

SENATE SUBSTITUTE  
FOR  
SENATE BILL NO. 741

AN ACT

To repeal sections 313.800, 313.812, 313.817, and 313.830, RSMo, and to enact in lieu thereof four new sections relating to financial transactions of gaming establishments, with existing penalty provisions.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Sections 313.800, 313.812, 313.817, and 313.830,  
2 RSMo, are repealed and four new sections enacted in lieu thereof,  
3 to be known as sections 313.800, 313.812, 313.817, and 313.830,  
4 to read as follows:

5           313.800. 1. As used in sections 313.800 to 313.850, unless  
6 the context clearly requires otherwise, the following terms mean:

7           (1) "Adjusted gross receipts", the gross receipts from  
8 licensed gambling games and devices less winnings paid to  
9 wagerers;

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

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

15           (4) "Capital, cultural, and special law enforcement purpose  
16 expenditures" shall include any disbursement, including  
17 disbursements for principal, interest, and costs of issuance and  
18 trustee administration related to any indebtedness, for the

1 acquisition of land, land improvements, buildings and building  
2 improvements, vehicles, machinery, equipment, works of art,  
3 intersections, signing, signalization, parking lot, bus stop,  
4 station, garage, terminal, hanger, shelter, dock, wharf, rest  
5 area, river port, airport, light rail, railroad, other mass  
6 transit, pedestrian shopping malls and plazas, parks, lawns,  
7 trees, and other landscape, convention center, roads, traffic  
8 control devices, sidewalks, alleys, ramps, tunnels, overpasses  
9 and underpasses, utilities, streetscape, lighting, trash  
10 receptacles, marquees, paintings, murals, fountains, sculptures,  
11 water and sewer systems, dams, drainage systems, creek bank  
12 restoration, any asset with a useful life greater than one year,  
13 cultural events, and any expenditure related to a law enforcement  
14 officer deployed as horse-mounted patrol, school resource or drug  
15 awareness resistance education (D.A.R.E) officer;

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

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

20 (7) "Credit instrument", a written check, negotiable  
21 instrument, automatic bank draft or other authorization from a  
22 qualified person to an excursion gambling boat licensee or any of  
23 its affiliated companies licensed by the commission authorizing  
24 the licensee to withdraw the amount of credit extended by the  
25 licensee to such person from the qualified person's banking  
26 account on or after a date certain of not more than thirty days  
27 from the date the credit was extended, and includes any such  
28 writing taken in consolidation, redemption or payment of a

1 previous credit instrument, but does not include any interest-  
2 bearing installment loan or other extension of credit secured by  
3 collateral;

4 (8) "Dock", the location in a city or county authorized  
5 under subsection 10 of section 313.812 which contains any natural  
6 or artificial space, inlet, hollow, or basin, in or adjacent to a  
7 bank of the Mississippi or Missouri Rivers, next to a wharf or  
8 landing devoted to the embarking of passengers on and  
9 disembarking of passengers from a gambling excursion but shall  
10 not include any artificial space created after May 20, 1994, and  
11 is located more than one thousand feet from the closest edge of  
12 the main channel of the river as established by the United States  
13 Army Corps of Engineers;

14 [(8)] (9) "Excursion gambling boat", a boat, ferry or other  
15 floating facility licensed by the commission on which gambling  
16 games are allowed;

17 [(9)] (10) "Fiscal year" shall for the purposes of  
18 subsections 3 and 4 of section 313.820 mean the fiscal year of a  
19 home dock city or county;

20 [(10)] (11) "Floating facility", any facility built or  
21 originally built as a boat, ferry or barge licensed by the  
22 commission on which gambling games are allowed;

23 [(11)] (12) "Gambling excursion", the time during which  
24 gambling games may be operated on an excursion gambling boat  
25 whether docked or during a cruise;

26 [(12)] (13) "Gambling game" includes, but is not limited  
27 to, games of skill or games of chance on an excursion gambling  
28 boat but does not include gambling on sporting events; provided

1 such games of chance are approved by amendment to the Missouri  
2 Constitution;

3 [(13)] (14) "Games of chance", any gambling game in which  
4 the player's expected return is not favorably increased by his or  
5 her reason, foresight, dexterity, sagacity, design, information  
6 or strategy;

7 [(14)] (15) "Games of skill", any gambling game in which  
8 there is an opportunity for the player to use his or her reason,  
9 foresight, dexterity, sagacity, design, information or strategy  
10 to favorably increase the player's expected return; including,  
11 but not limited to, the gambling games known as "poker",  
12 "blackjack" (twenty-one), "craps", "Caribbean stud", "pai gow  
13 poker", "Texas hold'em", "double down stud", and any video  
14 representation of such games;

15 [(15)] (16) "Gross receipts", the total sums wagered by  
16 patrons of licensed gambling games;

17 [(16)] (17) "Holder of occupational license", a person  
18 licensed by the commission to perform an occupation within  
19 excursion gambling boat operations which the commission has  
20 identified as requiring a license;

21 [(17)] (18) "Licensee", any person licensed under sections  
22 313.800 to 313.850;

23 [(18)] (19) "Mississippi River" and "Missouri River", the  
24 water, bed and banks of those rivers, including any space filled  
25 by the water of those rivers for docking purposes in a manner  
26 approved by the commission but shall not include any artificial  
27 space created after May 20, 1994, and is located more than one  
28 thousand feet from the closest edge of the main channel of the

1 river as established by the United States Army Corps of  
2 Engineers;

3 [(19)] (20) "Supplier", a person who sells or leases  
4 gambling equipment and gambling supplies to any licensee.

5 2. In addition to the games of skill [referred to in  
6 subdivision (14) of] defined in this section, the commission may  
7 approve other games of skill upon receiving a petition requesting  
8 approval of a gambling game from any applicant or licensee. The  
9 commission may set the matter for hearing by serving the  
10 applicant or licensee with written notice of the time and place  
11 of the hearing not less than five days prior to the date of the  
12 hearing and posting a public notice at each commission office.  
13 The commission shall require the applicant or licensee to pay the  
14 cost of placing a notice in a newspaper of general circulation in  
15 the applicant's or licensee's home dock city or county. The  
16 burden of proof that the gambling game is a game of skill is at  
17 all times on the petitioner. The petitioner shall have the  
18 affirmative responsibility of establishing his or her case by a  
19 preponderance of evidence including:

20 (1) Is it in the best interest of gaming to allow the game;  
21 and

22 (2) Is the gambling game a game of chance or a game of  
23 skill?

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25 All testimony shall be given under oath or affirmation. Any  
26 citizen of this state shall have the opportunity to testify on  
27 the merits of the petition. The commission may subpoena  
28 witnesses to offer expert testimony. Upon conclusion of the

1 hearing, the commission shall evaluate the record of the hearing  
2 and issue written findings of fact that shall be based  
3 exclusively on the evidence and on matters officially noticed.  
4 The commission shall then render a written decision on the merits  
5 which shall contain findings of fact, conclusions of law and a  
6 final commission order. The final commission order shall be  
7 within thirty days of the hearing. Copies of the final  
8 commission order shall be served on the petitioner by certified  
9 or overnight express mail, postage prepaid, or by personal  
10 delivery.

11 313.812. 1. The commission may issue licenses pursuant to  
12 subsection 1 of section 313.807 when it is satisfied that the  
13 applicant has complied with all rules and regulations, including  
14 an update of all information provided to the commission in the  
15 licensee's initial application. The commission shall decide the  
16 number, location and type of excursion gambling boat in a city or  
17 county under subsection 10 of this section. The license shall  
18 set forth the name of the licensee, the type of license granted,  
19 the place where the excursion gambling boat will operate and  
20 dock, including the docking of an excursion gambling boat which  
21 is continuously docked, and other information the commission  
22 deems appropriate. The commission shall have the ultimate  
23 responsibility of deciding the number, location, and type of  
24 excursion gambling boats licensed in a city or county; however,  
25 any city or county which has complied with the provisions of  
26 subsection 10 of this section shall submit to the commission a  
27 plan outlining the following:

28 (1) The recommended number of licensed excursion gambling

1 boats operating in such city or county;

2 (2) The recommended licensee or licensees operating in such  
3 city or county;

4 (3) The community's economic development or impact and  
5 affirmative action plan concerning minorities' and women's  
6 ownership, contracting and employment for the waterfront  
7 development;

8 (4) The city or county proposed sharing of revenue with any  
9 other municipality;

10 (5) Any other information such city or county deems  
11 necessary; and

12 (6) Any other information the commission may determine is  
13 necessary.

14

15 The commission shall provide for due dates for receiving such  
16 plan from the city or county.

17 2. A license to operate an excursion gambling boat shall  
18 only be granted to an applicant upon the express conditions that:

19 (1) The applicant shall not, by a lease, contract,  
20 understanding, or arrangement of any kind, grant, assign, or turn  
21 over to a person the operation of an excursion gambling boat  
22 licensed under this section or of the system of wagering  
23 described in section 313.817. This section does not prohibit a  
24 management contract with a person licensed by the commission; and

25 (2) The applicant shall not in any manner permit a person  
26 other than the licensee and the management licensee to have a  
27 share, percentage, or proportion of the money received for  
28 admissions to the excursion gambling boat.

1           3. The commission shall require, as a condition of granting  
2 a license, that an applicant operate an excursion gambling boat  
3 which, as nearly as practicable, resembles or is a part of  
4 Missouri's or the home dock city's or county's riverboat history.

5           4. The commission shall encourage through its rules and  
6 regulations the use of Missouri resources, goods and services in  
7 the operation of any excursion gambling boat.

8           5. The excursion gambling boat shall provide for nongaming  
9 areas, food service and a Missouri theme gift shop. The amount  
10 of space used for gaming shall be determined in accordance with  
11 all rules and regulations of the commission and the United States  
12 Coast Guard safety regulations.

13           6. A license to operate gambling games or to operate an  
14 excursion gambling boat shall not be granted unless the applicant  
15 has, through clear and convincing evidence, demonstrated  
16 financial responsibility sufficient to meet adequately the  
17 requirements of the proposed enterprise.

18           7. Each applicant shall establish by clear and convincing  
19 evidence its fitness to be licensed. Without limitation, the  
20 commission may deny a license based solely on the fact that there  
21 is evidence that any of the following apply:

22           (1) The applicant has been suspended from operating an  
23 excursion gambling boat or a game of chance or gambling operation  
24 in another jurisdiction by a board or commission of that  
25 jurisdiction;

26           (2) The applicant is not the true owner of the enterprise  
27 proposed;

28           (3) The applicant is not the sole owner, and other persons



1 have ownership in the enterprise, which fact has not been  
2 disclosed;

3 (4) The applicant is a corporation that is not publicly  
4 traded and ten percent or more of the stock of the corporation is  
5 subject to a contract or option to purchase at any time during  
6 the period for which the license is to be issued unless the  
7 contract or option was disclosed to the commission and the  
8 commission approved the sale or transfer during the period of the  
9 license;

10 (5) The applicant has knowingly made a false statement of a  
11 material fact to the commission; or

12 (6) The applicant has failed to meet a valid, bona fide  
13 monetary obligation in connection with an excursion gambling  
14 boat.

15 8. A license shall not be granted if the applicant has not  
16 established [his] the applicant's good repute and moral character  
17 or if the applicant has pled guilty to, or has been convicted of,  
18 a felony. No licensee shall employ or contract with any person  
19 who has pled guilty to, or has been convicted of, a felony to  
20 perform any duties directly connected with the licensee's  
21 privileges under a license granted pursuant to this section,  
22 except that employees performing nongaming related occupations as  
23 determined by the commission shall be exempt from the  
24 requirements of this subsection.

25 9. Except as provided in section 313.817, a licensee shall  
26 not lend to any person money or any other thing of value for the  
27 purpose of permitting that person to wager on any gambling game  
28 authorized by law. This does not prohibit credit card or debit

1 card transactions or cashing of checks. Any check cashed, other  
2 than a credit instrument, must be deposited within twenty-four  
3 hours. Except for any credit instrument, the commission may  
4 require licensees to verify a sufficient account balance exists  
5 before cashing any check. Any licensee who violates the  
6 provisions of this subsection shall be subject to an  
7 administrative penalty of five thousand dollars for each  
8 violation. Such administrative penalties shall be assessed and  
9 collected by the commission.

10 10. Gambling excursions including the operation of gambling  
11 games on an excursion gambling boat which is not continuously  
12 docked shall be allowed only on the Mississippi River and the  
13 Missouri River. No license to conduct gambling games on an  
14 excursion gambling boat in a city or county shall be issued  
15 unless and until the qualified voters of the city or county  
16 approve such activities pursuant to this subsection. The  
17 question shall be submitted to the qualified voters of the city  
18 or county at a general, primary or special election upon the  
19 motion of the governing body of the city or county or upon the  
20 petition of fifteen percent of the qualified voters of the city  
21 or county determined on the basis of the number of votes cast for  
22 governor in the city or county at the last election held prior to  
23 the filing of the petition. The question shall be submitted in  
24 substantially the following form:

25 Shall the City (County) of ..... allow the  
26 licensing of excursion gambling boats or floating facilities as  
27 now or hereafter provided by Missouri gaming law in the city  
28 (county)?

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YES  NO

If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the question, then the commission may license excursion gambling boats in that city or county and such boats may operate on the Mississippi River and the Missouri River. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the question, then the commission shall not license such excursion gambling boats in such city or county unless and until the question is again submitted to and approved by a majority of the qualified voters of the city or county at a later election.

Excursion gambling boats may only dock in a city or unincorporated area of a county which approves licensing of such excursion gambling boats pursuant to this subsection, but gambling operations may be conducted at any point on the Mississippi River or the Missouri River during an excursion. Those cities and counties which have approved by election pursuant to this subsection, except those cities or counties which have subsequently rejected by election, the licensing of any type of excursion gambling boats in the city or county prior to April 6, 1994, are exempt from any local election requirement of this section as such previous election shall have the same effect as if held after May 20, 1994.

11. If a docking fee is charged by a city or a county, a licensee operating an excursion gambling boat shall pay the docking fee prior to the start of the excursion season.

12. Any licensee shall not be delinquent in the payment of

1 property taxes or other taxes or fees or in the payment of any  
2 other contractual obligation or debt due or owed to the state or  
3 a political subdivision of the state.

4 13. An excursion gambling boat licensed by the state shall  
5 meet all of the requirements of chapter 306 and is subject to an  
6 inspection of its sanitary facilities to protect the environment  
7 and water quality by the commission or its designee before a  
8 license to operate an excursion gambling boat is issued by the  
9 commission. Licensed excursion gambling boats shall also be  
10 subject to such inspections during the period of the license as  
11 may be deemed necessary by the commission. The cost of such  
12 inspections shall be paid by the licensee.

13 14. A holder of any license shall be subject to imposition  
14 of penalties, suspension or revocation of such license, or if the  
15 person is an applicant for licensure, the denial of the  
16 application, for any act or failure to act by himself or his  
17 agents or employees, that is injurious to the public health,  
18 safety, morals, good order and general welfare of the people of  
19 the state of Missouri, or that would discredit or tend to  
20 discredit the Missouri gaming industry or the state of Missouri  
21 unless the licensee proves by clear and convincing evidence that  
22 it is not guilty of such action. The commission shall take  
23 appropriate action against any licensee who violates the law or  
24 the rules and regulations of the commission. Without limiting  
25 other provisions of this subsection, the following acts or  
26 omissions may be grounds for such discipline:

27 (1) Failing to comply with or make provision for compliance  
28 with sections 313.800 to 313.850, the rules and regulations of

1 the commission or any federal, state or local law or regulation;

2 (2) Failing to comply with any rule, order or ruling of the  
3 commission or its agents pertaining to gaming;

4 (3) Receiving goods or services from a person or business  
5 entity who does not hold a supplier's license but who is required  
6 to hold such license by the provisions of sections 313.800 to  
7 313.850 or the rules and regulations of the commission;

8 (4) Being suspended or ruled ineligible or having a license  
9 revoked or suspended in any state of gaming jurisdiction;

10 (5) Associating with, either socially or in business  
11 affairs, or employing persons of notorious or unsavory reputation  
12 or who have extensive police records, or who have failed to  
13 cooperate with any officially constituted investigatory or  
14 administrative body and would adversely affect public confidence  
15 and trust in gaming;

16 (6) Employing in any gambling games' operation or any  
17 excursion gambling boat operation, any person known to have been  
18 found guilty of cheating or using any improper device in  
19 connection with any gambling game;

20 (7) Use of fraud, deception, misrepresentation or bribery  
21 in securing any permit or license issued pursuant to sections  
22 313.800 to 313.850;

23 (8) Obtaining or attempting to obtain any fee, charge, or  
24 other compensation by fraud, deception, or misrepresentation;

25 (9) Incompetence, misconduct, gross negligence, fraud,  
26 misrepresentation or dishonesty in the performance of the  
27 functions or duties regulated by sections 313.800 to 313.850.

28 313.817. 1. Except as permitted in this section, the

1 licensee licensed to operate gambling games shall permit no form  
2 of wagering on gambling games.

3 2. The licensee may receive wagers only from a person  
4 present on a licensed excursion gambling boat.

5 3. Wagering shall not be conducted with money or other  
6 negotiable currency. The licensee shall exchange the money or  
7 credit instrument of each wagerer for electronic or physical  
8 tokens, chips, or other forms of credit to be wagered on the  
9 gambling games. The licensee shall exchange the tokens, chips,  
10 or other forms of wagering credit for money at the request of the  
11 wagerer.

12 4. A person under twenty-one years of age shall not make a  
13 wager on an excursion gambling boat and shall not be allowed in  
14 the area of the excursion boat where gambling is being conducted;  
15 provided that employees of the licensed operator of the excursion  
16 gambling boat who have attained eighteen years of age shall be  
17 permitted in the area in which gambling is being conducted when  
18 performing employment-related duties, except that no one under  
19 twenty-one years of age may be employed as a dealer or accept a  
20 wager on an excursion gambling boat. The governing body of a  
21 home dock city or county may restrict the age of entrance onto an  
22 excursion gambling boat by passage of a local ordinance.

23 5. In order to help protect patrons from invasion of  
24 privacy and the possibility of identity theft, patrons shall not  
25 be required to provide fingerprints, retinal scans, biometric  
26 forms of identification, any type of patron-tracking cards, or  
27 other types of identification prior to being permitted to enter  
28 the area where gambling is being conducted on an excursion

1 gambling boat or to make a wager, except that, for purposes of  
2 establishing that a patron is at least twenty-one years of age as  
3 provided in subsection 4 above, a licensee operating an excursion  
4 gambling boat shall be authorized to request such patron to  
5 provide a valid state or federal photo identification or a valid  
6 passport. This section shall not prohibit enforcement of  
7 identification requirements that are required by federal law.  
8 This section shall not prohibit enforcement of any Missouri  
9 statute requiring identification of patrons for reasons other  
10 than being permitted to enter the area of an excursion gambling  
11 boat where gambling is being conducted or to make a wager.

12 6. A licensee shall only allow wagering and conduct  
13 gambling games at the times allowed by the commission.

14 7. It shall be unlawful for a person to present false  
15 identification to a licensee or a gaming agent in order to gain  
16 entrance to an excursion gambling boat, cash a check or verify  
17 that such person is legally entitled to be present on the  
18 excursion gambling boat. Any person who violates the provisions  
19 of this subsection shall be guilty of a class B misdemeanor for  
20 the first offense and a class A misdemeanor for second and  
21 subsequent offenses.

22 8. Credit instruments executed on or after August 28, 2014,  
23 are valid contracts creating debt that is enforceable by legal  
24 process. A licensee may accept credit instruments from a  
25 qualified person in exchange for currency, chips, tokens, or  
26 electronic tokens that can be wagered on gambling games at the  
27 licensee's excursion gambling boat. For the purposes of this  
28 subsection, "qualified person" means a person who has completed a

1 credit application provided by the licensee and who is determined  
2 by the licensee, after performing a credit check and applying  
3 usual standards to establish creditworthiness, to qualify for a  
4 line of credit of at least ten thousand dollars. Once the  
5 licensee makes the determination that a person is a qualified  
6 person, additional credit checks are not required. Approval to  
7 accept a credit instrument from a qualified person shall be made  
8 by the holder of an occupational license. A licensee may accept  
9 multiple credit instruments from the same person to consolidate  
10 or redeem a previous credit instrument. A lost or destroyed  
11 credit instrument shall remain valid and enforceable if the party  
12 seeking enforcement can prove its existence and terms. Any  
13 person who violates this subsection is subject only to the  
14 penalties provided in section 313.812. The commission shall have  
15 no authority to determine the validity or enforceability of a  
16 credit instrument or the enforceability of the debt that the  
17 credit instrument represents. Failure to comply with any  
18 regulation promulgated by the commission shall not impact the  
19 validity or enforceability of the credit instrument or the debt  
20 that the credit instrument represents.

21 9. In addition to the other creditor protections contained  
22 in this section, a licensee may not lend anything of value or  
23 extend credit to any person for the purpose of permitting that  
24 person to wager on any gambling game except through the use of a  
25 credit instrument. All credit instruments shall provide that any  
26 credit extended shall be due no later than thirty days from the  
27 date credit is extended. Credit instruments shall be considered  
28 an unsecured loan and shall not bear interest.



1           10. No credit shall be extended to a person who is  
2 intoxicated.

3           313.830. 1. A person is guilty of a class D felony for any  
4 of the following:

5           (1) Operating a gambling excursion where wagering is used  
6 or to be used without a license issued by the commission;

7           (2) Operating a gambling excursion where wagering is  
8 permitted other than in the manner specified by section 313.817;  
9 or

10          (3) Acting, or employing a person to act, as a shill or  
11 decoy to encourage participation in a gambling game.

12          2. A person is guilty of a class B misdemeanor for the  
13 first offense and a class A misdemeanor for the second and  
14 subsequent offenses for any of the following:

15          (1) Permitting a person under the age of twenty-one to make  
16 a wager while on an excursion gambling boat;

17          (2) Making or attempting to make a wager while on an  
18 excursion gambling boat when such person is under the age of  
19 twenty-one years; or

20          (3) Aiding a person who is under the age of twenty-one in  
21 entering an excursion gambling boat or in making or attempting to  
22 make a wager while on an excursion gambling boat.

23          3. A person wagering or accepting a wager at any location  
24 outside the excursion gambling boat is in violation of section  
25 572.040.

26          4. A person commits a class D felony and, in addition,  
27 shall be barred for life from excursion gambling boats under the  
28 jurisdiction of the commission, if the person:

1           (1) Offers, promises, or gives anything of value or benefit  
2 to a person who is connected with an excursion gambling boat  
3 operator including, but not limited to, an officer or employee of  
4 a licensee or holder of an occupational license pursuant to an  
5 agreement or arrangement or with the intent that the promise or  
6 thing of value or benefit will influence the actions of the  
7 person to whom the offer, promise, or gift was made in order to  
8 affect or attempt to affect the outcome of a gambling game, or to  
9 influence official action of a member of the commission;

10           (2) Solicits or knowingly accepts or receives a promise of  
11 anything of value or benefit while the person is connected with  
12 an excursion gambling boat including, but not limited to, an  
13 officer or employee of a licensee, or holder of an occupational  
14 license, pursuant to an understanding or arrangement or with the  
15 intent that the promise or thing of value or benefit will  
16 influence the actions of the person to affect or attempt to  
17 affect the outcome of a gambling game, or to influence official  
18 action of a member of the commission;

19           (3) Uses a device to assist in any of the following:

20           (a) In projecting the outcome of the game;

21           (b) In keeping track of the cards played;

22           (c) In analyzing the probability of the occurrence of an  
23 event relating to the gambling game; or

24           (d) In analyzing the strategy for playing or betting to be  
25 used in the game, except as permitted by the commission;

26           (4) Cheats at a gambling game;

27           (5) Manufactures, sells, or distributes any cards, chips,  
28 dice, game or device which is intended to be used to violate any

1 provision of sections 313.800 to 313.850;

2 (6) Instructs a person in cheating or in the use of a  
3 device for that purpose with the knowledge or intent that the  
4 information or use conveyed may be employed to violate any  
5 provision of sections 313.800 to 313.850;

6 (7) Alters or misrepresents the outcome of a gambling game  
7 on which wagers have been made after the outcome is made sure but  
8 before it is revealed to the players;

9 (8) Places a bet after acquiring knowledge, not available  
10 to all players, of the outcome of the gambling game which is the  
11 subject of the bet or to aid a person in acquiring the knowledge  
12 for the purpose of placing a bet contingent on that outcome;

13 (9) Claims, collects, or takes, or attempts to claim,  
14 collect, or take, money or anything of value in or from the  
15 gambling games, with intent to defraud, without having made a  
16 wager contingent on winning a gambling game, or claims, collects,  
17 or takes an amount of money or thing of value of greater value  
18 than the amount won;

19 (10) Knowingly entices or induces a person to go to any  
20 place where a gambling game is being conducted or operated in  
21 violation of the provisions of sections 313.800 to 313.850 with  
22 the intent that the other person plays or participates in that  
23 gambling game;

24 (11) Uses counterfeit chips or tokens in a gambling game;

25 (12) Knowingly uses, other than chips, tokens, coin, of  
26 other methods of credit approved by the commission, legal tender  
27 of the United States of America, or to use coin not of the  
28 denomination as the coin intended to be used in the gambling

1 games;

2 (13) Has in the person's possession any device intended to  
3 be used to violate a provision of sections 313.800 to 313.850;

4 (14) Has in the person's possession, except a gambling  
5 licensee or employee of a gambling licensee acting in furtherance  
6 of the employee's employment, any key or device designed for the  
7 purpose of opening, entering, or affecting the operation of a  
8 gambling game, drop box, or an electronic or mechanical device  
9 connected with the gambling game or for removing coins, tokens,  
10 chips or other contents of the gambling game; or

11 (15) Knowingly makes a false statement of any material fact  
12 to the commission, its agents or employees.

13 5. The possession of one or more of the devices described  
14 in subdivision (3), (5), (13) or (14) of subsection 4 of this  
15 section permits a rebuttable inference that the possessor  
16 intended to use the devices for cheating.

17 6. Except for wagers on gambling games or exchanges for  
18 money or a credit instrument as provided in section 313.817, or  
19 as payment for food or beverages on the excursion gambling boat,  
20 a licensee who exchanges tokens, chips, or other forms of credit  
21 to be used on gambling games for anything of value commits a  
22 class B misdemeanor.

23 7. If the commission determines that reasonable grounds to  
24 believe that a violation of sections 313.800 to 313.850 has  
25 occurred or is occurring which is a criminal offense, the  
26 commission shall refer such matter to both the state attorney  
27 general and the prosecuting attorney or circuit attorney having  
28 jurisdiction. The state attorney general and the prosecuting

1 attorney or circuit attorney with such jurisdiction shall have  
2 concurrent jurisdiction to commence actions for violations of  
3 sections 313.800 to 313.850 where such violations have occurred.

4 8. Venue for all crimes committed on an excursion gambling  
5 boat shall be the jurisdiction of the home dock city or county or  
6 such county where a home dock city is located.