

**MINUTES**  
**KANSAS LOTTERY COMMISSION**  
**Wednesday, February 13, 2008**  
**11:15 a.m.**  
**128 North Kansas Avenue**  
**Topeka, Kansas 66603-3638**

**Call to Order**

The regular monthly meeting of the Kansas Lottery Commission was called to order on Wednesday, February 13, 2008, at approximately 11:15 a.m. by Acting Chairperson Joni Franklin. The meeting was open to the public at Lottery headquarters, 128 North Kansas Avenue, Topeka, Kansas, with the Commissioners participating via telephone conference. Security Director Gary Herman determined compliance with the *Open Meetings Law*. Minutes were recorded by Executive Secretary Mary Metzler.

**Attendance**

<b>Commissioners Present</b>	<b>Commissioners Absent</b>
	Harold Nye, <i>Chairperson</i> - Hays
	Jeanine McKenna - Reading
Joni Franklin - Wichita	
Robert Van Cleave - Overland Park	
Robert Wunsch - Kingman	

**Attendees**

**Participating**

**Staff:** Ed Van Petten, Executive Director  
Keith Kocher, Director of Gaming Facilities  
Stephen Durrell, Assistant Attorney General  
Gary Herman, Director of Security  
Sally Lunsford, Director of Communications  
Mary Metzler, Executive Secretary

**Visitors:** A list of signed-in visitors is attached and incorporated by reference to the official minutes. Some unidentified individuals listened to the meeting via conference call.

### Approval of Minutes

Minutes of the meeting conducted on January 16, 2008, were submitted to the Commission in their online agenda packets. There were no additions or corrections to the minutes as presented. **Commissioner Wunsch moved to approve the minutes as presented; Commissioner Van Cleave seconded;** motion approved unanimously.

### New Business:

**(1) RULES ..... Assistant Attorney General Stephen Durrell**

Mr. Durrell presented a written summary of the rules prior to the meeting, a copy of which is filed with the official minutes, and he presented the rules to the Commission for approval as follows:

#### New Instant Game Rules

**Specific Instant Game Rules ..... Article 4**  
K.A.R. 111-4-2663 ..... "Kansas Lottery 300" - Game No. 756

#### Other New Rules

**Specific Multi-State On-Line Game Rules ..... Article 5**  
K.A.R. 111-5-165/169 ..... "Sizzlin' Sierra Giveaway"

**Specific Kansas Only On-Line Game Rules ..... Article 7**  
K.A.R. 111-7-223/227 ..... "Kansas Lottery Race Weekend Drawing"  
K.A.R. 111-7-228/232 .. "Kansas Speedway \$150 Grand Second Chance Drawing"

#### Amended Rules

**Specific Multi-State On-Line Game Rules ..... Article 5**  
2by2 Game:  
K.A.R. 111-5-81 ..... Game Description; Retail Sale of Tickets  
K.A.R. 111-5-83 ..... Expected Prize Payout  
K.A.R. 111-5-84 ..... Probability of Winning  
K.A.R. 111-5-90 ..... Multi-Draw

Hearing no questions or comments from the Commissioners, Acting Chairperson Franklin called for a motion to approve the rule. **Commissioner Van Cleave moved to approve the new rules, other new rules, and amended rules. Commissioner Wunsch seconded; motion passed unanimously.**

**(2) EXPANDED GAMING . . . . . Director of Gaming Facilities Keith Kocher**

Race Tracks. Contract negotiations continue.

Casino Contracts. The third draft of the casino contracts is currently being reviewed.

Central System. Reviewing final input from the vendors; hope to have a decision soon.

AG Opinions. Awaiting two opinions from the Attorney General regarding:

- (1) Utilization of STAR bonds and tax increment financing, and
- (2) Interpretation of the “endorsement process” in the application process as requested by the Unified Government in Wyandotte County.

**(3) DIRECTOR’S REPORT . . . . . Executive Director Ed Van Petten**

Sales. Executive Director Van Petten reported that decreases in Super Kansas Cash and Hot Lotto continued, however, sales indicated a slight increase in Powerball during the last week compared to the previous week. He reminded the Commission that the eScratch game will continue to show decreases as the game has ended. Mr. Van Petten also informed the Commission that the number of retailers is down to approximately 1,805 compared to 1,850 approximately six months ago. Mr. Van Petten explained that retailers are dropping out due to high gasoline prices and larger corporate stores taking over small business operators.

Promotions. Mr. Van Petten informed the Commission that the Lottery conducted promotions in Wichita featuring the “Cougar Boat” ticket, which is the ticket that coincides with the Wichita River Festival. He said that the owner of Cougar boats reported an increase of calls since the lottery promotions started.

Other upcoming promotions include an instant ticket with Garmin.

2by2. Mr. Van Petten informed the Commission that the 2by2 changes to into effect on February 22, 2008. He also said the game will be supported with radio advertisement.

**Announcements**

The next Commission meeting is scheduled for Wednesday, March 12, 2008, at 1:30 p.m., in person.

**Adjournment**

Having no further business, **Acting Chairperson Franklin called for a motion to adjourn. Commissioner Van Cleave moved to adjourn the meeting; Commissioner Wunsch seconded.** Meeting adjourned at approximately 11:31 a.m.