

KANSAS RACING AND GAMING COMMISSION

MINUTES – JUNE 13, 2025

CALL TO ORDER

(A.)

Chairman David Moses called the June 13, 2025, meeting to order at 10:00 a.m. The meeting was held at the Eisenhower State Office Building in Topeka, Kansas. Notice of this meeting was given to the public via the KRGC and Public Square websites and the agency's social media pages. Commissioners Brandon Jones, Larry Turnquist, and Mike Fleming were also present. Others present included Executive Director Don Brownlee, General Counsel Judith Taylor, Director of IT&C-s Dennis Bachman, Director of Security, Licensing, and Backgrounds Roger Bailey, Director of Gambling DJ Lopez, Director of Casino Operations Rick Wilson, Government Relations Manager Randy Evans, and other staff.

MOTION, APPROVE AGENDA

(B.)

MOTION, APPROVE MAY 16, 2025 MEETING MINUTES

(C.)

MOTION, APPROVE CONSENT AGENDA

(D.)

LOTTERY GAMING FACILITY REPORTS/ITEMS; BOOT HILL CASINO & RESORT

(E.1.a.)

Commissioner Jones (Turnquist) moved to approve the agenda. Motion carried 4-0.

Commissioner Jones (Turnquist) moved to approve the minutes of the May 16, 2025, meeting. Motion carried 3-0.

Commissioner Fleming abstained from the vote as he was absent from the May 16th meeting.

Commissioner Turnquist (Jones) moved to approve the consent agenda (five items). Motion carried 4-0.

Ryan Deutsch, General Manager, reported:

- May 2025 revenue numbers compared to May 2024:
 - Total gaming revenue decreased 4.02%
 - Total slot revenue was down 4.67%
 - Table games revenue was up 1.46%
- May 2025 Sports Wagering revenue numbers
 - Retail Sportsbook Revenue \$40,693.00
 - Up 246.48% from May 2024.
 - Handle was \$186,288.00 down 11.90%
 - Hold was up 292.84%
 - Digital Sportsbook Revenue: \$7,207,130.00
 - Up 62.65% from May 2024.
 - Handle was \$7,207,130.00 up 11.19%
 - Hold was up 23.50%
- Upcoming Events and Promotions:
 - May
 - 2x Tuesdays – Every Tuesday in May
 - Spring Fling Hot Seats 5/9/25-5/10/25: Hot Seats from 2PM – 10PM

- \$10,000 Table Games Hot Seats (Sunday)
- Memorial Day Free Play Frenzy 5/23/25
- Ultimate Nashville Getaway – 5/26/25-8/2/25: Grand Prize winner receives a VIP trip to Nashville or \$20,000 cash to plan the trip of their dreams
- June
 - 2x Tuesdays – Every Tuesday in June:
 - Players Club members earn 2x Entries for
 - Ultimate Getaway Grand Prize Drawing all day
 - Adventure Hot Seats – Drawings every Saturday for free play prizes and bonus entries
 - Blackjack Tournaments – Saturdays
 - VIP Gift Promotions
 - Father's Day Slot Tournament
 - Coca-Cola Giveaway (6/7/25)
 - Boot Hill Classic Golf Tournament (6/28/25)
- Upcoming Entertainment & Events
 - Larry the Cable Guy – June 28
 - Los Tucanes De Tijuana - August 20
 - Rick Springfield – July 25
 - Dustin Lynch – July 26
 - Carlos Mencia – August 29
 - Hairball – September 20
- Chairman Moses noted there was a recent ruling changing the lay of the land for collegiate sports and asked if sports wagering partners have suggested or discussed embedding themselves in the funds that are available to the universities to pay the athletes. General Manager Deutsch responded that it was a good question and probably one above his pay grade to answer, also commenting that KRGC staff may have a better answer. Director of Gambling DJ Lopez said that staff had not heard anything on this matter, but it could be forthcoming.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS;
KANSAS STAR
(E.2.a.)

Alli Kuplen, General Manager, reported:

- May 2025 revenue numbers compared to May 2024:
 - Total gross gaming revenue was up 7.96%
 - Total slot revenue up 11.4%
 - Table games revenue down 9.1%
- May 2025 Sports Wagering revenue
 - Retail Sportsbook Revenue of \$148,000.00.
 - Up compared to May 2024's revenue of \$146,000.00.
 - Digital Sportsbook Revenue: \$5,600,000.00
 - Up from May 2024's revenue of \$5,000,000.00.
- May 2025 Sports Wagering
 - \$67.7 million was wagered on FanDuel online in May.
 - The total handle in retail was \$755k for May.
 - The handle was led by the NBA at 42%. This was followed by MLB at 38%, NHL at 9%, UFC at 7%, WNBA at 3% and Soccer, Tennis and Golf rounded at the handle.

- The largest wager in retail was a \$35,000 single bet on the Oklahoma City to defeat the Indiana Pacers in the NBA Finals. This wager hasn't settled yet but would pay out \$52,948 if it is a winner.
- We had 20 wagers of \$5,000 or more at retail in May
- Upcoming Events and Promotions:
 - Double Down | Friday and Saturdays in June | 10am -11:59pm
 - Sit and Go slot Tournament | Thursdays in June | 5pm - 8pm
 - Conair Haircutting Kit Gift Giveaway | Friday, June 6 | 4pm - 9pm
 - Thinner Carbon Body Scale Gift Giveaway | Friday, June 13 | 4pm - 9pm
 - Conair Heating Pad Gift Giveaway | Friday, June 20 | 4pm - 9pm
 - Grab Bag Gift Giveaway | Friday, June 27 | 4pm - 9pm
 - Golden Anniversary Big B Bonus | Saturday, June 7, 14, 21 & 28 | 6pm - 10pm
- Upcoming Entertainment & Events:
 - Fortune Feimster "*Takin Care of Biscuit*" Tour | Arena | June 8
 - KMCA Professional Truck Driving Championships | Arena | June 18-21
 - Alzheimer's Conference | Arena | June 24-26
 - Midland | Arena | December 18
- Chairman Moses asked if General Manager Kuplen would respond to the question that was asked to General Manager Deutsch. General Manager Kuplen explained that it was also "above her head" to answer.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS;
HOLLYWOOD CASINO
AT KANSAS
SPEEDWAY
(E.3.a.)

Dave Rice, Compliance Manager, reported:

- May 2025 admissions were down 1.6% compared to May 2024
- May 2025 revenue numbers compared to May 2024:
 - Total gross gaming revenue increased 3.4%
 - Slot revenue increased 3.9%
 - Table games revenue decreased 1.6%
- May 2025 Sports Wagering revenue numbers
 - Retail Sportsbook Taxable Revenue: \$376,479.00
 - Down 3% from May 2024.
 - Handle was \$2.7M, a decrease of 59.7%.
 - Handle percentages: MLB 45%, NBA 33%, and NHL 6%
 - Digital Sportsbook Taxable Revenue: \$576,703.00
 - Down 42% from May 2024.
 - Handle was \$6.2M down 42.1%
 - Hold was 3.7%
 - Handle percentages: MLB 46%, NBA 34%, NHL 7%.
- Recent/Upcoming Events and Promotions:
 - June 7 - \$500 Every 15 Minutes
 - June 7 – Roadside Rescue Gift Giveaway
 - June 14 – VIP Mystery Drum Drawing
 - June 20 – Share The Win
 - June 21 – Beat The Heat Gift Giveaway
 - July 1 - \$40,000 Full Throttle Fortune
 - July 1 – Blackjack Bonus
 - July 4 – PENN Heroes Independence Day Bonus
 - July 11 - \$10,000 Kansas Lottery Summer Scratch Off

- Chairman Moses asked if Mr. Rice would like to weigh-in on the question asked to General Manager Deutsch or the recent Attorney General opinion regarding tribal facilities and their opportunity to renegotiate regarding gaming with the Governor. Mr. Rice responded that he had no knowledge of the recent Attorney General opinion, but that General Manager Garvey may be able to respond when she returns. Mr. Rice also stated that the question asked to General Manager Deutsch would not be answered by the facility; it would be a corporate decision.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS;
KANSAS CROSSING
CASINO
(E.4.a.)

Jeff McKain, General Manager, reported:

- May 2025 admissions were up 2.9% compared to May 2024
- May 2025 revenue numbers compared to May 2024:
 - Coin in was up 1.6%
 - Table game drop was up 4%
 - Net gaming revenue was up 4.6%
- May 2025 Sports Wagering revenue numbers
 - Retail Sportsbook Taxable Revenue: \$166,427.00
 - Up compared to May 2024's loss of \$39,858.00
 - Retail wagers were \$607,692 vs \$780,778 in 2024. A decrease of 22%.
 - Top Sports: MLB and NBA
 - Largest winning wager was a \$20,000 moneyline bet on the Giants to beat the Rockies.
 - Largest losing wager was a \$18,500 moneyline bet on the Brewers to beat the Orioles.
 - Digital Sportsbook Taxable Revenue: \$3,082,369.00.
 - Up compared to May 2024's revenue of \$951,249.00
 - Digital wagers were \$38,324,853.00 vs \$27,469,197.00
- Events and Promotions:
 - May
 - Kiosk games on Mondays and Tuesdays.
 - *Camp 49* promotions every Wednesday.
 - *Card Shark* promotion every Friday.
 - *Whirlwinds of Cash* promotion on Saturdays.
 - Casino gifts on Sundays.
 - Corral concerts to feature Jump (17th) and Mixtapes (31st).
 - June
 - Kiosk games on Mondays and Tuesdays.
 - *Camp 49* promotions every Wednesday.
 - *Summertime Spins* promotion every Friday.
 - *Cash Drop* promotion on Saturdays.
 - Casino gifts on Sundays.
 - Corral concerts include *Confederate Railroad* (6th) and *Ying Yang Twins* (14th).

- Chairman Moses asked if General Manager McKain would like to respond to the question asked to General Manager Deutsch. General Manager McKain responded that he has no knowledge if the facilities partnered sportsbooks plan to embed themselves.

HISTORICAL HORSE
RACING FACILITY
LICENSEE
REPORTS/ITEMS;
GILLEY'S
(E.5.a.)

Scott Beeler, Gilley's Representative, reported:

- Last week the facility hosted the Executive Director Brownlee for a tour and construction update. The construction remains on schedule. The facility is looking at a mid-December opening. The outside façade of the building is virtually complete. The subflooring for the electronics has been finished, the internal framing is complete, and a few of the walls even have paint. Kitchens and bars are not finished but have been laid out.
- When the project was presented to the commission a future phase of the project involved an on-property hotel. The hotel has been moved from phase two to phase one. A flag has been selected; it will be a Fair Field Inn with 111 rooms. A retail component of the project is being investigated.
- The facility is aware of the Attorney General's opinion and is currently looking into it.
- Chairman Moses noted that there has been a lot of chatter about Camptown and asked if any of the problems experienced by Camptown has, or will have, an effect on the HHR facility. Mr. Beeler responded that they do not think so at this time.

COMMISSION ITEMS –
OLD BUSINESS (F.)

There was no old business.

COMMISSION ITEMS –
NEW BUSINESS (G.)

There was no old business.

PUBLIC COMMENTS
(H.)

There were no public comments.

STAFF REPORTS
(I.1. and I.2.)

Garrett Rogers, Paralegal, reported on both the Voluntary Exclusion Program and Sports Wagering Exclusion Program statistics for the months of May 2025, and also presented an initiative for a self-exclusion clearinghouse initiated by the Responsible Online Gaming Association.

Chairman Moses asked General Counsel Judith Taylor if Mr. Rogers could share this article with other commissioners without violating the Kansas Open Meetings Act. General Counsel Taylor affirmed that it would comply with the Kansas Open Meetings Act.

Commissioner Turnquist noted that he has received some emails on this topic and asked Mr. Rogers to confirm that each patron would have the option to

choose to enter into this multi-state self-exclusion. Mr. Rogers confirmed that was accurate.

Executive Director Brownlee reported:

- The American Gaming Association reported that 2025 first quarter gaming revenues showed a 5.7% increase over last year, reaching \$18.8B for the quarter. That is seventeen consecutive quarters of gaming revenues showing an increase. Quarterly revenue from land-based commercial casinos increased 1.4%. The online gaming revenue from I-gaming and sports gaming increased by 15%. Online gaming made up 32% of commercial gaming revenue in the first quarter.
- Director of Gambling DJ Lopez continues to bring accolades to KRGC. Last week he was elected as a Mid-West Region Director for the North American Gaming Regulators Association. Next week he is representing KRGC at a Gambling Consortium in Colorado.
- KRGC is seeing a growing trend of private equity groups buying into all things gaming around the country. Every month KRGC get notices from some of our licensees of private equity groups purchasing their shares. These licensees include both facility manager parent companies and many of the gaming vendors that are doing business in Kansas. Due diligence into this new ownership is keeping some of the KRGC backgrounding agents busy. The two gaming labs that are used by KRGC, BMM and GLI, are both currently going through private equity groups buying them out. A group called Visualize Group is purchasing interest in BMM. They will be an indirect owner of BMM. They don't expect any of the processes to change as a result of this. Controlling interests of GLI Test Labs are being purchased by a private equity fund called Avelon Buyer Limited. At the conclusion of the transaction, the private equity group will own 80% of GLI Labs. They also do not anticipate any changes in the processes.
- Through cooperation with Gilley's management team the operational policies that were discussed last month have been disseminated to the suppliers that are, and will be, working with Gilley's.
- Regular meetings are now occurring between Gilley's management and KRGC staff as both entities are working and discussing what needs to be done in order to begin operation in December.
- KRGC has begun the hiring process by seeking interest from current employees in transferring to the HHR facility. Once responses have been received, the positions will be advertised outside the agency.
- With the advent of the HHR facility in Kansas, interest in live horse racing has recently increased. KRGC staff members have been meeting with interested parties frequently. Most recently, Chairman Moses and Executive Director Brownlee met with representatives of Eureka Downs racetrack to discuss their interest and progress towards live

horse racing. They hired an engineer to give them estimates on what it would take to get the facility up to speed for live parimutuel racing again. The engineer was a little slower than they had hoped to provide the report. They have engaged local construction companies that they feel will help move the process along a little quicker. The representatives said that they anticipate the track will be ready for racing in the summer of 2026. Executive Director Brownlee said that Chairman Moses pushed on the timeline and the response was “pretty sure”. Director of Gambling DJ Lopez and Executive Director Brownlee have been in meeting with interested parties to discuss the needs of both KRGC and the horse racing groups in anticipation of live racing returning to Kansas. Executive Director Brownlee said that he believes that this can be put together realistically by the third quarter of 2026. Since there has not been live parimutuel racing in Kansas for fifteen years now. There are a number of procedures that will need to be amended as we move towards reactivating racing events. Director of Gambling Lopez has been seeking suggestions from the different horse racing groups to find out what they feel are their needs as well as discussing some of KRGC’s requirements by statute and regulation. Updating those procedures has been the nucleus of most of the meetings that KRGC has been having with horse racing groups. KRGC has also been encouraging horse owners and breeders to begin registering their horses in Kansas in preparation for racing returning next calendar year.

- Chairman Moses asked that Executive Director Brownlee confirm that the law requires KRGC to have a hearing to award a license or licenses. Executive Director Brownlee confirmed that was accurate. Chairman Moses asked Executive Director Brownlee to elaborate on that process and how it compares to the hearing held in Park City for the awarding the HHR license. Executive Director Brownlee explained that it would be similar in that KRGC would take applications from any of the groups that are interested in operating a horse racing facility. Most of the conversation that KRGC is aware of at this point regards Eureka Downs as being the only track gearing up for the return of live racing. It is anticipated that KRGC will receive an organizational license application from Eureka Downs. Executive Director Brownlee explained that Eureka Downs has always been a “fair meet”, and it would fall under the application for a “fair meet license”. That application process is a little more streamlined than that of a full-time racing facility. Eureka Downs’ intent for the first year is to have a sixteen-day meet. Chairman Moses asked if there was a difference in the legislation that guided the meeting for the HHR organizational

license and the legislation that would guide the horse racetrack license, because, as he understands it, the racetrack is not limited to a particular zone but the reason Eureka Downs is almost being exclusively discussed is because there is already some infrastructure there but other applicants could still apply for consideration. Executive Director Brownlee responded that the changes in the parimutuel act, as a result of adding the historical horse racing facility, have changed some of the requirements under the parimutuel act. One of them is a restriction on other horse tracks prior to March of 2028, to give Eureka Downs a head-start. Chairman Moses recalled a moratorium that was discussed during the meeting with the Eureka Downs representative and that it would preclude any applicant who would not use the Eureka Downs facility from competing for the first three years. Executive Director Brownlee noted that there are some conditions to the moratorium but could not recall them at the time. Chairman Moses asked if the KRGC has to have a public hearing regarding licensing and whether it would be significantly different than the one held in Wichita for the HHR facility. Executive Director Brownlee said that he would anticipate that there will be a public hearing but, under these conditions, that public hearing and approval process would be conducted during the regular course of one of these meetings.

- KRGC will be seeking guidance from commissioners about which of the recommended procedures will be adopted. The goal is to put together the information for commissioners to consider for the July meeting and discuss some of the procedural issues that the commission may have to decide on the direction KRGC staff goes.
- The next meeting is scheduled for July 18th here in Topeka.

MOTION, EXECUTIVE
SESSION;
CONFIDENTIAL
BACKGROUND
REPORTS
(J.1.)

Commissioner Jones (Fleming) moved that the Commission go into executive session for the purpose of reviewing confidential background reports presented today by the commission's security division. In addition to the commissioners, the confidential background reports portion included the executive director, general counsel, director of security, licensing, and backgrounds. The total time for the executive session was anticipated to be twenty (20) minutes until 11:05 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 4-0, and the meeting was adjourned to executive session at 10:45 a.m.

RECONVENE

(J.2.)

The commission meeting returned to open session at 11:05 a.m. with Chairman Moses, Commissioner Jones, Commissioner Turnquist, and Commissioner Fleming present.

MOTION, EXECUTIVE
SESSION; PERSONNEL
ISSUES

(J.3.)

Commissioner Fleming (Turnquist) moved that the Commission go into executive session for the purpose of discussing personnel issues presented today by the commission's executive director. In addition to the commissioners, the personnel discussion portion included the executive director. The total time for the executive session was anticipated to be fifteen (15) minutes until 11:21 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 4-0, and the meeting was adjourned to executive session at 11:06 a.m.

RECONVENE

(J.4.)

The commission meeting returned to open session at 11:21 a.m. with Chairman Moses, Commissioner Jones, Commissioner Turnquist, and Commissioner Fleming present.

MOTIONS ON LICENSE
APPLICATIONS

(K.)

Commissioner Turnquist (Jones) moved to *deny six* license applications, *conditionally approve one* license application, and *approve the 184* license applications from the June 13, 2025, list of background reports referred to the commission for action. The motion carried 4-0.

OTHER BUSINESS

(L.)

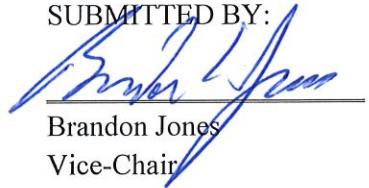
There were no other items for discussion or motion.

ADJOURNMENT

(M.)

Chairman Moses stated that the July 18, 2025, commission meeting will begin at 10:00 a.m. for an in-person meeting at the Eisenhower State Office Building in Topeka, Kansas.

SUBMITTED BY:



Brandon Jones
Vice-Chair

Commissioner Jones (Fleming) moved to adjourn the meeting. Motion passed 4-0. The meeting was adjourned at 11:28 p.m.

APPROVED BY:



David Moses
Chairman

