

# SENATE BILL NO. 557

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR SCHROER.

2170S.01H

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Section A. Sections 313.800, 313.813, and 313.842, RSMo, are repealed and twenty-five new sections enacted in lieu thereof, to be known as sections 313.425, 313.427, 313.429, 313.431, 313.433, 313.434, 313.435, 313.437, 313.800,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 game 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 game terminal at the  
202 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 fifty 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 thirty-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 continually monitored  
250 by video surveillance and be placed where access to persons  
251 under twenty-one years of age is denied by a procedure  
252 approved by the commission. A warning sign shall be posted  
253 in a conspicuous location where such video lottery game  
254 terminals are located, containing in red lettering at least  
255 one-half inch high on a white background the following:

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

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

280 suspend such operator's or retailer's license for up to  
281 thirty days, or, in the case of repeated violations, revoke  
282 such operator's or retailer's license for a period of one  
283 year. Any video lottery game operator or retailer aggrieved  
284 by the commission's decision in any disciplinary action that  
285 results in the suspension or revocation of such operator's  
286 or retailer's video lottery game license may appeal such  
287 decision by filing an action in circuit court.

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

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

301 10. (1) Video lottery game operators shall pay the  
302 commission twenty-eight percent of the video lottery game  
303 adjusted gross receipts, which shall be deposited in the  
304 state lottery fund. The commission shall transfer, subject  
305 to appropriation, the amount received from the operator from  
306 the lottery fund to the lottery proceeds fund after  
307 administrative expenses equal to four percent of the video  
308 lottery game adjusted gross receipts are paid to the  
309 municipality where a licensed video lottery game retailer  
310 maintains an establishment licensed for the operation of  
311 video lottery game terminals, or if such licensed

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

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

342 11. All revenues received by the commission from  
343 license fees and any reimbursements associated with the

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

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

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

374 14. The commission shall adopt rules for the  
375 implementation of the video lottery game system authorized



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

          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:

5 (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;

9 (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

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 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.

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.

(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.

✓