT zone, then 3 percent would go to the county;
  - 1 percent the Problem Gambling Fund; and
  - \$15,000 accelerated VLT payment per machine and repayment of advanced money.

### **Section 32**

- Kansas Lottery Commission shall adopt rules and regulations to administer the Act.

### **Section 33**

- Establishes ownership or leasing requirements of VLTs by the Lottery Commission.

### **Section 34**

- Creates the Video Lottery Revenues Fund and authorizes the Lottery Director to disburse the funds to other funds created by the bill.

### **Section 35**

- Creates the Video Lottery Oversight Fund which authorizes moneys for oversight of the act by the Lottery Commission.

### **Section 36**

- Creates the Live Greyhound and Live Horse Racing Purse Supplement Fund which disburses percentage of the moneys to the horse and dog industry.

**Section 37**

- Creates the Kansas Education Opportunity Trust Fund, which disburses moneys for funding of preschool, kindergarten, elementary, secondary and post-secondary education. Funding would be supplemental to, and not in lieu of, any state revenues appropriated for educational funding.

**Section 38**

- Creates a crime of a severity level 9, nonperson felony for one person to wage another person's bet.

**Section 39**

- Age restriction of 21 and 18 for wagering and employment.

**Section 40**

- Creates a crime for violation of prohibition on persons who are ineligible to gamble.

**Section 41**

- Crimes establish a severity level 8, nonperson felony for persons manipulating the outcome of the games.

**Section 42**

- A class A, nonperson misdemeanor for crimes relating to the unauthorized betting or playing of machines or games.

**Section 43**

- Crime of a severity level 9, nonperson felony for use of a gray machine.

**Section 44**

- Mandatory employee background checks.

**Section 45**

- No excise taxes, fee or charges would be levied by any city or county except those authorized by the Kansas Expanded Lottery Act.
- No sales tax imposed on VLT games.

**Section 46**

- Transport of gaming devices in Kansas would be exempt from Section 2 of the Federal Act.

**Section 47**

- Extensions or renegotiations of certain existing contracts would not be subject to procurement requirements. Provisions would expire on June 30, 2006.

**Section 48**

- Authorize the Lottery Commission to establish rules and regulations to carry out the provisions of the Kansas Expanded Lottery Act.

**Section 49**

- Technical.

**Section 50**

- Conflict of interest provisions for Lottery Director, commission members and employees.

**Section 51**

- Extends the Lottery to July 1, 2022.

**Section 52**

- Rules and regulations dealing with Kansas-bred horses.

**Section 53**

- The Kansas Racing and Gaming Commission shall designate the Board of Directors of the official greyhound registering agency.

**Section 54**

- The Commission shall establish the Greyhound Promotion and Development Fund.

**Section 55**

- Prohibits counties from exempting out of changes in the Kansas Lottery Act and out of changes in the Kansas Expanded Lottery Act.

**Section 56**

- Appropriations of approximately \$160 million for the Kansas Education Opportunities Trust Fund.

**Section 57**

- Repealer.

**Section 58**

- Effective date of publication in the *Kansas Register*.

Corrected  
SPECIAL SESSION OF 2005

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 2**

As Introduced by Senate Committee on  
Ways and Means

**Brief\***

SB 2 would create the Kansas Expanded Lottery Act which would authorize the following:

- casino gambling in two destination development zones and in three other zones with subsequent approval by both the voters and the Legislature; and
- video lottery terminals (VLTs) at parimutuel facilities, with some revenues from each dedicated to the Kansas Education Opportunity Trust Fund.

The Kansas Lottery would be the owner and operator of video lottery terminals and casinos. The Lottery would contract with casino managers in destination development zones to conduct gaming and with parimutuel licensees for placement of video lottery terminals at each racetrack.

**Destination Development Zones**

The bill would establish two destination development zones in areas where advisory elections have occurred: the northeast Kansas development zone (Wyandotte County) and the southeast Kansas destination zone consisting of Crawford and Cherokee counties. Both of these zones would be eligible for casino management contracts as determined by the Lottery. The number of electronic gaming machines would be limited at sites in these zones by contracts with managers of casinos. Crawford and Wyandotte counties would be eligible to be awarded casino contracts without additional voter approval since the

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

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counties conducted elections prior to enactment of the bill. Cherokee County would be required to conduct an election. However, approval of the county as the location of a casino would not need to be approved by the Legislature because the county is in an area designated as a destination development zone in the bill. All other counties would be eligible to have a casino if voters at an election approve having a casino in the county and if the Legislature designates the county as a destination development zone.

Casino manager contracts would provide accelerated lottery gaming facility payment of \$15,000 per machine and for the manager to recover the advanced payment.

### **Incentives**

In order to increase gaming revenue for the state, the Lottery is authorized to offer to the casino managers an incentive of 1.0 percent increase over the 22.0 percent of the residual lottery gaming facility revenue if the manager invests another \$25,000,000 (and for each additional \$25,000,000 amount) over and above the initial \$150,000,000 required in the northeast or south central development zones. Managers in other destination development zones, as established by the Legislature, would receive up to a 1.0 percent increase if the investment is \$5,000,000 above the \$30,000,000 base requirement (and for each additional \$5,000,000 amount).

### **Parimutuel Facilities (Tracks)**

The Kansas Lottery would be authorized to place VLTs at parimutuel racetracks in Wyandotte (2,000 VLTs), Sedgwick (1,500 VLTs), Crawford (1,500 VLTs), and Greenwood and Harper counties (500 VLTs between the two). The voters of the county must first approve placement of the VLTs within the county. The parimutuel sales agent would be required to pay an accelerated payment of \$15,000 per machine to the state. The accelerated payment would be repaid under terms of a management contract to the parimutuel sales agent.

**Revenue Distribution—State;  
Kansas Education Opportunity Trust Fund**

The bill would create the Lottery Gaming Facility Fund (LGFF). All revenues received from a casino manager would be deposited in the LGFF. Fifty percent of the moneys would be used to pay for gaming expenses and a transfer of 1.0 percent of casino revenues to the Problem Gambling Grant Fund. Expenses of gaming would include payments, as provided by the management contract, to the county and city, if any, where the casino is located. If the destination development zone consists of only one county, the percentage of casino revenues paid to the county and city, if any, could not exceed 4.0 percent of casino revenues. If the zone includes more than one county, the percentage paid to the county and city, if any, could not exceed 3.0 percent and an amount not exceeding an aggregate of 1.0 percent would be paid in equal amounts to the other counties in the zone.

The remaining 50.0 percent of the casino revenues would be credited to the casino manager's account in the LGFF. After payment to the casino manager of not less than 22.0 percent, as provided in the management contract, the balance of at least 24.0 percent would be transferred to the Kansas Education Opportunity Trust Fund (which would be created by the bill) to fund preschool, kindergarten, elementary, secondary and postsecondary education programs. Moneys in the fund could not be used to supplant moneys appropriated for education during the 2006 regular session for FY 2006.

**VLT Revenue**

Each video lottery parimutuel licensee would receive 22.0 percent of the net video lottery terminal income as a management fee, plus net lease for facilities. Remaining net income would be distributed as follows: 7.0 percent to the Live Horse Racing Purse Supplement Fund and 7.0 percent to the Live Greyhound Racing Purse Supplement Fund, which funds would be created by the bill; 1.5 percent remitted to the city and 1.5 percent to the county, or 3.0 percent to the county if the parimutuel licensee location is not in the city, and 1.0 percent to the Problem Gambling Grant Fund. At least 24.0 percent would go to the Kansas Education Opportunity Trust Fund.



## **Rules and Regulations**

The Lottery Commission would be authorized to establish rules and regulations to govern management contracts, which include provisions for gamblers to place themselves on a self-exclusionary list, and provisions to ensure the integrity of the gaming machines and finances.

## **Courts**

The bill would require the plaintiff in any civil action challenging the constitutionality of the Act to file in the court a surety bond as approved and determined by the court to pay for economic damages to the state from delay of implementation of the Act. The decision of the district court would be subject to automatic appeal to the Supreme Court.

## **Abolishment of the Lottery**

The bill would change the current statutory date for abolition of the Kansas Lottery to July 1, 2022.

## **Background**

The Senate Committee on Ways and Means held meetings on Senate Bill 2 on June 21, 2005. The committee considered several draft versions of gaming bills before deciding on a final version (SB 2).

The bill would create a number of funds in the State Treasury, including: the Lottery Gaming Facilities Fund, the Video Lottery Revenues Fund, the Video Lottery Oversight Fund, the Live Horse Racing Purse Supplement Fund, the Live Greyhound Racing Purse Supplement Fund, the Greyhound Promotion and Development Fund, and the Kansas Education Opportunity Trust Fund.

The Video Lottery Revenues Fund would maintain separate accounts out of which each video lottery sales agent would be paid. Moneys from the Video Lottery Oversight Fund would be used to pay the expenses of the Kansas Lottery associated with the administration and enforcement of the Video Lottery Program. The Live Horse Racing Purse Supplement Fund and the Live Greyhound Racing Purse Supplement Fund would be used for the distribution as purse supple-

ments in accordance with the rules and regulations of the Kansas Racing and Gaming Commission. The Greyhound Promotion and Development Fund would be used for the development, promotion, and representation of the greyhound industry in Kansas. This fund would receive revenue through a voluntary greyhound purse checkoff program, which would deduct 2.0 percent from purses paid to kennels and greyhound owners that participate in the program.

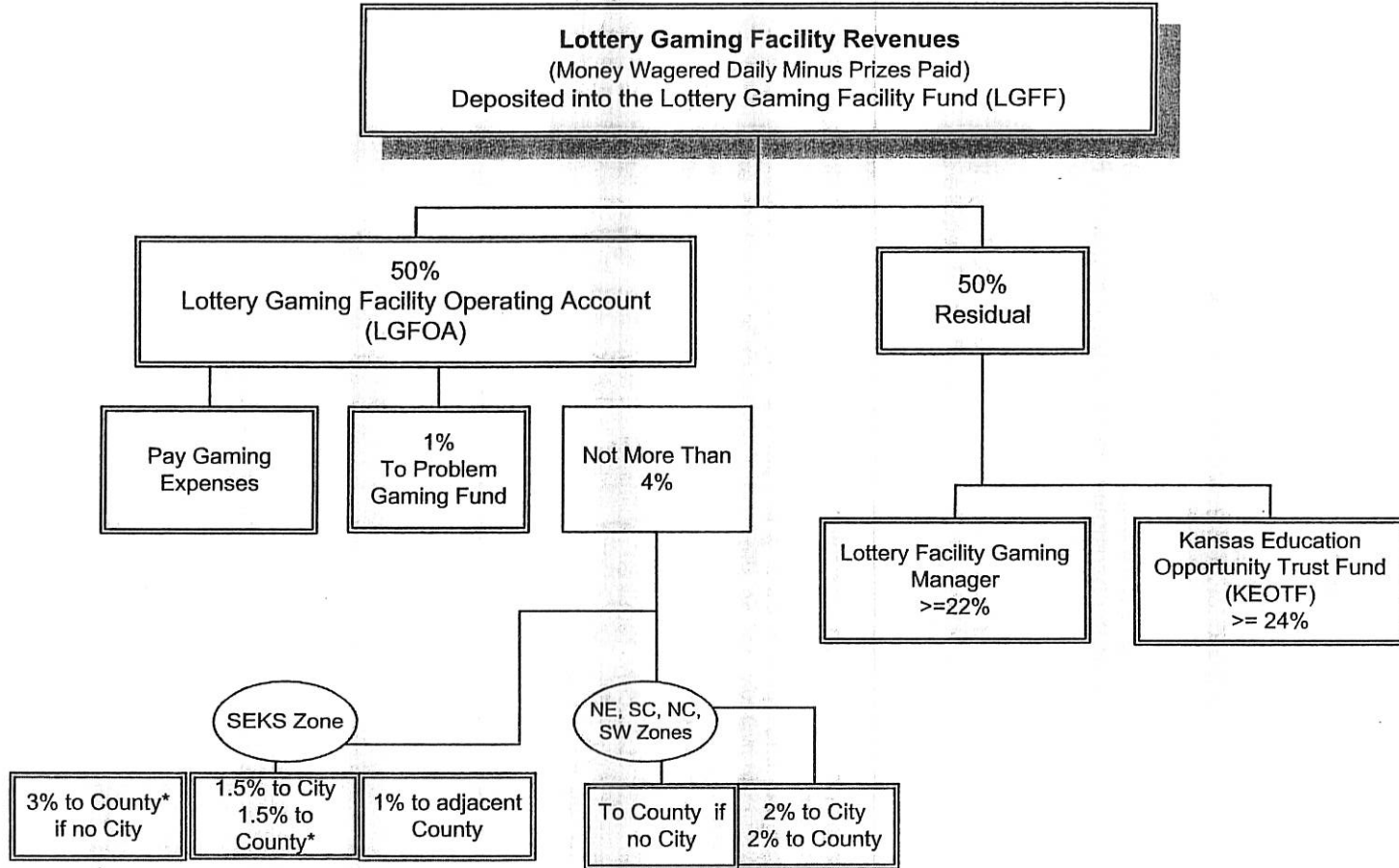
According to the Kansas Racing and Gaming Commission, the expansion of gaming at the parimutuel tracks could increase its FY 2006 operating expenditure by \$1,028,025 (\$804,365 for 20.0 FTE and \$224,025 for other expenses in FY 2006).

According to the Executive Director of the Kansas Lottery, the startup costs to implement the provisions of the bill would require an additional \$639,079 and 7.0 FTE positions in FY 2006.

The provisions of SB 2 would allow startup of expanded gaming operations in FY 2006, and the revenue fiscal note depends upon the negotiation of contracts to determine numbers of gaming machines and number and type of sites at which gaming may be conducted. If it is assumed that two casino sites with 2,000 gaming machines and three parimutuel sites with 5,000 video lottery terminals are approved, with prepayments of \$15,000 per machine and terminal, plus partial fiscal year gaming operations at the five sites, and after payment of prizes and statutorily required obligations, revenues could total between \$159.0 million and \$177.0 million to the Kansas Educational Opportunity Trust Fund.

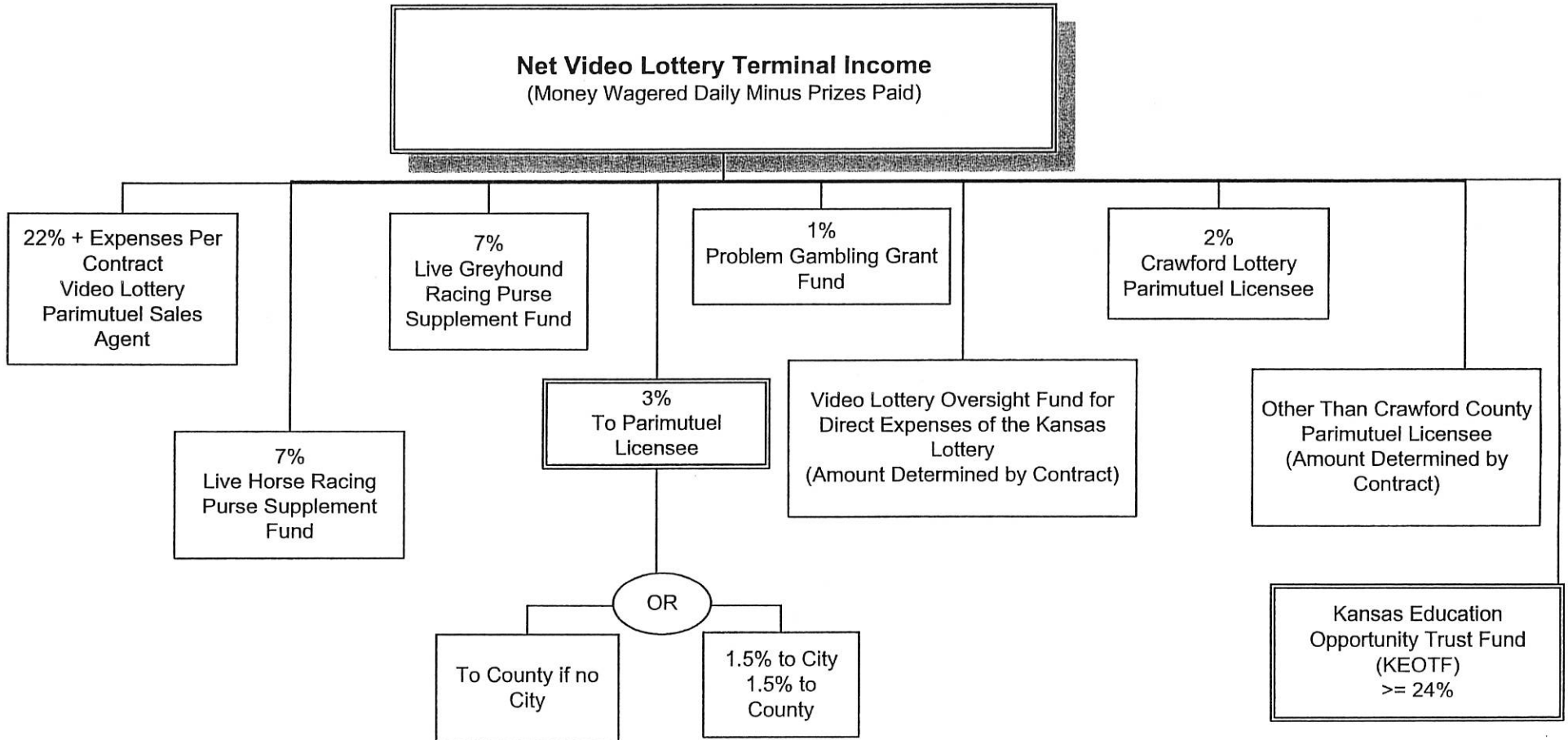
Attached are diagrams A and B which illustrate the flow of casino gaming income distribution and parimutuel gaming income distribution.

**Diagram A**  
**Casino Gaming Income Distribution**  
 Senate Bill 2 — 2005 Special Session



\* County where casino facility is located.

**Diagram B**  
**Parimutuel Gaming Income Distribution**  
 Senate Bill 2 — 2005 Special Session





# Gaming Position Statement City of Wichita June 22, 2005

Prepared by Scott J. Schneider J.D.  
Government Relations Director

**Position:** The City of Wichita desires to be included in any gaming proposal. Protecting our interests and preserving our options as a community and a region is a priority.

**Background:** The City of Wichita currently does not have any gaming projects planned nor do we have any intent on developing plans until the State Legislature authorizes the act.

**Concern:** The "East Coast" gaming plans provides Sedgwick County and the City of Wichita a false option. Providing an excluded Destination Development Zone the option of holding a non-binding referendum and then submitting the measure to the Kansas Legislature only reiterates current law.

Historically, gaming expansion is a highly debated topic. Vesting two additional gaming interests will only make it more difficult to pass legislation in the following years. Practically, this approach will exclude the citizenry of the three remaining Destination Development Zones from any meaningful gaming option if they so desired.

A handwritten signature in black ink, appearing to read 'Senator [unclear] [unclear]'. The signature is written diagonally across the page.

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Attachment 3