

FIRST REGULAR SESSION

SENATE BILL NO. 1

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR HOSKINS.

0613S.03I

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof twenty-five new sections relating to gaming, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 313.800, 313.813, and 313.842, RSMo, are repealed and twenty-five new sections enacted in lieu thereof, to be known as sections 313.425, 313.427, 313.429, 313.431, 313.433, 313.434, 313.435, 313.437, 313.800, 313.813, 313.842, 313.1000, 313.1002, 313.1003, 313.1004, 313.1006, 313.1008, 313.1010, 313.1011, 313.1012, 313.1014, 313.1016, 313.1018, 313.1021, and 313.1022, to read as follows:

313.425. Sections 313.425 to 313.437 shall be known and may be cited as the "Honoring Missouri Veterans and Supporting Missouri Education Act" and shall provide additional funding for Missouri education programs and the Missouri veterans commission by establishing a licensing and regulatory framework under the control of the commission for the use of video lottery terminals to conduct lottery games.

313.427. As used in sections 313.425 to 313.437, the following words and phrases shall mean:

(1) "Centralized computer system", a computerized system developed or procured by the commission that video lottery game terminals are connected to using standard industry protocols that can activate or deactivate a particular video lottery game terminal from a remote

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

8 location and that is capable of monitoring and auditing
9 video lottery game plays;

10 (2) "Commission" or "lottery commission", the body
11 appointed by the governor to manage and oversee the lottery
12 under section 313.215;

13 (3) "Fraternal organization", any organization within
14 this state operating under the lodge system which exists for
15 the common benefit, brotherhood, or other interest of its
16 members, except college fraternities and sororities, of
17 which no part of the net earnings inures to the benefit of
18 any private shareholder or any individual member of such
19 organization, which has been exempted from the payment of
20 federal income tax, and which derives its charter from a
21 national fraternal organization which regularly meets;

22 (4) "Truck stop", a location that provides parking and
23 is equipped for fueling commercial vehicles, that has sold
24 on average ten thousand gallons of diesel or biodiesel fuel
25 each month for the previous twelve months or is projected to
26 sell an average of ten thousand gallons of diesel or
27 biodiesel fuel each month for the next twelve months, and
28 that obtains and maintains a lottery game retailer license
29 issued by the commission;

30 (5) "Veterans' organization", a post or organization
31 of veterans, or an auxiliary unit or society of, or a trust
32 or foundation for, any such post or organization organized
33 in the United States or any of its possessions in which at
34 least seventy-five percent of the members are veterans of
35 the United States Armed Forces and substantially all of the
36 other members are individuals who are veterans or are
37 cadets, or are spouses, widows, or widowers of war veterans
38 of such individuals, in which no part of the net earnings
39 inures to the benefit of any private shareholder or

40 individual, and which has been exempted from payment of
41 federal income taxes;

42 (6) "Video lottery game", any lottery game approved by
43 the commission for play on an approved video lottery game
44 terminal using video lottery game terminal credits that have
45 been purchased with cash, cash equivalents, or with a
46 winning video lottery game terminal ticket;

47 (7) "Video lottery game adjusted gross receipts", the
48 total of cash or cash equivalents used for the play of a
49 video lottery game on a video lottery game terminal minus
50 cash or cash equivalent paid to players as a result of
51 playing video lottery games on a video lottery game terminal;

52 (8) "Video lottery game handler", a person employed by
53 a licensed video lottery game operator and who is licensed
54 by the commission to handle, place, operate, and service
55 video lottery game terminals and associated equipment;

56 (9) "Video lottery game manufacturer" or
57 "distributor", any person licensed by the commission that
58 manufactures video lottery game terminals or major parts and
59 components for video lottery game terminals as approved by
60 the commission for sale to licensed video lottery game
61 operators, or a person licensed by the commission to
62 distribute or service video lottery game terminals or major
63 parts and components of video lottery game terminals
64 including buying, selling, leasing, renting, or financing
65 new, used, or refurbished video lottery game terminals to
66 and from licensed video lottery game manufacturers and
67 licensed video lottery game operators;

68 (10) "Video lottery game operator", a person licensed
69 by the commission that owns, rents, or leases and services
70 or maintains video lottery game terminals for placement in
71 licensed video lottery retailer establishments;

72 (11) "Video lottery game retailer", a retail
73 establishment meeting the requirements of a lottery game
74 retailer under section 313.260, that secures and maintains a
75 license issued by the commission to conduct video lottery
76 games played on a video lottery game terminal or terminals
77 and that is a fraternal organization, veterans organization,
78 truck stop, or business entity licensed under chapter 311 to
79 sell liquor by the drink;

80 (12) "Video lottery game terminal", a player-activated
81 terminal that exchanges coins, currency, tickets, ticket
82 vouchers, or electronic payment methods approved by the
83 commission for credit on a video lottery game terminal used
84 to play video lottery games approved by the commission.
85 Such video lottery game terminals may use a video display
86 and microprocessor capable of printing and issuing a ticket
87 at the conclusion of any video lottery game play that may be
88 redeemed at a video lottery game ticket redemption terminal
89 or may be reinserted into a video lottery game terminal for
90 video lottery game credit and game plays. All video lottery
91 games approved by the commission for play on a video lottery
92 game terminal shall have a minimum theoretical payout of
93 eighty-five percent;

94 (13) "Video lottery game terminal credit", credits
95 either purchased or won on a video lottery game terminal by
96 a player that may be used to play video lottery games and
97 that may be converted into a video lottery game ticket;

98 (14) "Video lottery game ticket" or "ticket", a
99 document printed at the conclusion of any video lottery game
100 play or group of plays on a video lottery game terminal that
101 is redeemable for cash, utilizing a video lottery game
102 ticket redemption terminal, or that may be reinserted into a

103 video lottery game terminal in the establishment from which
104 such ticket is issued for video lottery game terminal credit;

105 (15) "Video lottery game ticket redemption terminal",
106 the collective hardware, software, communications
107 technology, and other ancillary equipment used to facilitate
108 the payment of tickets cashed out by players as a result of
109 playing a video lottery game terminal.

313.429. 1. (1) Except as provided in subdivision
2 (2) of this subsection, the commission shall implement a
3 system of video lottery game terminals utilizing a licensing
4 structure for processing license applications and issuing
5 licenses to video lottery game manufacturers, video lottery
6 game distributors, video lottery game operators, video
7 lottery game handlers, and video lottery game retailers for
8 the conduct of lottery games utilizing video lottery game
9 terminals within the state.

10 (2) No person licensed as a:

11 (a) Video lottery game manufacturer or a video lottery
12 game distributor shall be issued a license as a video
13 lottery game operator or a video lottery game retailer;

14 (b) Video lottery game operator shall be issued a
15 license as a video lottery game manufacturer, a video
16 lottery game distributor, or a video lottery game retailer;
17 and

18 (c) Video lottery game retailer shall be issued a
19 license as a video lottery game manufacturer, a video
20 lottery game distributor, or a video lottery game operator.

21 (3) Nothing in this subsection shall prevent a video
22 lottery game manufacturer from obtaining a video lottery
23 game manufacturer's license and a video lottery game
24 distributor's license and providing and operating the

25 centralized computer system for monitoring video lottery
26 game terminals.

27 2. Under no circumstances shall the commission:

28 (1) Authorize or allow a single vendor or licensee to
29 implement the system of video lottery game terminals created
30 under this section; or

31 (2) Allow a single licensed video lottery game
32 operator to control or operate more than twenty-five percent
33 of video lottery game terminals in the state after December
34 31, 2027.

35 3. (1) The video lottery game system authorized by
36 this section shall allow for multiple video lottery game
37 manufacturers, video lottery game distributors, and video
38 lottery game operators to encourage private sector
39 investment and job opportunities for Missouri citizens.
40 Video lottery game terminals shall be connected to a
41 centralized computer system developed or procured by the
42 commission. The commission shall provide licensed video
43 lottery game operators with the necessary protocols to
44 connect the operators' video lottery game terminal or
45 terminals to the centralized computer system after such
46 terminal or terminals have been approved by the commission.
47 No video lottery game terminal shall be placed in operation
48 without first connecting to the centralized computer system
49 after such terminal or terminals have been approved by the
50 commission. A vendor that provides the centralized computer
51 system authorized under this subsection shall not be
52 eligible to be licensed as a video lottery game operator or
53 video lottery game retailer. The commission may impose an
54 initial nonrefundable license application fee to cover the
55 cost of investigating the background of the licensee,
56 including a criminal background check, as follows:

57 (a) For video lottery game manufacturers, video
58 lottery game distributors, and video lottery game operators,
59 no more than twenty-five thousand dollars;

60 (b) For video lottery game retailer establishments, no
61 more than one thousand dollars; or

62 (c) For video lottery game handlers, no more than one
63 hundred dollars.

64 (2) The initial license shall be for a period of one
65 year. Thereafter, license renewal periods shall be four
66 years with the applicable renewal fee paid for each year of
67 such license renewal in advance. Annual license renewal
68 fees for anyone licensed pursuant to this subsection, and
69 subsequent to the initial one-year period, shall be as
70 follows:

71 (a) Five thousand dollars for video lottery game
72 manufacturers, video lottery game distributors, and video
73 lottery game operators;

74 (b) Fifty dollars for video lottery game handlers; and

75 (c) Five hundred dollars for each video lottery game
76 retailer's establishment.

77 (3) In addition to the license fees required in
78 subdivisions (1) and (2) of this subsection, an annual
79 administrative fee of three hundred dollars shall be paid
80 for each video lottery game terminal placed in service.
81 Such administrative fee shall be equally divided and paid by
82 the video lottery game operator and the video lottery game
83 retailer to the commission once a year and deposited in the
84 state lottery fund and distributed to the veterans'
85 commission capital improvement trust fund created in section
86 42.300.

87 (4) Nothing in this subsection shall be construed to
88 relieve the licensee of the affirmative duty to notify the

89 commission of any change relating to the status of the
90 license or to any other information contained in the
91 application materials on file with the commission.

92 4. No license shall be issued to any person, and no
93 person shall be allowed to serve as a sales agent, who has
94 been convicted of a felony or a crime involving illegal
95 gambling. Sales agents shall be registered with the
96 commission by a licensed video lottery game operator, and
97 shall not solicit or enter into any contract with a video
98 lottery game retailer prior to such retailer being licensed
99 to conduct video lottery games on video lottery game
100 terminals.

101 5. No license requirement, sticker fee, or tax shall
102 be imposed by any local jurisdiction upon a video lottery
103 game manufacturer, video lottery game distributor, video
104 lottery game operator, video lottery game retailer, video
105 lottery game handler, or video lottery game terminal or an
106 establishment relating to the operation of video lottery
107 games, video lottery game terminals, or associated equipment.

108 6. (1) Video lottery game terminals shall meet
109 independent testing standards approved by the commission, as
110 tested by one or more licensed independent test labs, and be
111 capable of randomly generating the outcome of video lottery
112 games approved by the commission. Video lottery game
113 terminals shall be capable of printing a ticket redeemable
114 for winning video lottery game plays. Such video lottery
115 game terminals shall be inspected and approved prior to
116 being sold, leased, or transferred.

117 (2) Licensed video lottery game manufacturers may buy,
118 sell, or lease new or refurbished video lottery game
119 terminals to and from licensed video lottery game
120 distributors.

121 (3) Licensed video lottery game distributors may buy,
122 sell, or lease new or refurbished video lottery game
123 terminals to or from licensed video lottery game
124 manufacturers or licensed video lottery game operators.

125 7. (1) Licensed video lottery game operators:

126 (a) May buy, lease, or rent video lottery game
127 terminals from licensed video lottery game manufacturers,
128 operators, or distributors;

129 (b) May handle, place, and service video lottery game
130 terminals;

131 (c) Shall connect such video lottery game terminals to
132 the centralized computer system approved by the commission;
133 and

134 (d) Shall, notwithstanding the provisions of section
135 313.321 to the contrary, pay all video lottery game winnings
136 using a video lottery game ticket redemption terminal. Such
137 video lottery ticket redemption terminal shall be located
138 within the video lottery game retailer's establishment in
139 direct proximity to such video lottery games. Video lottery
140 game operators shall pay the commission thirty-two percent
141 of any unclaimed cash prize associated with a winning ticket
142 that has not been redeemed within one hundred eighty days of
143 issue.

144 (2) Rents or leases for video lottery game terminals
145 shall be written at a flat rate and shall not include
146 revenue splitting as a method used in the calculation of the
147 lease or rent.

148 (3) Licensed video lottery game operators and licensed
149 video lottery game retailers shall enter into a written
150 agreement for the placement of video lottery game
151 terminals. The agreement shall be on a form approved by the
152 commission and shall specify an equal division of adjusted

153 gross receipts after adjustments for taxes and
154 administrative fees are made, shall have a minimum term of
155 five years and a maximum term of ten years, and shall be
156 renewable for a term of a minimum of five additional years.
157 A video lottery game operator shall be responsible for
158 remitting to the commission and the video lottery game
159 retailer its share of adjusted gross receipts. Nothing in
160 this subdivision shall prohibit a licensed video lottery
161 game operator from entering into an agreement with a sales
162 agent for retailer agreements, provided such agreement is in
163 writing and approved by the commission prior to beginning
164 sales activities and prior to the start date established
165 pursuant to section 313.431. Video lottery game operators
166 and their sales agents and affiliates and video lottery game
167 retailers are specifically prohibited from offering anything
168 of value, other than the percentage of adjusted gross
169 receipts provided under this subsection, or entering into an
170 agreement with a retailer prior to the start date for the
171 initial or continued placement of video lottery game
172 terminals, except that a video lottery game operator may pay
173 for construction of a video lottery game terminal area
174 inside the premises of a video lottery game retailer.
175 Contract agreements entered into prior to the start date
176 established pursuant to section 313.431 between a
177 prospective video lottery game terminal operator or sales
178 agent with a prospective video lottery game retailer shall
179 be invalid.

180 (4) To combat problem gambling, video lottery game
181 operators shall allow players to be self-excluded from video
182 lottery game play. Operators shall provide the commission
183 with a list of players that have elected to be excluded from
184 video lottery game play within thirty days of such election

185 and shall update such list periodically as required by the
186 commission. Such self-excluded list shall be considered
187 confidential information and shall not be released to the
188 public. The commission shall issue such self-exclusion
189 procedures by rule.

190 (5) Nothing in this section shall be construed to
191 prevent a video lottery game operator or a video lottery
192 game retailer from using a player rewards system as approved
193 by the commission. No player shall be required to enroll in
194 a rewards program offered by a video lottery game operator
195 or video lottery game retailer as a condition to play video
196 lottery games.

197 8. No licensed video lottery game operator shall:

198 (1) Offer video lottery gaming terminals that directly
199 dispense anything of value except for tickets for winning
200 plays. Tickets shall be dispensed by pressing the ticket
201 dispensing button on the video lottery gaming terminal at
202 the end of any video lottery game play. The ticket shall
203 indicate the total amount of video lottery game terminal
204 credits and the cash award, the time of day in a twenty-four-
205 hour format showing hours and minutes, the date, the
206 terminal serial number, the sequential number of the ticket,
207 and an encrypted validation number from which the validity
208 of the prize may be determined. The price of video lottery
209 game terminal credits shall be determined by the
210 commission. The maximum wager played per video lottery game
211 shall not exceed five dollars. The maximum prize payoff for
212 a winning maximum wager for a single game play shall be no
213 more than one thousand one-hundred dollars, or the maximum
214 amount allowable by federal law before tax withholding is
215 required for a single game-winning play;

216 (2) Operate more than eight video lottery game
217 terminals per location on the premises of a fraternal
218 organization, veterans organization, or truck stop that has
219 secured and maintains a video lottery game retailer's
220 license;

221 (3) Operate more than five video lottery game
222 terminals per location on the premises of any business
223 entity licensed as a video lottery game retailer that is not
224 a fraternal organization, veterans organization, or truck
225 stop;

226 (4) Advertise video lottery games outside of a
227 licensed video lottery game retailer's establishment through
228 any media outlets or direct mail or telephone
229 solicitations. The advertising prohibition contained in
230 this subdivision shall apply to all licensees including, but
231 not limited to, video lottery game manufacturers, video
232 lottery game distributors, video lottery game operators,
233 video lottery game retailers, and video lottery game
234 handlers; except that, a video lottery game retailer may
235 participate in an advertising program that is promoted
236 through and sponsored by the state lottery and may advertise
237 in or on the outside of the establishment's building and
238 parking lot and a video lottery game operator shall pay no
239 more than two thousand dollars per month for the cost of
240 such advertising; or

241 (5) Allow video lottery games to be played at any time
242 when the video lottery game retailer's establishment is
243 closed for business.

244 9. (1) No person under twenty-one years of age shall
245 play video lottery games, and such video lottery game
246 terminals shall be under the supervision of a person that is
247 at least twenty-one years of age to prevent persons under

248 twenty-one years of age from playing video lottery games.
249 Video lottery game terminals shall be placed in a fully
250 enclosed room that is continually monitored by video
251 surveillance and where access to persons under twenty-one
252 years of age is denied by a procedure approved by the
253 commission. A warning sign shall be posted in a conspicuous
254 location where such video lottery game terminals are
255 located, containing in red lettering at least one-half inch
256 high on a white background the following:

257 "YOU MUST BE AT LEAST 21 YEARS OF AGE TO PLAY
258 VIDEO LOTTERY GAMES".

259 (2) In addition to the placement and supervision
260 requirements of this subsection, video surveillance footage
261 in the immediate area of the video lottery game retailer's
262 establishment where video lottery game terminals are located
263 shall be reviewed by video lottery game operators as
264 required by the commission for any violation of law, rules,
265 or regulations governing the conduct of video lottery games
266 and shall be made available to the commission upon request.
267 A video lottery game operator that fails to report any known
268 violation of law, rules, or regulations governing the
269 conduct of video lottery games in conformance with
270 established commission procedures may be subject to an
271 administrative fine not to exceed five thousand dollars.
272 Any video lottery game retailer that fails to report any
273 known violation of law, rules, or regulations governing the
274 conduct of video lottery games in conformance with
275 established commission procedures may be subject to an
276 administrative fine not to exceed five thousand dollars. In
277 the event a video lottery game operator or retailer is found
278 to have knowingly committed a violation governing the
279 conduct of video lottery games, the commission may impose an

280 administrative fine not to exceed five thousand dollars,
281 suspend such operator's or retailer's license for up to
282 thirty days, or, in the case of repeated violations, revoke
283 such operator's or retailer's license for a period of one
284 year. Any video lottery game operator or retailer aggrieved
285 by the commission's decision in any disciplinary action that
286 results in the suspension or revocation of such operator's
287 or retailer's video lottery game license may appeal such
288 decision by filing an action in circuit court.

289 (3) Video lottery game retailers shall provide an
290 intrusion detection system capable of detecting unauthorized
291 entrance of the video lottery game retailer's establishment
292 during nonbusiness hours and shall report to the commission
293 any unauthorized entrance of the video lottery game
294 retailer's establishment. Such surveillance and intrusion
295 detection system shall meet specifications as defined by the
296 commission.

297 (4) A video lottery game operator shall post a sign in
298 a conspicuous location where such video lottery game
299 terminals are located, containing in red lettering at least
300 one-half inch high on a white background a telephone contact
301 number (1-888-BETSOFF) for the problem gambling helpline.

302 10. (1) Video lottery game operators shall pay the
303 commission thirty-six percent of the video lottery game
304 adjusted gross receipts, which shall be deposited in the
305 state lottery fund. The commission shall transfer, subject
306 to appropriation, the amount received from the operator from
307 the lottery fund to the lottery proceeds fund after
308 administrative expenses equal to four percent of the video
309 lottery game adjusted gross receipts are paid to the
310 municipality where a licensed video lottery game retailer
311 maintains an establishment licensed for the operation of

312 video lottery game terminals, or if such licensed
313 establishment is not located within the corporate boundaries
314 of a municipality, then to the county where such licensed
315 establishment is located to reimburse such municipality or
316 county for administrative expenses, and any administrative
317 expenses for the commission that are not covered by
318 reimbursements from operators are deducted. Net proceeds
319 transferred to the lottery proceeds fund shall be
320 appropriated equally to public elementary and secondary
321 education and public institutions of higher education with
322 an emphasis on funding elementary and secondary education
323 student transportation costs and public institutions of
324 higher education workforce development programs.

325 (2) Video lottery game operators shall retain the
326 remainder of the video lottery game adjusted gross receipts,
327 a portion of which shall be utilized to pay for
328 administrative expenses, which shall include the cost of the
329 centralized computer system, which cost shall be paid by
330 video lottery game operators in proportion to the number of
331 video lottery game terminals operated. Fifty percent of the
332 costs of the centralized computer system shall be
333 apportioned by the video lottery game operator among video
334 lottery game retailers to which it provides operations based
335 on the number of video lottery game terminals located at the
336 video lottery game retailer's establishment. The remainder
337 of adjusted gross receipts retained by the video lottery
338 game operator, after the cost of the centralized computer
339 system and administrative costs are paid and apportioned,
340 shall be divided equally between the video lottery game
341 operator and video lottery game retailer as agreed under
342 subsection 7 of this section.

343 11. All revenues received by the commission from
344 license fees and any reimbursements associated with the
345 administration of the provisions of sections 313.425 to
346 313.437, and all interest earned thereon, shall be
347 considered administrative expenses and shall be deposited in
348 the state lottery fund. Moneys deposited into the state
349 lottery fund from license fees and any reimbursements of
350 commission administrative expenses to administer sections
351 313.425 to 313.437 shall be considered administrative
352 expenses and shall not be considered net proceeds pursuant
353 to Article III, Section 39(b) of the Missouri Constitution.
354 Subject to appropriation, up to one percent of such license
355 fees shall be deposited to the credit of the compulsive
356 gamblers fund created under section 313.842. The remainder
357 of the money deposited in the state lottery fund from video
358 lottery game license fees and any reimbursements of
359 commission administrative expenses to enforce sections
360 313.425 to 313.437 shall, subject to appropriation, be used
361 for administrative expenses associated with supervising and
362 enforcing the provisions of sections 313.425 to 313.437.

363 12. The commission shall contract with a state law
364 enforcement entity to assist in conducting background
365 investigations of video lottery game applicants, and for the
366 enforcement of sections 313.425 to 313.437.

367 13. A video lottery game licensee suspected of a
368 violation of sections 313.425 to 313.437 shall be afforded
369 an administrative hearing by the director of the state
370 lottery on the record, and an appeal of any action taken to
371 impose a fine on such licensee shall be to the commission.
372 Any such administrative suspension or revocation upheld by
373 the commission may be appealed by the video lottery game
374 licensee in a state court of competent jurisdiction.

375 14. The commission shall adopt rules for the
376 implementation of the video lottery game system authorized
377 under sections 313.425 to 313.437, including, but not
378 limited to, the placement of video lottery terminals within
379 a retail establishment and for the active oversight of the
380 conduct of video lottery games. Any rule or portion of a
381 rule, as that term is defined in section 536.010, that is
382 created under the authority delegated in this section shall
383 become effective only if it complies with and is subject to
384 all of the provisions of chapter 536 and, if applicable,
385 section 536.028. This section and chapter 536 are
386 nonseverable and if any of the powers vested with the
387 general assembly pursuant to chapter 536 to review, to delay
388 the effective date, or to disapprove and annul a rule are
389 subsequently held unconstitutional, then the grant of
390 rulemaking authority and any rule proposed or adopted after
391 August 28, 2023, shall be invalid and void.

 313.431. In order to expedite the orderly
2 implementation of the video lottery game system authorized
3 under sections 313.425 to 313.437, the commission shall:

4 (1) Contract for the supply and operation of a
5 centralized computer system for video lottery games no later
6 than one hundred twenty days after the effective date of
7 this act;

8 (2) Make license applications for video lottery game
9 manufacturers, video lottery game distributors, video
10 lottery game operators, video lottery game retailers, and
11 video lottery game handlers available to applicants and
12 accept such applicants and promulgate any emergency or
13 regular rules and regulations needed for the implementation
14 of the video lottery system authorized under sections

15 313.425 to 313.437 no later than one hundred twenty days
16 after the effective date of this act;

17 (3) Issue an approved form for persons applying for a
18 video lottery game terminal operator's license available for
19 use in contracting with a video lottery game retailer no
20 later than one hundred twenty days after the effective date
21 of this act;

22 (4) Establish a start date, once applications and the
23 approved form contract are made available, whereby any
24 person seeking a license as a video lottery game operator
25 that has applied for a license to be a video lottery game
26 terminal operator, has paid the initial license fee, and
27 satisfactorily completed an initial criminal background
28 check may begin soliciting contracts with prospective video
29 lottery game retailers for the placement of video lottery
30 game terminals. Such start date shall be set no more than
31 sixty days after applications are made available; and

32 (5) Approve or deny any completed video lottery game
33 retailer establishment application no more than ninety days
34 after such an application has been received.

313.433. 1. Notwithstanding any other provision of
2 law to the contrary, participation by a person, firm,
3 corporation, or organization in any aspect of the state
4 lottery under sections 313.425 to 313.437 shall not be
5 construed to be a lottery or gift enterprise in violation of
6 Section 39 of Article III of the Constitution of Missouri.

7 2. The sale of lottery tickets, shares, or lottery
8 game plays using a video lottery game terminal under
9 sections 313.425 to 313.437 shall not constitute a valid
10 reason to refuse to issue or renew or to revoke or suspend
11 any license or permit issued under the provisions of chapter
12 311.

313.434. 1. The state of Missouri shall be exempt
2 from the provisions of 15 U.S.C. Section 1172, as amended.

3 2. All shipments of gaming devices used to conduct
4 pull-tab games or video lottery games authorized under
5 sections 313.425 to 313.437 to licensees, the registering,
6 recording, and labeling of which have been completed by the
7 manufacturer or distributor thereof in accordance with 15
8 U.S.C. Sections 1171 to 1178, as amended, shall be legal
9 shipments of gambling devices into this state.

313.435. 1. A municipality may adopt an ordinance
2 prohibiting video lottery game terminals within the limits
3 of such municipality within one hundred eighty days from the
4 effective date of this act.

5 2. A county commission may, for the unincorporated
6 area of the county, adopt an ordinance prohibiting video
7 lottery game terminals within the unincorporated area of
8 such county within one hundred eighty days from the
9 effective date of this act.

10 3. Any municipality or county adopting an ordinance
11 that disallows the licensing of video lottery game retailers
12 shall notify the commission of such action and provide a
13 certified copy of such ordinance to the commission. Upon
14 receiving such notification and ordinance, the commission
15 shall not license video lottery game retailers within such
16 area covered by such municipal or county ordinance.

17 4. Any such municipality or county that has opted to
18 prohibit the use of video lottery game terminals to play
19 video lottery games may repeal such ordinance, and upon such
20 repeal and notification of such repeal, the commission may
21 license video lottery game retailers within such
22 municipality or county to conduct video lottery games.

313.437. If any provision of sections 313.425 to
2 313.437 or the application thereof to anyone or to any
3 circumstance is held invalid, the remainder of those
4 sections and the application of such provisions to others or
5 other circumstances shall not be affected thereby.

313.800. 1. As used in sections 313.800 to 313.850,
2 unless the context clearly requires otherwise, the following
3 terms mean:

4 (1) "Adjusted gross receipts", the gross receipts from
5 licensed gambling games and devices less winnings paid to
6 wagerers. **"Adjusted gross receipts" shall not include**
7 **adjusted gross receipts from sports wagering as defined in**
8 **section 313.1000;**

9 (2) "Applicant", any person applying for a license
10 authorized under the provisions of sections 313.800 to
11 313.850;

12 (3) "Bank", the elevations of ground which confine the
13 waters of the Mississippi or Missouri Rivers at the ordinary
14 high water mark as defined by common law;

15 (4) "Capital, cultural, and special law enforcement
16 purpose expenditures" shall include any disbursement,
17 including disbursements for principal, interest, and costs
18 of issuance and trustee administration related to any
19 indebtedness, for the acquisition of land, land
20 improvements, buildings and building improvements, vehicles,
21 machinery, equipment, works of art, intersections, signing,
22 signalization, parking lot, bus stop, station, garage,
23 terminal, hanger, shelter, dock, wharf, rest area, river
24 port, airport, light rail, railroad, other mass transit,
25 pedestrian shopping malls and plazas, parks, lawns, trees,
26 and other landscape, convention center, roads, traffic
27 control devices, sidewalks, alleys, ramps, tunnels,

28 overpasses and underpasses, utilities, streetscape,
29 lighting, trash receptacles, marquees, paintings, murals,
30 fountains, sculptures, water and sewer systems, dams,
31 drainage systems, creek bank restoration, any asset with a
32 useful life greater than one year, cultural events, and any
33 expenditure related to a law enforcement officer deployed as
34 horse-mounted patrol, school resource or drug awareness
35 resistance education (D.A.R.E) officer;

36 (5) "Cheat", to alter the selection of criteria which
37 determine the result of a gambling game or the amount or
38 frequency of payment in a gambling game;

39 (6) "Commission", the Missouri gaming commission;

40 (7) "Credit instrument", a written check, negotiable
41 instrument, automatic bank draft or other authorization from
42 a qualified person to an excursion gambling boat licensee or
43 any of its affiliated companies licensed by the commission
44 authorizing the licensee to withdraw the amount of credit
45 extended by the licensee to such person from the qualified
46 person's banking account in an amount determined under
47 section 313.817 on or after a date certain of not more than
48 thirty days from the date the credit was extended, and
49 includes any such writing taken in consolidation, redemption
50 or payment of a previous credit instrument, but does not
51 include any interest-bearing installment loan or other
52 extension of credit secured by collateral;

53 (8) "Dock", the location in a city or county
54 authorized under subsection 10 of section 313.812 which
55 contains any natural or artificial space, inlet, hollow, or
56 basin, in or adjacent to a bank of the Mississippi or
57 Missouri Rivers, next to a wharf or landing devoted to the
58 embarking of passengers on and disembarking of passengers
59 from a gambling excursion but shall not include any

60 artificial space created after May 20, 1994, and is located
61 more than one thousand feet from the closest edge of the
62 main channel of the river as established by the United
63 States Army Corps of Engineers;

64 (9) "Excursion gambling boat", a boat, ferry, other
65 floating facility, or any nonfloating facility licensed by
66 the commission on or inside of which gambling games are
67 allowed;

68 (10) "Fiscal year", the fiscal year of a home dock
69 city or county;

70 (11) "Floating facility", any facility built or
71 originally built as a boat, ferry or barge licensed by the
72 commission on which gambling games are allowed;

73 (12) "Gambling excursion", the time during which
74 gambling games may be operated on an excursion gambling boat
75 whether docked or during a cruise;

76 (13) "Gambling game" includes, but is not limited to,
77 games of skill or games of chance on an excursion gambling
78 boat [but does not include gambling on sporting events];
79 provided such games of chance are approved by amendment to
80 the Missouri Constitution;

81 (14) "Games of chance", any gambling game in which the
82 player's expected return is not favorably increased by the
83 player's reason, foresight, dexterity, sagacity, design,
84 information or strategy;

85 (15) "Games of skill", any gambling game in which
86 there is an opportunity for the player to use the player's
87 reason, foresight, dexterity, sagacity, design, information
88 or strategy to favorably increase the player's expected
89 return; including, but not limited to, the gambling games
90 known as "poker", "blackjack" (twenty-one), "craps",
91 "Caribbean stud", "pai gow poker", "Texas hold'em", "double

92 down stud", **"sports wagering"**, and any video representation
93 of such games;

94 (16) "Gross receipts", the total sums wagered by
95 patrons of licensed gambling games;

96 (17) "Holder of occupational license", a person
97 licensed by the commission to perform an occupation within
98 excursion gambling boat operations which the commission has
99 identified as requiring a license;

100 (18) "Licensee", any person licensed under sections
101 313.800 to 313.850;

102 (19) "Mississippi River" and "Missouri River", the
103 water, bed and banks of those rivers, including any space
104 filled wholly or partially by the water of those rivers in a
105 manner approved by the commission but shall not include any
106 artificial space created after May 20, 1994, and is located
107 more than one thousand feet from the closest edge of the
108 main channel of the river as established by the United
109 States Army Corps of Engineers;

110 (20) "Nonfloating facility", any structure within one
111 thousand feet from the closest edge of the main channel of
112 the Missouri or Mississippi River, as established by the
113 United States Army Corps of Engineers, that contains at
114 least two thousand gallons of water beneath or inside the
115 facility either by an enclosed space containing such water
116 or in rigid or semirigid storage containers, tanks, or
117 structures;

118 (21) "Supplier", a person who sells or leases gambling
119 equipment and gambling supplies to any licensee.

120 2. (1) In addition to the games of skill defined in
121 this section, the commission may approve other games of
122 skill upon receiving a petition requesting approval of a
123 gambling game from any applicant or licensee. The

124 commission may set the matter for hearing by serving the
125 applicant or licensee with written notice of the time and
126 place of the hearing not less than five days prior to the
127 date of the hearing and posting a public notice at each
128 commission office. The commission shall require the
129 applicant or licensee to pay the cost of placing a notice in
130 a newspaper of general circulation in the applicant's or
131 licensee's home dock city or county. The burden of proof
132 that the gambling game is a game of skill is at all times on
133 the petitioner. The petitioner shall have the affirmative
134 responsibility of establishing the petitioner's case by a
135 preponderance of evidence including:

136 (a) Is it in the best interest of gaming to allow the
137 game; and

138 (b) Is the gambling game a game of chance or a game of
139 skill?

140 (2) All testimony shall be given under oath or
141 affirmation. Any citizen of this state shall have the
142 opportunity to testify on the merits of the petition. The
143 commission may subpoena witnesses to offer expert
144 testimony. Upon conclusion of the hearing, the commission
145 shall evaluate the record of the hearing and issue written
146 findings of fact that shall be based exclusively on the
147 evidence and on matters officially noticed. The commission
148 shall then render a written decision on the merits which
149 shall contain findings of fact, conclusions of law and a
150 final commission order. The final commission order shall be
151 within thirty days of the hearing. Copies of the final
152 commission order shall be served on the petitioner by
153 certified or overnight express mail, postage prepaid, or by
154 personal delivery.

313.813. The commission may promulgate rules allowing
2 a person that is a problem gambler to voluntarily exclude
3 him/herself from an excursion gambling boat, **or a licensed**
4 **facility or platform regulated under sections 313.1000 to**
5 **313.1022.** Any person that has been self-excluded is guilty
6 of trespassing in the first degree pursuant to section
7 569.140 if such person enters an excursion gambling boat.
8 **Any person who has been self-excluded and is found to have**
9 **placed a wager under sections 313.1000 to 313.1022 shall**
10 **forfeit his or her winnings and such winnings shall be**
11 **credited to the compulsive gamblers fund created under**
12 **section 313.842.**

313.842. 1. There **[may]** **shall** be established programs
2 which shall provide treatment, prevention, **recovery**, and
3 education services for compulsive gambling. As used in this
4 section, "compulsive gambling" means a condition suffered by
5 a person who is chronically and progressively preoccupied
6 with gambling and the urge to gamble. Subject to
7 appropriation, such programs shall be funded from the one-
8 cent admission fee authorized pursuant to section 313.820,
9 and in addition, may be funded from the taxes collected and
10 distributed to any city or county under section 313.822 **or**
11 **any other funds appropriated by the general assembly.** Such
12 moneys shall be submitted to the state and credited to the
13 "Compulsive Gamblers Fund", which is hereby established
14 within the department of mental health. Notwithstanding the
15 provisions of section 33.080 to the contrary, moneys in the
16 fund at the end of any biennium shall not be transferred to
17 the credit of the general revenue fund. The department of
18 mental health shall administer programs, either directly or
19 by contract, for compulsive gamblers. The commission **[may]**
20 **shall** administer programs to educate the public about

21 problem gambling and promote treatment programs offered by
22 the department of mental health. In addition, the
23 commission shall administer the voluntary exclusion program
24 for problem gamblers authorized by section [313.833] 313.813.

25 2. The commission, in cooperation with the department
26 of mental health, shall develop an annual research report in
27 order to assess the social and economic effects of gaming in
28 the state and to obtain scientific information related to
29 the neuroscience, psychology, sociology, epidemiology, and
30 etiology of compulsive gambling. The report and associated
31 studies shall be submitted to the governor, the president
32 pro tempore of the senate, and the speaker of the house of
33 representatives no later than January thirty-first of each
34 year. The research report shall consist of at least:

35 (1) A baseline study of the existing occurrence of
36 compulsive gambling in the state. The study shall examine
37 and describe the existing levels of compulsive gambling and
38 the existing programs available that have a goal of
39 preventing and addressing the harmful consequences of
40 compulsive gambling;

41 (2) A comprehensive legal and factual study of the
42 social and economic impacts of gambling on the state; and

43 (3) Recommendations on programs and legislative
44 actions to address compulsive gambling in the state,
45 including a recommended appropriation to the compulsive
46 gamblers fund based on the study required in subdivision (1)
47 of this subsection.

 313.1000. As used in sections 313.1000 to 313.1022,
2 the following terms shall mean:

3 (1) "Adjusted gross receipts", the total of all cash
4 and cash equivalents received by a sports wagering operator
5 from sports wagering minus the total of:

6 (a) All cash and cash equivalents paid out as winnings
7 to sports wagering patrons; and

8 (b) For the first year following the effective date of
9 sections 313.1000 to 313.1022:

10 a. The actual costs paid by a sports wagering operator
11 for anything of value provided to and redeemed by patrons,
12 including merchandise or services distributed to sports
13 wagering patrons to incentivize sports wagering;

14 b. Voided or cancelled wagers;

15 c. One hundred percent of the costs of free play or
16 promotional credits provided to and redeemed by patrons;

17 d. Any sums paid as a result of any federal tax,
18 including federal excise tax; and

19 e. Uncollectible sports wagering receivables, not to
20 exceed the lesser of:

21 (i) A reasonable provision for uncollectible patron
22 checks, automated clearing house (ACH) transactions, debit
23 card transactions, and credit card transactions received
24 from sports wagering operations; or

25 (ii) Two percent of the total of all sums, including
26 checks, whether collected, less the amount paid out as
27 winnings to sports wagering patrons. For purposes of this
28 section, a counter or personal check that is invalid or
29 unenforceable under this section is considered cash received
30 by the sports wagering operator from sports wagering
31 operations;

32 (c) The deductions allowed under paragraphs (a) and
33 (b) of this subdivision shall not include any costs arising
34 directly from the purchase of advertising with a non-patron
35 third-party, including the direct cost of purchasing print,
36 television, or radio advertising or any signage or
37 billboards;

38 (d) If the amount of adjusted gross receipts in a
39 gaming month is a negative figure, the certificate holder
40 shall remit no sports wagering tax for that gaming month.
41 Any negative adjusted gross receipts shall be carried over
42 and calculated as a deduction in the subsequent gaming
43 months until the negative figure has been brought to a zero
44 balance;

45 (2) "Certificate holder", a licensed applicant issued
46 a certificate of authority by the commission;

47 (3) "Certificate of authority", a certificate issued
48 by the commission authorizing a licensed applicant to
49 conduct sports wagering under sections 313.1000 to 313.1022;

50 (4) "Commercially reasonable terms", for the purposes
51 of official league data only, includes the following
52 nonexclusive factors:

53 (a) The extent to which event wagering operators have
54 purchased the same or similar official league data on the
55 same or similar terms;

56 (b) The speed, accuracy, timeliness, reliability,
57 quality, and quantity of the official league data as
58 compared to comparable alternative data sources;

59 (c) The quality and complexity of the process used to
60 collect and distribute the official league data as compared
61 to comparable alternative data sources; and

62 (d) The availability and cost of similar league data
63 from multiple sources;

64 (5) "Commission", the Missouri gaming commission;

65 (6) "Department", the department of revenue;

66 (7) "Designated sports district", the premises of a
67 facility located in this state with a capacity of eleven
68 thousand five hundred people or more, at which one or more
69 professional sports teams that is a member of the National

70 Football League, Major League Baseball, the National Hockey
71 League, the National Basketball Association, Major League
72 Soccer, the Women's National Basketball Association, or the
73 National Women's Soccer League plays its home games, and the
74 surrounding area within four hundred yards of such premises;

75 (8) "Designated sports district mobile licensee", a
76 person or entity, registered to do business within this
77 state, that is designated by a professional sports team
78 entity to be a licensed applicant and an interactive sports
79 wagering platform operator authorized to offer sports
80 wagering only via the internet in this state, subject to the
81 commission's approval and licensure under sections 313.1000
82 to 313.1022; provided, however, for purposes of
83 clarification and avoidance of doubt, the designated person
84 or entity, rather than the applicable professional sports
85 team entity, shall be the party that submits to the
86 commission for licensure under sections 313.1000 to 313.1022;

87 (9) "Esports", athletic and sporting events in which
88 all participants are eighteen years of age or older and
89 involving electronic sports and competitive video games;

90 (10) "Excursion gambling boat", the same meaning as
91 defined under section 313.800;

92 (11) "Gross receipts", the total amount of cash and
93 cash equivalents paid by sports wagering patrons to a sports
94 wagering operator to participate in sports wagering;

95 (12) "Interactive sports wagering platform" or
96 "platform", a platform operated by an interactive sports
97 wagering platform operator that offers sports wagering
98 through an individual account registered to an eligible
99 person, under section 313.1014, over the internet, including
100 on websites and mobile devices, on behalf of a licensed
101 facility or designated sports district. Except as otherwise

102 provided, an interactive sports wagering platform may also
103 offer in-person sports wagering on behalf of a licensed
104 facility that is an excursion gambling boat at its licensed
105 facility, including through sports wagering devices;

106 (13) "Interactive sports wagering platform operator",
107 a suitable legal entity that holds a license issued by the
108 commission to operate an interactive sports wagering
109 platform;

110 (14) "Licensed applicant", a person holding a license
111 issued under section 313.807 to operate an excursion
112 gambling boat, an interactive sports wagering platform
113 operator, or a designated sports district mobile licensee;

114 (15) "Licensed facility", an excursion gambling boat
115 licensed under this chapter or a designated sports district
116 for which a certificate holder is licensed under sections
117 313.1000 to 313.1022;

118 (16) "Licensed supplier", a person holding a
119 supplier's license issued by the commission;

120 (17) "Occupational license", a license issued by the
121 commission;

122 (18) "Official league data", statistics, results,
123 outcomes, and other data related to a sports event or other
124 event utilized to determine the outcome of tier 2 bets
125 obtained pursuant to an agreement with the relevant sports
126 governing body or an entity expressly authorized by the
127 sports governing body to provide such information that
128 authorizes a sports wagering operator to use such data for
129 determining the outcome of tier 2 bets;

130 (19) "Person", an individual, sole proprietorship,
131 partnership, association, fiduciary, corporation, limited
132 liability company, or any other business entity;

133 (20) "Professional sports team entity", a person or
134 entity, registered to do business in this state, which owns
135 or operates a professional sports team that is a member of
136 the National Football League, Major League Baseball, the
137 National Hockey League, the National Basketball Association,
138 Major League Soccer, the Women's National Basketball
139 Association, or the National Women's Soccer League and that
140 plays its home games within a designated sports district;

141 (21) "Sports governing body", an organization
142 headquartered in the United States that prescribes final
143 rules and enforces codes of conduct with respect to a sports
144 event and participants therein;

145 (22) "Sports wagering", "sports wager", "sports bet",
146 or "bet", wagering on athletic, sporting, and other
147 competitive events involving human competitors including,
148 but not limited to, esports, or on other events as approved
149 by the commission. Such terms shall include, but not be
150 limited to, bets or wagers made on: portions of athletic
151 and sporting events, including those on outcomes determined
152 prior to the start of a sporting event, or on the individual
153 statistics of athletes in a sporting event or compilation of
154 sporting events, involving human competitors. The term
155 includes, but is not limited to, single-game wagers, teaser
156 wagers, parlays, over-unders, moneyline bets, pools,
157 exchange wagering, in-game wagers, in-play wagers,
158 proposition wagers, and straight wagers or other wagers
159 approved by the commission. Sports wagering shall not
160 include fantasy sports under sections 313.900 to 313.955 or
161 those games and contests in which the outcome is determined
162 purely on chance and without any human skill, intention,
163 interaction, or direction;

164 (23) "Sports wagering commercial activity", any
165 operation, promotion, signage, advertising, or other
166 business activity relating to sports wagering, including the
167 operation or advertising of a business or location at which
168 sports wagering is offered or a business or location at
169 which sports wagering through one or more interactive
170 platforms is promoted or advertised;

171 (24) "Sports wagering device" or "sports wagering
172 kiosk", a self-service mechanical, electrical, or
173 computerized contrivance, terminal, device, apparatus, piece
174 of equipment, or supply approved by the commission for
175 conducting sports wagering under sections 313.1000 to
176 313.1022. "Sports wagering device" shall not include a
177 device used by a sports wagering patron to access an
178 interactive sports wagering platform. The hardware of a
179 sports wagering device not capable of accepting wagers shall
180 not be considered a sports wagering device;

181 (25) "Sports wagering operator" or "operator", a
182 licensed facility that is an excursion gambling boat or an
183 interactive sports wagering platform operator offering
184 sports wagering on behalf of a licensed facility;

185 (26) "Sports wagering supplier", a person that
186 provides goods, services, software, or any other components
187 necessary for the creation of sports wagering markets and
188 determination of wager outcomes, directly or indirectly, to
189 any sports wagering operator or applicant involved in the
190 acceptance of wagers, including any of the following:
191 providers of data feeds and odds services, providers of
192 kiosks used for self-wagering made in person, risk
193 management providers, integrity monitoring providers, and
194 other providers of sports wagering supplier services as
195 determined by the commission; provided, however, that no

196 sports governing body shall be a sports wagering supplier
197 for any purposes under sections 313.1000 to 313.2022;

198 (27) "Supplier's license", a license issued by the
199 commission under section 313.807;

200 (28) "Tier 1 bet", an internet bet that is determined
201 solely by the final score or final outcome of the sports
202 event and is placed before the sports event has begun;

203 (29) "Tier 2 bet", an internet bet that is not a tier
204 1 bet.

313.1002. 1. The state of Missouri shall be exempt
2 from the provisions of 15 U.S.C. Section 1172, as amended.

3 2. All shipments of gambling devices, which shall
4 include devices capable of accepting sports wagers used to
5 conduct sports wagering under sections 313.1000 to 313.1022
6 to licensed applicants or sports wagering operators, the
7 registering, recording, and labeling of which have been
8 completed by the manufacturer or dealer thereof in
9 accordance with 15 U.S.C. Sections 1171 to 1178, as amended,
10 shall be legal shipments of gambling devices into this
11 state. Point-of-contact devices or kiosks not yet capable
12 of accepting sports wagers shall not be considered gambling
13 devices for purposes of this section.

313.1003. 1. Sports wagering shall not be offered in
2 this state except by a certificate holder.

3 2. A certificate holder may offer sports wagering:

4 (1) In person within its applicable licensed facility,
5 provided that such certificate holder is an excursion
6 gambling boat licensed under this chapter; and

7 (2) Over the internet through an interactive sports
8 wagering platform to persons physically located in this
9 state.

10 3. Notwithstanding any other provision of law to the
11 contrary, except as provided under sections 313.1000 to
12 313.1022, sports wagering commercial activity shall be
13 prohibited from occurring within any designated sports
14 district without the approval of each professional sports
15 team entity applicable to such designated sports district,
16 provided, however, that no such approval shall be required
17 for the sole activity of offering sports wagering over the
18 internet via an interactive sports wagering platform that is
19 accessible to persons physically located within such
20 designated sports district.

 313.1004. 1. The commission shall have full
2 jurisdiction to supervise all gambling operators governed by
3 sections 313.1000 to 313.1022 and shall adopt rules and
4 regulations to implement the provisions of sections 313.1000
5 to 313.1022. Any rule or portion of a rule, as that term is
6 defined in section 536.010, that is created under the
7 authority delegated in this section shall become effective
8 only if it complies with and is subject to all of the
9 provisions of chapter 536 and, if applicable, section
10 536.028. This section and chapter 536 are nonseverable and
11 if any of the powers vested with the general assembly
12 pursuant to chapter 536 to review, to delay the effective
13 date, or to disapprove and annul a rule are subsequently
14 held unconstitutional, then the grant of rulemaking
15 authority and any rule proposed or adopted after August 28,
16 2023, shall be invalid and void.

17 2. Rules adopted under this section shall include, but
18 not be limited to, the following:

19 (1) Standards and procedures to govern the conduct of
20 sports wagering, including the manner in which:

21 (a) Wagers are received;

22 (b) Payouts are paid; and
23 (c) Point spreads, lines, and odds are disclosed;
24 (2) Standards governing how a sports wagering operator
25 offers sports wagering over the internet through an
26 interactive sports wagering platform to patrons physically
27 located in Missouri;

28 (3) The manner in which a sports wagering operator's
29 books and financial records relating to sports wagering are
30 maintained and audited, including standards for the daily
31 counting of a sports wagering operator's gross receipts from
32 sports wagering and standards to ensure that internal
33 controls are followed; and

34 (4) Standards concerning the detection and prevention
35 of compulsive gambling including, but not limited to,
36 requirements to use a nationally recognized problem gambling
37 helpline phone number in all promotional activity.

38 3. Rules adopted under this section shall require a
39 sports wagering operator to make commercially reasonable
40 efforts to do the following:

41 (1) Designate one or more areas within the licensed
42 facility operated by the sports wagering operator if the
43 sports wagering operator is a licensed facility that is an
44 excursion gambling boat;

45 (2) Ensure the security and integrity of sports wagers
46 accepted through any interactive sports wagering platform
47 operated or authorized by such sports wagering operator;

48 (3) Ensure that the sports wagering operator's
49 surveillance system covers all areas of the in-person sports
50 wagering activity conducted within a licensed facility that
51 is an excursion gambling boat;

52 (4) Allow the commission to be present through the
53 commission's gaming agents when sports wagering is conducted

54 in all areas of the sports wagering operator's licensed
55 facility that is an excursion gambling boat in which sports
56 wagering is conducted to do the following:

57 (a) Ensure maximum security of the counting and
58 storage of the sports wagering revenue received by the
59 sports wagering operator;

60 (b) Certify the sports wagering revenue received by
61 the sports wagering operator; and

62 (c) Receive complaints from the public;

63 (5) Ensure that wager results are determined only from
64 data that is provided by the applicable sports governing
65 body or the licensed sports wagering suppliers;

66 (6) Ensure that persons who are under twenty-one years
67 of age do not make sports wagers;

68 (7) Establish house rules specifying the amounts to be
69 paid on winning wagers and the effect of schedule changes.
70 The house rules shall be displayed in the sports wagering
71 operator's sports wagering area or posted on the sports
72 wagering operator's internet site or mobile application and
73 included in the terms and conditions thereof or another
74 approved area; and

75 (8) Establish industry-standard procedures regarding
76 the voiding or cancelling of wagers in the sports wagering
77 operator's internal controls and house rules.

78 4. (1) A sports governing body or other authorized
79 entity that maintains official league data may notify the
80 commission that official league data for settling tier 2
81 bets is available for sports wagering operators.

82 (2) The commission shall notify sports wagering
83 operators within seven days of receipt of the notification
84 from the sports governing body or other authorized entity
85 that maintains official league data of the availability of

86 official league data. Within sixty days following such
87 notification by the commission, each sports wagering
88 operator shall use only official league data to settle tier
89 2 bets on athletic events sanctioned by the applicable
90 sports governing body, except:

91 (a) During the pendency of a request by such sports
92 wagering operator to the commission, under subdivision (4)
93 of this subsection, to use alternative data sources approved
94 by the commission to settle such tier 2 bets; or

95 (b) Following approval by the commission of a request
96 by such sports wagering operator to use alternative data
97 sources approved by the commission in accordance with
98 section 313.1004.

99 (3) Official league data made available to sports
100 wagering operators by the sports governing body or other
101 authorized entity that maintains official league data shall
102 be offered on commercially reasonable terms.

103 (4) A sports wagering operator may submit a written
104 request to the commission for the use, or continued use, of
105 alternative data sources approved by the commission within
106 sixty days of receiving the notification from the commission
107 regarding the availability of official league data. The
108 request shall demonstrate in detail that the sports
109 governing body or other authorized entity that maintains
110 official league data is unable or unwilling to offer
111 official league data on commercially reasonable terms.
112 Within sixty days of receipt of the written request from a
113 sports wagering operator to use an alternative data source,
114 the commission shall issue a written approval or disapproval
115 of such a request.

116 (5) The commission shall publish a list of official
117 league data providers on its website.

118 5. The commission may enter into agreements with other
119 jurisdictions to facilitate, administer, and regulate multi-
120 jurisdictional sports betting by sports betting operators to
121 the extent that entering into the agreement is consistent
122 with state and federal laws and the sports betting agreement
123 is conducted only in the United States.

 313.1006. 1. A licensed applicant holding a license
2 issued under section 313.807 to operate an excursion
3 gambling boat who wishes to offer sports wagering under
4 sections 313.1000 to 313.1022 shall:

 (1) Submit an application to the commission in the
6 manner prescribed by the commission for each licensed
7 facility in which the licensed applicant wishes to conduct
8 sports wagering;

 (2) Pay an initial application fee not to exceed one
10 hundred thousand dollars, which shall be deposited in the
11 gaming commission fund and distributed according to section
12 313.835; and

 (3) Submit to the commission a responsible gambling
14 plan that shall include, but is not limited to:

 (a) Annual training for all staff regarding the
16 practice of responsible gambling and identifying compulsive
17 or problem gamblers;

 (b) Policies and strategies for handling situations in
19 which players indicate they are in distress or experiencing
20 a problem; and

 (c) Policies and strategies to address third-party
22 concerns about players' gambling behavior.

 2. Upon receipt of the application and fee required
24 under subsection 1 of this section, the commission shall
25 issue a certificate of authority to a licensed applicant
26 authorizing the licensed applicant to conduct sports

27 wagering under sections 313.1000 to 313.1022 in a licensed
28 facility or through an interactive sports wagering platform.

313.1008. 1. The commission shall ensure that new
2 sports wagering devices and new forms, variations, or
3 composites of sports wagering are tested under the terms and
4 conditions that the commission considers appropriate prior
5 to authorizing a sports wagering operator to offer a new
6 sports wagering device or a new form, variation, or
7 composite of sports wagering. The commission may utilize an
8 approved independent testing laboratory to assist with any
9 requirements of this section. The commission shall accept
10 such testing of another sports wagering governing body in
11 the United States if the commission determines the testing
12 of that governing body is substantially similar to the
13 testing that would otherwise be required by the commission
14 and the sports wagering operator verifies that its sports
15 wagering devices and forms have not materially changed since
16 such testing.

17 2. (1) A licensed facility that is an excursion
18 gambling boat may also offer sports wagering through an
19 individually branded interactive sports wagering platform
20 under the brand, trade name, or another name it is doing
21 business as (d/b/a) selected by the sports wagering operator
22 or, as applicable, the interactive sports wagering platform
23 operator. A sports wagering operator may operate the
24 interactive sports wagering platform or contract with an
25 interactive sports wagering platform operator to administer
26 the interactive sports wagering platform on the licensed
27 facility's behalf.

28 (2) Subject to the approval of the commission, a
29 licensed facility that is an excursion gambling boat may
30 offer sports wagering through an additional two individually

31 branded interactive sports wagering platforms under the
32 brand, trade name, or another name it is doing business as
33 (d/b/a) selected by the sports wagering operator or, as
34 applicable, the interactive sports wagering platform
35 operator, provided that such licensed facility shall pay to
36 the commission an annual administrative fee of two hundred
37 fifty thousand dollars for the first additional interactive
38 sports wagering platform, and an annual administrative fee
39 of five hundred thousand dollars for the second additional
40 interactive sports wagering platform, with such
41 administrative fees deposited in the gaming commission fund
42 established under section 313.835. A sports wagering
43 operator may operate the interactive sports wagering
44 platform or contract with one or more interactive sports
45 wagering platform operators to administer the interactive
46 sports wagering platforms on the licensed facility's behalf.

47 (3) Notwithstanding any provision of this section and
48 anything to the contrary set forth under sections 313.1000
49 to 313.1022, in no event shall sports wagering be offered
50 through more than six interactive sports wagering platforms
51 contracting with any one owner of a licensed facility,
52 directly or indirectly through any parent company,
53 subsidiary, or affiliate of such owner.

54 3. Each designated sports district mobile licensee may
55 offer sports wagering within the state through one
56 interactive sports wagering platform. Each designated
57 sports district mobile licensee shall be required to be
58 licensed by the commission as an interactive sports wagering
59 platform operator. Sports wagering over the internet
60 through any interactive sports wagering platform may be
61 offered by any licensed sports wagering operator within any
62 designated sports district.

63 4. Notwithstanding anything to the contrary set forth
64 under sections 313.1000 to 313.1022, no sports wagering
65 operator may offer sports wagering in person or through any
66 sports wagering kiosk, except within a licensed facility
67 that is an excursion gambling boat.

68 5. (1) Sports wagering may be conducted with chips,
69 tokens, electronic cards, cash, cash equivalents, debit or
70 credit cards, other negotiable currency, online payment
71 services, automated clearing houses, promotional funds, or
72 any other means approved by the commission.

73 (2) A sports wagering operator shall, in its internal
74 controls or house rules, determine a minimum wager amount in
75 sports wagering conducted by the sports wagering operator
76 and may determine a maximum wager amount.

77 6. A sports wagering operator shall not permit any
78 sports wagering on the premises of the licensed facility
79 except as provided under this chapter.

80 7. A sports wagering device, point-of-contact sports
81 wagering device, or sports wagering kiosk shall be approved
82 by the commission and acquired by a sports wagering operator
83 from a licensed supplier.

84 8. The commission shall determine the occupations
85 related to sports wagering that require an occupational
86 license, which shall not include employees that do not
87 possess the authority or ability to alter material systems
88 required for sports wagering in this state.

89 9. A sports wagering operator may lay off one or more
90 sports wagers. The commission may promulgate rules
91 permitting sports wagering operators or platforms to employ
92 systems that offset loss or manage risk in the operation of
93 sports wagering under sections 313.1000 to 313.1022 through
94 the use of liquidity pools in other jurisdictions in which

95 the sports wagering operator, platform, an affiliate of the
96 sports wagering operator or platform, or a third party also
97 holds licenses to conduct sports wagering; provided that, at
98 all times, adequate protections are maintained to ensure
99 sufficient funds are available to pay winnings to patrons.

100 10. A sports wagering operator shall include
101 information and tools to assist players in making
102 responsible decisions. The sports wagering operator shall
103 provide at a minimum:

104 (1) Prominently displayed tools to set limits on the
105 amount of time and money a player spends on any interactive
106 sports wagering platform;

107 (2) Prominently displayed information regarding
108 compulsive gambling and ways to seek treatment and support
109 if a player believes he or she has a problem; and

110 (3) Provide a player with the ability to exclude the
111 use of certain electronic payment methods if desired by the
112 player.

313.1010. 1. An interactive sports wagering platform
2 operator shall offer sports wagering on behalf of a licensed
3 facility only if the interactive sports wagering platform
4 operator is properly licensed by the commission and has
5 contracted with a licensed facility.

6 2. An applicant for an interactive sports wagering
7 platform license shall:

8 (1) Submit an application to the commission in the
9 manner prescribed by the commission to verify the platform's
10 eligibility under this section;

11 (2) Pay an initial application fee not to exceed one
12 hundred fifty thousand dollars; and

13 (3) Submit to the commission a responsible gambling
14 plan that shall include, but is not limited to:

15 (a) Annual training for all staff regarding the
16 practice of responsible gambling and identifying compulsive
17 or problem gamblers;

18 (b) Policies and strategies for handling situations in
19 which players indicate they are in distress or experiencing
20 a problem; and

21 (c) Policies and strategies to address third-party
22 concerns about players' gambling behavior.

23 3. On or before the anniversary date of the payment of
24 the initial application fee under this section, an
25 interactive sports wagering platform provider holding a
26 license issued under this section shall pay to the
27 commission a license renewal fee not to exceed one hundred
28 twenty-five thousand dollars. Such funds shall be deposited
29 into the gaming commission fund established under section
30 313.835.

31 4. Notwithstanding any other provision of law to the
32 contrary, the following information shall be confidential
33 and shall not be disclosed to the public unless required by
34 court order or by any other provision of sections 313.1000
35 to 313.1022:

36 (1) Any application submitted to the commission
37 relating to sports wagering in this state; and

38 (2) All documents, reports, and data submitted by an
39 applicant relating to sports wagering in this state to the
40 commission containing proprietary information, trade
41 secrets, financial information, or personally identifiable
42 information about any person.

 313.1011. 1. The commission may issue a supplier's
2 license to a sports wagering supplier.

3 2. A sports wagering supplier may provide its services
4 to licensees under a fixed-fee or revenue-sharing agreement
5 only if the supplier is properly licensed by the commission.

6 3. At the request of an applicant for a sports
7 wagering supplier's license, the commission may issue a
8 provisional license to the applicant, as long as the
9 applicant has submitted a completed application for the
10 license, including paying the required application fee. The
11 commission may prescribe by rule the requirements to receive
12 a provisional license.

13 4. An applicant for a sports wagering supplier's
14 license shall disclose the identity of:

15 (1) The applicant's principal owners who directly own
16 ten percent or more of the applicant;

17 (2) Each holding, intermediary, or parent company that
18 directly owns fifteen percent or more of the applicant; and

19 (3) The applicant's CEO and CFO, or their equivalents,
20 as determined by the commission.

21 5. Government-created entities, including statutory
22 authorized pension investment boards and Canadian Crown
23 corporations, that are direct or indirect shareholders of an
24 applicant shall be waived in the applicant's disclosure of
25 ownership and control as determined by the commission.

26 6. Investment funds or entities registered with the
27 Securities and Exchange Commission (SEC), including
28 investment advisors and entities under the management of the
29 SEC-registered entity, that are direct or indirect
30 shareholders of an applicant shall be waived in the
31 applicant's disclosure of ownership and control as
32 determined by the commission.

33 7. A supplier's license or provisional supplier's
34 license shall be sufficient to provide sports wagering

35 supplier services to licensees. A renewal fee shall be
36 submitted biennially as determined by the commission.

313.1012. 1. A sports wagering operator shall verify
2 that a person placing a wager is at least the legal minimum
3 age for placing a wager under sections 313.1000 to 313.1022.

4 2. The commission shall establish an online method for
5 a player to apply for placement in the self-exclusion
6 program. Each sports wagering operator shall include a link
7 to such application on all sports wagering platforms.

8 3. The commission shall adopt rules and regulations
9 that incorporate a sports wagering self-exclusion program
10 into the program adopted under sections 313.800 to 313.850.
11 Any rule or portion of a rule, as that term is defined in
12 section 536.010, that is created under the authority
13 delegated in this section shall become effective only if it
14 complies with and is subject to all of the provisions of
15 chapter 536 and, if applicable, section 536.028. This
16 section and chapter 536 are nonseverable and if any of the
17 powers vested with the general assembly pursuant to chapter
18 536 to review, to delay the effective date, or to disapprove
19 and annul a rule are subsequently held unconstitutional,
20 then the grant of rulemaking authority and any rule proposed
21 or adopted after the effective date of this section shall be
22 invalid and void.

23 4. The commission shall adopt rules to ensure that
24 advertisements for sports wagering:

25 (1) Do not knowingly target minors or other persons
26 who are ineligible to place wagers, problem gamblers, or
27 other vulnerable persons;

28 (2) Disclose the identity of the sports wagering
29 operator;

30 (3) Provide information about or links to resources
31 relating to gambling addiction;

32 (4) Are not otherwise false, misleading, or deceptive
33 to a reasonable consumer;

34 (5) Are not included on internet sites or pages
35 dedicated to compulsive or problem gambling; and

36 (6) Include responsible gambling messages and a
37 nationally recognized problem gambling helpline number in
38 all promotional activity.

39 5. The commission shall establish penalties of not
40 less than ten thousand dollars but not more than one hundred
41 thousand dollars for any sports wagering operator who
42 violates the restrictions placed on advertising to persons
43 listed in subdivision (1) of subsection 4 of this section.

313.1014. 1. The commission shall conduct background
2 checks on individuals seeking licenses under sections
3 313.1000 to 313.1022. A background check conducted under
4 this section shall include a search for criminal history and
5 any charges or convictions involving corruption or
6 manipulation of sporting events. A background check under
7 this section shall be consistent with the provisions of
8 section 313.810.

9 2. (1) A sports wagering operator shall employ
10 commercially reasonable methods to:

11 (a) Prohibit the sports wagering operator; directors,
12 officers, and employees of the sports wagering operator; and
13 any relative of an operator, director, or officer living in
14 the same household from placing sports wagers with the
15 sports wagering operator;

16 (b) Prohibit any person with access to nonpublic
17 confidential information held by the sports wagering

18 operator from placing sports wagers with the sports wagering
19 operator;

20 (c) Prevent the sharing of confidential information
21 that could affect sports wagering offered by the sports
22 wagering operator or by third parties until the information
23 is made publicly available; and

24 (d) Prohibit persons from placing sports wagers as
25 agents or proxies for other persons.

26 (2) Nothing in this section shall preclude the use of
27 internet-based hosting or cloud-based hosting of data or any
28 disclosure of information required by court order or other
29 provisions of law.

30 3. (1) The following individuals are prohibited from
31 engaging in sports wagering under sections 313.1000 to
32 313.1022:

33 (a) Any person whose participation may undermine the
34 integrity of the betting or sports event; or

35 (b) Any person who is prohibited for other good cause
36 including, but not limited to:

37 a. Any person placing a wager as an agent or proxy;

38 b. Any person who is an athlete, coach, referee,
39 player, or referee personnel member in or on any sports
40 event overseen by that person's sports governing body, based
41 on publicly available information;

42 c. Any person who holds a position of authority or
43 influence sufficient to exert influence over the
44 participants in a sporting contest including, but not
45 limited to, coaches, managers, handlers, or athletic
46 trainers;

47 d. Any person under twenty-one years of age;

48 e. Any person with access to certain types of
49 exclusive information on any sports event overseen by that

50 person's sports governing body, based on publicly available
51 information; or

52 f. Any person identified by any lists provided by the
53 commission.

54 (2) The direct or indirect legal or beneficial owner
55 of five percent or more of a sports governing body or any of
56 its member teams shall not place or accept any wager on a
57 sports event in which any member team of that sports
58 governing body participates. Any violation of this
59 subdivision shall constitute disorderly conduct. Disorderly
60 conduct under this subdivision shall be a class C
61 misdemeanor.

62 (3) The provisions of subdivision (1) of this
63 subsection shall not apply to any person who is a direct or
64 indirect owner of a specific sports governing body member
65 team and:

66 (a) Has less than five percent direct or indirect
67 ownership interest in a casino or sports wagering operator;
68 or

69 (b) The value of the ownership of such team represents
70 less than one percent of the person's total enterprise value
71 and such shares of such person are registered under section
72 12 of the Securities Exchange Act of 1934, 15 U.S.C. Section
73 78I, as amended.

74 (4) (a) A sports wagering operator shall adopt
75 procedures to prevent wagering on sports events by persons
76 who are prohibited from placing sports wagers.

77 (b) A sports wagering operator shall not knowingly
78 accept wagers from any person whose identity is known to the
79 operator and:

80 a. Whose name appears on the exclusion list maintained
81 by the commission;

82 b. Who is the operator, director, officer, owner, or
83 employee of the operator;

84 c. Who has access to nonpublic confidential
85 information held by the operator; or

86 d. Who is an agent or proxy for any other person.

87 (5) An operator shall adopt procedures to obtain
88 personally identifiable information from any individual who
89 places any single wager of ten thousand dollars or more on a
90 sports event while physically present at a casino.

91 4. Given good and sufficient reason, each of the
92 commission and sports wagering operators shall cooperate
93 with investigations conducted by law enforcement agencies or
94 sports governing bodies, including providing or facilitating
95 the provision of relevant betting information and audio or
96 video files relating to persons placing sports wagers;
97 except that, with respect to any such information or files
98 disclosed by a sports wagering operator to a sports
99 governing body, the sports governing body shall:

100 (1) Maintain the confidentiality of such information
101 or files;

102 (2) Comply with all privacy laws applicable to such
103 information or files; and

104 (3) Use the information or files solely in connection
105 with the sports governing body's investigation.

106 5. A sports wagering operator shall immediately report
107 to the commission any information relating to:

108 (1) Criminal or disciplinary proceedings commenced
109 against the sports wagering operator in connection with its
110 operations;

111 (2) Bets or wagers that violate state or federal law;

112 (3) Abnormal wagering activity or patterns that may
113 indicate a concern regarding the integrity of a sporting
114 event or events;

115 (4) Any other conduct that corrupts the wagering
116 outcome of a sporting event or events for purposes of
117 financial gain; and

118 (5) Suspicious or illegal wagering activities.

119 A sports wagering operator shall also immediately report any
120 information relating to conduct described in subdivision (3)
121 or (4) of this subsection to the applicable sports governing
122 body.

123 6. A sports wagering operator shall maintain the
124 confidentiality of information provided by a sports
125 governing body to the sports wagering operator unless
126 disclosure is required by court order, the commission, or
127 any other provision of law.

128 7. A sports governing body may submit to the
129 commission a request in writing to restrict, limit, or
130 exclude a type or form of sports wagering on its sporting
131 events if such body believes that such sports wagering
132 affects the integrity or perceived integrity of its sport.
133 The commission may grant the request upon a showing of good
134 cause by the applicable sports governing body. The
135 commission shall promptly review any information provided
136 and respond as expeditiously as practicable to the request.
137 Prior to making a determination, the commission shall notify
138 and consult with sports wagering operators. If the
139 commission deems it relevant, it may also consult with any
140 applicable independent monitoring providers or other
141 jurisdictions. No restrictions, limitations, or exclusions
142 of wagers shall be conducted without the express written

143 approval of the commission. Sports wagering operators shall
144 be notified of any restrictions, limitations, or exclusions
145 granted by the commission.

146 8. No sports wagering operator shall offer any sports
147 wagers on an elementary or secondary school athletic or
148 sporting event in which a school team from this state is a
149 participant, or on the individual performance statistics of
150 an athlete in an elementary or secondary school athletic or
151 sporting event in which a school team from this state is a
152 participant.

313.1016. 1. A sports wagering operator shall, for a
2 wager that exceeds ten thousand dollars and that is placed
3 in person by a patron, maintain the following records for a
4 period of at least three years after the sporting event
5 occurs:

- 6 (1) Personally identifiable information of the patron;
- 7 (2) The amount and type of bet placed;
- 8 (3) The time and date the bet was placed;
- 9 (4) The location, including specific information
10 pertaining to the betting window or sports wagering device,
11 where the bet was placed;
- 12 (5) The outcome of the bet; and
- 13 (6) Any discernible pattern of abnormal betting
14 activity by the patron.

15 2. A licensed facility, interactive sports wagering
16 platform operator, or sports wagering supplier, where
17 applicable, for all bets and wagers placed through an
18 interactive sports wagering platform, shall maintain the
19 following records for a period of at least three years after
20 the sporting event occurs:

- 21 (1) Personally identifiable information of the patron;
- 22 (2) The amount and type of bet placed;

- 23 (3) The time and date the bet was placed;
- 24 (4) The location, including specific information
25 pertaining to the internet protocol address, where the bet
26 was placed;
- 27 (5) The outcome of the bet; and
- 28 (6) Any discernible pattern of abnormal betting
29 activity by the patron.

30 3. A sports wagering operator shall make the records
31 and data that it is required to maintain under this section
32 available for inspection upon request of the commission or
33 as required by court order.

 313.1018. A sports wagering operator is not liable
2 under the laws of this state to any party, including
3 patrons, for disclosing information as required under
4 sections 313.1000 to 313.1022 and is not liable for refusing
5 to disclose information unless required under sections
6 313.1000 to 313.1022.

 313.1021. 1. A wagering tax of ten percent is imposed
2 on the adjusted gross receipts received from sports wagering
3 conducted by a sports wagering operator under sections
4 313.1000 to 313.1022. If an interactive sports wagering
5 platform operator is contracted to conduct sports wagering
6 at a certificate holder's licensed facility that is an
7 excursion gambling boat, or through an interactive sports
8 wagering platform, the licensed interactive sports wagering
9 platform operator may fulfill the certificate holder's
10 duties under this section.

11 2. A certificate holder or interactive sports wagering
12 platform operator shall remit the tax imposed by subsection
13 1 of this section to the department no later than one day
14 prior to the last business day of the month following the
15 month in which the taxes were generated. In a month when

16 the adjusted gross receipts of a certificate holder or
17 interactive sports wagering platform operator is a negative
18 number, the certificate holder or interactive sports
19 wagering platform operator may carry over the negative
20 amount for a period of twelve months.

21 3. The payment of the tax under this section shall be
22 by an electronic funds transfer by an automated clearing
23 house.

24 4. Revenues received from the tax imposed under
25 subsection 1 of this section shall be deposited in the state
26 treasury to the credit of the "Gaming Proceeds for Education
27 Fund", which shall be distributed as provided under section
28 313.822.

29 5. (1) A licensed facility that is an excursion
30 gambling boat shall pay to the commission an annual license
31 renewal fee not to exceed fifty thousand dollars. The fee
32 imposed shall be due on the anniversary date of issuance of
33 the license and on each anniversary date thereafter. The
34 commission shall deposit the annual license renewal fees
35 received under this subdivision in the gaming commission
36 fund established under section 313.835.

37 (2) In addition to the annual license renewal fee
38 required in this subsection, a certificate holder shall pay
39 to the commission a fee of ten thousand dollars to cover the
40 costs of a full reinvestigation of the certificate holder in
41 the fourth year after the date on which the certificate
42 holder commences sports wagering operations under sections
43 313.1000 to 313.1022 and on each fourth year thereafter.
44 The commission shall deposit the fees received under this
45 subdivision in the gaming commission fund established under
46 section 313.835.

47 6. Subject to appropriation, five million dollars
48 shall be appropriated from the gaming commission fund
49 created under section 313.835 and credited annually to the
50 compulsive gamblers fund created under section 313.842.
51 When considering the amount of funds to appropriate to the
52 compulsive gamblers fund, the general assembly shall
53 consider the findings and recommendations contained in the
54 annual research report required under subsection 2 of
55 section 313.842 for increased funding in excess of the five
56 hundred thousand dollars.

 313.1022. 1. All sports wagers authorized under
2 sections 313.1000 to 313.1022 shall be deemed initiated,
3 received, and otherwise made on the property of an excursion
4 gambling boat within this state.

 2. Only to the extent required by federal law, all
6 servers necessary to the placement or resolution of wagers,
7 other than backup servers, shall be physically located
8 within a certificate holder's licensed facility that is an
9 excursion gambling boat in the state. Consistent with the
10 intent of the United States Congress as articulated in the
11 Unlawful Internet Gambling Enforcement Act of 2006, 31
12 U.S.C. Sections 5361 to 5367, as amended, the intermediate
13 routing of electronic data relating to lawful intrastate
14 sports wagers authorized under sections 313.1000 to 313.1022
15 shall not determine the location or locations in which such
16 wager is initiated, received, or otherwise made. This
17 subsection shall apply only to the extent required by
18 federal law.

✓