

AGENCY PROGRAM DESCRIPTIONS

Expanded Lottery Act Regulation Program: Expanded Lottery Act Regulation Program

Subprogram History

Under KELA, the State of Kansas is authorized to contract with entities to operate casino-style games owned by the Kansas Lottery Commission. KELA established four gaming zones where lottery gaming facilities could be located and exclusively operated. Additionally, KELA provided that the Kansas Lottery Commission was authorized to contract with racetrack gaming facility managers in three of the four gaming zones to operate slots machines at pari-mutuel facilities.

Consequences of Not Funding This Subprogram

Without this program there would be no regulatory oversight of gaming ownership and operations in Kansas Casinos. There would be no protection for Kansas citizens from the nefarious influences of the criminal element that had such a large impact on the early years of gaming in the United States. Additionally, the statutory requirements of K.S.A. 74-8733 through 74-8773 would not be met.

Statutory Basis

KSA 74-8733 through 74-8773.

Mandatory/Discretionary	MOE/Match Requirement	Program Priority	Subprogram Priority
Mandatory	No	1	1

Racing Regulation: Racing Regulation

Subprogram History

K.S.A. 74-8804 (a) through (q) require the commission to observe and inspect all racetrack facilities; administer oaths and take depositions; examine any books, paper records or memoranda of any licensee, racetrack or business involved in simulcasting races to racetrack facilities in Kansas; issue subpoenas; allocate race meeting dates, racing days, and hours to all organization licensees; authority to exclude, or cause to be expelled from any race meeting or racetrack facility or to prohibit a licensee from conducting business with any person who has violated the provision of this act or any rule and regulation or order of the commission, been convicted of a violation of the racing or gambling laws or has been adjudicated of committing as a juvenile an act which if committed by an adult, would constitute such a violation, whose person reflects adversely on the honesty and integrity of horse or greyhound racing or interferes with the conduct of a race meeting; review and approve all proposed construction and major renovations to racetrack facilities; review and approve all proposed contracts with racetracks or businesses involved in simulcasting races to racetrack facilities in Kansas; suspend a horse or greyhound from participation in races; impose a civil fine; adopt rules and regulations and require fingerprinting and background information of all persons for employment, license or simulcasting license.

Consequences of Not Funding This Subprogram

Currently, there are breeders of horses and greyhounds who continue to register their animals as Kansas bred. Not funding this program would result in their being no mechanism for these breeders to be able to register their animals as Kansas bred. The distinction can be important within the industry and not having this mechanism may have a negative impact on some breeders. Not funding this program would result in the loss of historical documents prior to their approved destruction.

Statutory Basis

KSA 74-8801 through 74-8842.

Mandatory/Discretionary	MOE/Match Requirement	Program Priority	Subprogram Priority
Mandatory	No	2	2

Tribal Gaming: Tribal Gaming

Subprogram History

K.S.A. 74-9801 through 74-9809 (a) mandate the agency shall be responsible for oversight, monitoring and compliance of class III gaming conducted pursuant to tribal-state compacts. It is the responsibility of the agency to monitor compliance with tribal-state gaming compacts and perform the duties of the state gaming agency as provided for in the tribal-state gaming compacts. The agency may examine and inspect all tribal gaming facilities and facilities linked to Kansas tribal gaming facilities for gaming, including but not limited to all machines and equipment used for tribal gaming, books, papers, records, electronic records, computer records or surveillance and security tapes and logs of any tribal gaming facility. The executive director may issue subpoenas. The agency can review all licensing and disciplinary actions and reports of noncompliance with the tribal-state compacts. Enforcement agents are vested with the power and authority of law enforcement officers.

Consequences of Not Funding This Subprogram

Lack of regulation and oversight as required by the tribal-state gaming compacts, the Tribal Gaming Oversight Act, and the Indian Gaming Regulatory Act. Without this program there would be no agency to monitor compliance with tribal-state gaming compacts and no agency to perform the duties provided for in the tribal-state compacts. There would be no protection from criminal activity in the tribal gaming arena for Kansas and its citizens.

Statutory Basis

KSA 74-9801 through 74-9809.

Mandatory/Discretionary	MOE/Match Requirement	Program Priority	Subprogram Priority
Mandatory	No	1	1

Subprograms Without Narrative Data

AGENCY PERFORMANCE MEASURES

			2022 Actuals	2023 Actuals	2024 Actuals	2025 Actuals	2026 Estimate	2027 Estimate
Expanded Lottery Act Regulation Program: Expanded Lottery Act Regulation Program								
Goal	Type	Measure						
	Outcome	EGM hardware/software components tested and approved	1,626	2,177	3,237	4,168	3,600	3,600
		Illegal gambling complaints received	121	104	115	151	200	200
		Illegal gaming machines seized (does not include components, prizes and other related items seized)	10	43	27	6	50	50

			2022 Actuals	2023 Actuals	2024 Actuals	2025 Actuals	2026 Estimate	2027 Estimate
	Outcome	Improper gaming outcome discovered after complaint	0	0	0	0	0	0
		Number of initial EGM inspections/certifications	204	504	640	468	700	700
		Number of VEP enrollees granted access to lottery gaming facility	80	58	74	714	675	675
		Percentage of employee licenses denied by the Commission	1.00%	1.00%	1.00%	2.00%	2.00%	2.00%
	Output	Number of background investigations completed (individual and corporate)	1,247	1,270	1,205	1,089	1,200	1,200
		Number of Criminal Case Reports	340	258	289	528	550	550
		Number of new Voluntary Exclusion Program enrollments	172	192	499	62	71	71

Tribal Gaming: Tribal Gaming

Goal	Type	Measure						
	Outcome	Average days to complete background investigations	31	30	35	34	34	34
		Average days to preliminary suitability	2.00	3.00	1.50	1.79	2.00	2.00
	Output	Number of background investigations	411	467	448	423	425	425
		Number of compliance inspections	190	180	177	218	200	200
		Number of internal control inspections (NEW during FY16)	1,874	1,603	347	2,251	2,000	2,000
		Number of official slot machine inspections	339	303	372	356	350	350

Footnotes