

**MINUTES**  
**KANSAS LOTTERY COMMISSION**  
**Wednesday, January 14, 2009**  
**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, January 14, 2009, at approximately 11:15 a.m. by Chairperson Harold Nye. The meeting was open to the public at Lottery headquarters, 128 North Kansas Avenue, Topeka, Kansas. The Commission participated via conference call. 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 Wunsch - Kingman	

**Attendees**

**Participating**

**Staff:** Ed Van Petten, Executive Director  
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 regular meeting conducted on December 11, 2008, were submitted to the Commission in their online agenda packets. There were no additions or corrections to the minutes as presented. **Commissioner McKenna moved to approve the minutes as presented; Commissioner Franklin 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. 111-4-2785	“Casholine” - Game No. 134
K.A.R. 111-4-2786	“Funky \$50s” - Game No. 154
K.A.R. 111-4-2787	“Herd of \$100s” - Game No. 155
K.A.R. 111-4-2788	“\$more Cash” - Game No. 156
K.A.R. 111-4-2789	“Lucky Symbols” - Game No. 157
K.A.R. 111-4-2790	“Bonus Crossword” - Game No. 158

#### Other New Rules

#### *Specific Multi-State Online Game Rules* ..... *Article 5*

Hot Lotto:

K.A.R. 111-5-170/174 . “Kansas Hot Lotto Sizzler \$100,000 Cash Blast Promotion:

Hearing no questions or comments, Chairman Nye called for a motion. **Commissioner Franklin moved to approve the other new rules as presented by Mr. Durrell. Commissioner Wunsch seconded; motion approved unanimously.**

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

South Central and Northeast Re-Opening of Bids. Mr. Kocher informed the Commission that the guidelines were published in the January 8, 2009, edition of the *Kansas Register* to allow for the re-opening of bids in the south central and northeast gaming zones. The deadline for receiving bids will be April 1, 2009.

Southeast Gaming Zone. Mr. Kocher informed the Commission that the deadline for receiving bids in the southeast gaming zone was January 21, 2009, and at this meeting date no bids had been received. He recommended that the Commission extend the deadline at this meeting.

*Motion*

**Commissioner Franklin so moved, as follows:**

**“I move that, if by 5 p.m. on January 21, 2009, the Kansas Lottery has not received any properly filed applications to become a lottery gaming facility manager in the southeast gaming zone pursuant to the Kansas Expanded Lottery Act, the deadline for submission of such applications shall be automatically extended for an additional period of 90 days to April 21, 2009, at 5 p.m., central time.”**

**Commissioner McKenna seconded; motion passed unanimously.**

Southwest Zone. Mr. Kocher reported that he and Mr. Van Petten attended the ground-breaking ceremony in Dodge City. He also said that he continues to participate in regular organizational meetings with the group.

Dan Biles. Mr. Kocher informed the Commission that Dan Biles, the outside counsel who assisted the Lottery with expanded gaming, had been appointed to the state Supreme Court.

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

Sales. Mr. Van Petten informed the Commission that sales were still off by approximately four percent.

NCLGS. Executive Director Van Petten reported that he had recently presented at the winter meeting of the National Council of Legislators from Gaming States regarding the effect of the economy on gaming states.

Legislature. Mr. Van Petten informed the Commission that he had presented testimony to the Senate Federal and State Affairs Committee.

Midwest Millions Winner. Mr. Van Petten reported that the \$500,000 winner in the Midwest Millions Drawing, a joint second-chance drawing with the state of Iowa, was from Wichita.

Hot Lotto Jackpot Winner. Mr. Van Petten also informed the Commission that the recent Hot Lotto jackpot winner was also from Wichita.

**Announcements**

The next regular Commission meeting is scheduled for Wednesday, February 11, 2009, at 11:15 a.m. via conference call.

## **Adjournment**

Having no further business, **Chairperson Nye called for a motion to adjourn. Commissioner McKenna moved to adjourn the meeting; Commissioner Franklin seconded.** Meeting adjourned at approximately 11:32 a.m.