



State of Connecticut
GENERAL ASSEMBLY
STATE CAPITOL
HARTFORD, CONNECTICUT 06106-1591

September 14, 2017

The Honorable George C. Jepsen
Attorney General State of Connecticut
55 Elm Street
Hartford, CT 06106

Dear Attorney General Jepsen:

We are writing on a matter of urgent legislative and public concern. During the Finance Revenue and Bonding committee meeting we learned that the Democrat budget would "Authorize Daily Fantasy Sport Contests" and relies on revenue from such online "contests" to balance the state budget.

As you recall, in response to a request for an opinion from Senators Looney and Duff, you issued a formal legal opinion in April 2016 warning that legislation authorizing fantasy sports would **pose "a substantial risk that ... could jeopardize the State's revenue sharing arrangement with the Tribes."** (See attached opinion) You noted that any amendments to the state's Compacts with the tribes must be approved by the Secretary of the Interior. You further noted that the interpretation of and disputes regarding the Compacts are governed by federal law and that a federal court would likely give little weight to state legislative findings or determinations. Also, even if the tribes agree not to challenge, the state could still be vulnerable to challenges by other parties, such as the Bureau of Indian Affairs.

Based on your opinion, the senators chose not to proceed with legislation authorizing fantasy sports games "that might jeopardize casino revenue." (See attached news article)

I am writing to ask whether your office stands by its April 2016 opinion today? Please respond by 6 PM this evening. Unfortunately, it appears that legislative leaders intend to hold vote on their budget this evening and, therefore, time is of the essence.

Thank you for your prompt response.

Sincerely,

A handwritten signature in black ink, appearing to be "Len Fasano".

Len Fasano
Senate Republican President Pro Tempore

A handwritten signature in black ink, appearing to be "Themis Klarides".

Themis Klarides
House Republican Leader