

# SENATE BILL NO. 852

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR LUETKEMEYER.

3107S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof seventeen new sections relating to sports wagering, 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,  
2 are repealed and seventeen new sections enacted in lieu thereof,  
3 to be known as sections 313.800, 313.813, 313.842, 313.1000,  
4 313.1002, 313.1003, 313.1004, 313.1006, 313.1008, 313.1010,  
5 313.1011, 313.1012, 313.1014, 313.1016, 313.1018, 313.1021, and  
6 313.1022, to read as follows:

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;

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the 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. Effective January 1, 2025, every five years the**  
26 **commission shall conduct a socioeconomic study on the impact**  
27 **of gaming. Results of the study shall be submitted to the**  
28 **governor, president pro tempore of the senate, and speaker**  
29 **of the house of representatives. The commission shall**  
30 **ensure the results of each study are readily accessible to**  
31 **the public.**

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

3 (1) "Adjusted gross receipts":

4 (a) The total of all cash and cash equivalents  
5 received by a sports wagering operator from sports wagering  
6 minus the total of:

7 a. All cash and cash equivalents paid out as winnings  
8 to sports wagering patrons;

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

13           c. Voided or cancelled wagers;

14           d. For the first year of implementation, one hundred  
15 percent of the costs of free play or promotional credits  
16 provided to and redeemed by patrons and decreasing by twenty-  
17 five percent each year following until the fifth and  
18 subsequent years, in which no cost of free play or  
19 promotional credits shall be deducted;

20           e. Any sums paid as a result of any federal tax,  
21 including federal excise tax; and

22           f. Uncollectible sports wagering receivables, not to  
23 exceed the lesser of:

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

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

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

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

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

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

53           (4) "Commercially reasonable terms", for the purposes  
54 of official league data only, includes the following  
55 nonexclusive factors:

56           (a) The extent to which event wagering operators have  
57 purchased the same or similar official league data on the  
58 same or similar terms;

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

62           (c) The quality and complexity of the process used to  
63 collect and distribute the official league data as compared  
64 to comparable alternative data sources; and

65           (d) The availability and cost of similar league data  
66 from multiple sources;

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

68           (6) "Covered persons", includes athletes; umpires,  
69 referees, and officials; personnel associated with clubs,  
70 teams, leagues, and athletic associations; medical  
71 professionals, including athletic trainers, who provide  
72 services to athletes and players; and the family members and

73 associates of such persons where required to serve the  
74 purposes of sections 313.1000 to 313.1022;

75 (7) "Department", the department of revenue;

76 (8) "Designated sports district", the premises of a  
77 facility located in this state with a capacity of eleven  
78 thousand five hundred people or more, at which one or more  
79 professional sports teams that is a member of the National  
80 Football League, Major League Baseball, the National Hockey  
81 League, the National Basketball Association, Major League  
82 Soccer, the Women's National Basketball Association, or the  
83 National Women's Soccer League plays its home games, and the  
84 surrounding area within four hundred yards of such premises;

85 (9) "Designated sports district mobile licensee", a  
86 person or entity, registered to do business within this  
87 state, that is designated by a professional sports team  
88 entity to be a licensed applicant and an interactive sports  
89 wagering platform operator authorized to offer sports  
90 wagering only via the internet in this state, subject to the  
91 commission's approval and licensure under sections 313.1000  
92 to 313.1022; provided, however, for purposes of  
93 clarification and avoidance of doubt, the designated person  
94 or entity, rather than the applicable professional sports  
95 team entity, shall be the party that submits to the  
96 commission for licensure under sections 313.1000 to 313.1022;

97 (10) "Esports", leagues, competitive circuits,  
98 tournaments, or similar competitions where individuals or  
99 teams play video games, typically for spectators, either in-  
100 person or online, for the purpose of entertainment, prizes,  
101 or money;

102 (11) "Excursion gambling boat", the same meaning as  
103 defined under section 313.800;

104           (12) "Gross receipts", the total amount of cash and  
105 cash equivalents paid by sports wagering patrons to a sports  
106 wagering operator to participate in sports wagering;

107           (13) "Interactive sports wagering platform" or  
108 "platform", a platform operated by an interactive sports  
109 wagering platform operator that offers sports wagering  
110 through an individual account registered to an eligible  
111 person, under section 313.1014, over the internet, including  
112 on websites and mobile devices, on behalf of a licensed  
113 facility or designated sports district. Except as otherwise  
114 provided, an interactive sports wagering platform may also  
115 offer in-person sports wagering on behalf of a licensed  
116 facility that is an excursion gambling boat at its licensed  
117 facility, including through sports wagering devices;

118           (14) "Interactive sports wagering platform operator",  
119 a suitable legal entity that holds a license issued by the  
120 commission to operate an interactive sports wagering  
121 platform;

122           (15) "Licensed applicant", a person holding a license  
123 issued under section 313.807 to operate an excursion  
124 gambling boat, an interactive sports wagering platform  
125 operator, or a designated sports district mobile licensee;

126           (16) "Licensed facility", an excursion gambling boat  
127 licensed under this chapter or a designated sports district  
128 for which a certificate holder is licensed under sections  
129 313.1000 to 313.1022;

130           (17) "Licensed supplier", a person holding a  
131 supplier's license issued by the commission;

132           (18) "Occupational license", a license issued by the  
133 commission;

134           (19) "Official league data", statistics, results,  
135 outcomes, and other data related to a sports event or other

136 event utilized to determine the outcome of tier 2 bets  
137 obtained pursuant to an agreement with the relevant sports  
138 governing body or an entity expressly authorized by the  
139 sports governing body to provide such information that  
140 authorizes a sports wagering operator to use such data for  
141 determining the outcome of tier 2 bets;

142 (20) "Person", an individual, sole proprietorship,  
143 partnership, association, fiduciary, corporation, limited  
144 liability company, or any other business entity;

145 (21) "Personal biometric data", any information about  
146 an athlete that is derived from the athlete's DNA, heart  
147 rate, blood pressure, perspiration rate, internal or  
148 external body temperature, hormone levels, glucose levels,  
149 hydration levels, vitamin levels, bone density, muscle  
150 density, or sleep patterns or other information as may be  
151 prescribed by the commission;

152 (22) "Professional sports team entity", a person or  
153 entity, registered to do business in this state, which owns  
154 or operates a professional sports team that is a member of  
155 the National Football League, Major League Baseball, the  
156 National Hockey League, the National Basketball Association,  
157 Major League Soccer, the Women's National Basketball  
158 Association, or the National Women's Soccer League and that  
159 plays its home games within a designated sports district;

160 (23) "Prohibited conduct", any statement, action, or  
161 other communication intended to influence, manipulate, or  
162 control a betting outcome of a sporting contest or of any  
163 individual occurrence or performance in a sporting contest  
164 in exchange for financial gain or to avoid financial or  
165 physical harm. "Prohibited conduct" shall include  
166 statements, actions, and communications made to a covered  
167 person by a third party, such as a family member or through

168 social media, but shall not include statements, actions, or  
169 communications made or sanctioned by a team or sports  
170 governing body;

171 (24) "Sports governing body", an organization  
172 headquartered in the United States that prescribes final  
173 rules and enforces codes of conduct with respect to a sports  
174 event and participants therein. As applied to esports,  
175 "sports governing body" shall be the video game publisher of  
176 the video game title used in the esports competition;

177 (25) "Sports wagering", "sports wager", "sports bet",  
178 or "bet", wagering on athletic, sporting, and other  
179 competitive events involving human competitors, including,  
180 but not limited to, esports, or on other events as approved  
181 by the commission. Such terms shall include, but not be  
182 limited to, bets or wagers made on: portions of athletic  
183 and sporting events, including those on outcomes determined  
184 prior to the start of a sporting event, or on the individual  
185 statistics of athletes in a sporting event or compilation of  
186 sporting events, involving human competitors. The term  
187 includes, but is not limited to, single-game wagers, teaser  
188 wagers, parlays, over-unders, moneyline bets, pools,  
189 exchange wagering, in-game wagers, in-play wagers,  
190 proposition wagers, and straight wagers or other wagers  
191 approved by the commission. Sports wagering shall not  
192 include fantasy sports under section 313.900 to 313.955 or  
193 those games and contests in which the outcome is determined  
194 purely on chance and without any human skill, intention,  
195 interaction, or direction;

196 (26) "Sports wagering commercial activity", any  
197 operation, promotion, signage, advertising, or other  
198 business activity relating to sports wagering, including the  
199 operation or advertising of a business or location at which

200 sports wagering is offered or a business or location at  
201 which sports wagering through one or more interactive  
202 platforms is promoted or advertised;

203 (27) "Sports wagering device" or "sports wagering  
204 kiosk", a self-service mechanical, electrical, or  
205 computerized contrivance, terminal, device, apparatus, piece  
206 of equipment, or supply approved by the commission for  
207 conducting sports wagering under sections 313.1000 to  
208 313.1022. "Sports wagering device" shall not include a  
209 device used by a sports wagering patron to access an  
210 interactive sports wagering platform. The hardware of a  
211 sports wagering device not capable of accepting wagers shall  
212 not be considered a sports wagering device;

213 (28) "Sports wagering operator" or "operator", a  
214 licensed facility that is an excursion gambling boat or an  
215 interactive sports wagering platform operator offering  
216 sports wagering on behalf of a licensed facility;

217 (29) "Sports wagering supplier", a person that  
218 provides goods, services, software, or any other components  
219 necessary for the creation of sports wagering markets and  
220 determination of wager outcomes, directly or indirectly, to  
221 any sports wagering operator or applicant involved in the  
222 acceptance of wagers, including any of the following:  
223 providers of data feeds and odds services, providers of  
224 kiosks used for self-wagering made in person, risk  
225 management providers, integrity monitoring providers, and  
226 other providers of sports wagering supplier services as  
227 determined by the commission; provided, however, that no  
228 sports governing body shall be a sports wagering supplier  
229 for any purposes under sections 313.1000 to 313.1022;

230 (30) "Supplier's license", a license issued by the  
231 commission under section 313.807;

232 (31) "Tier 1 bet", an internet bet that is determined  
233 solely by the final score or final outcome of the sports  
234 event and is placed before the sports event has begun;

235 (32) "Tier 2 bet", an internet bet that is not a tier  
236 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 authorized by  
4 sections 313.1000 to 313.1022, by or for the benefit of a  
5 licensee, which shall include devices capable of accepting  
6 sports wagers used to conduct sports wagering under sections  
7 313.1000 to 313.1022 to licensed applicants or sports  
8 wagering operators, the registering, recording, and labeling  
9 of which have been completed by the manufacturer or dealer  
10 thereof in accordance with 15 U.S.C. Sections 1171 to 1178,  
11 as amended, shall be legal shipments of gambling devices  
12 into this state. Point-of-contact devices or kiosks not yet  
13 capable of accepting sports wagers shall not be considered  
14 gambling 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 2024, 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:

36 (a) Use of a commission-approved problem gambling  
37 helpline number in promotional activity;

38 (b) Training for all staff regarding responsible  
39 gambling and identifying compulsive or problem gamblers;

40 (c) Policies for handling situations in which players  
41 indicate they are experiencing a problem with gambling  
42 responsibly; and

43 (d) Policies to address third party concerns about a  
44 player's gambling behavior.

45 3. Rules adopted under this section shall require a  
46 sports wagering operator to make commercially reasonable  
47 efforts to do the following:

48 (1) Designate one or more areas within the licensed  
49 facility operated by the sports wagering operator if the  
50 sports wagering operator is a licensed facility that is an  
51 excursion gambling boat;

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

55 (3) Ensure that the sports wagering operator's  
56 surveillance system covers all areas of the in-person sports

57 wagering activity conducted within a licensed facility that  
58 is an excursion gambling boat;

59 (4) Allow the commission to be present through the  
60 commission's gaming agents when sports wagering is conducted  
61 in all areas of the sports wagering operator's licensed  
62 facility that is an excursion gambling boat in which sports  
63 wagering is conducted to do the following:

64 (a) Ensure maximum security of the counting and  
65 storage of the sports wagering revenue received by the  
66 sports wagering operator;

67 (b) Certify the sports wagering revenue received by  
68 the sports wagering operator; and

69 (c) Receive complaints from the public;

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

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

75 (7) Establish house rules specifying the amounts to be  
76 paid on winning wagers and the effect of schedule changes.  
77 The house rules shall be displayed in the sports wagering  
78 operator's sports wagering area or posted on the sports  
79 wagering operator's internet site or mobile application and  
80 included in the terms and conditions thereof or another  
81 approved area; and

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

85 4. (1) A sports governing body or other authorized  
86 entity that maintains official league data may notify the  
87 commission that official league data for settling tier 2  
88 bets is available for sports wagering operators.

89           (2) The commission shall notify sports wagering  
90 operators within seven days of receipt of the notification  
91 from the sports governing body or other authorized entity  
92 that maintains official league data of the availability of  
93 official league data. Within sixty days following such  
94 notification by the commission, each sports wagering  
95 operator shall use only official league data to settle tier  
96 2 bets on athletic events sanctioned by the applicable  
97 sports governing body, except:

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

102           (b) Following approval by the commission of a request  
103 by such sports wagering operator to use alternative data  
104 sources approved by the commission in accordance with  
105 subdivision (4) of this subsection.

106           (3) Official league data made available to sports  
107 wagering operators by the sports governing body or other  
108 authorized entity that maintains official league data shall  
109 be offered on commercially reasonable terms.

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

121 the commission shall issue a written approval or disapproval  
122 of such a request.

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

125 5. The commission may enter into agreements with other  
126 jurisdictions to facilitate, administer, and regulate multi-  
127 jurisdictional sports betting by sports betting operators to  
128 the extent that entering into the agreement is consistent  
129 with state and federal laws and the sports betting agreement  
130 is conducted only in the United States.

131 6. (1) The commission shall establish a hotline or  
132 other method of communication that allows any person to  
133 confidentially report information about prohibited conduct  
134 to the commission.

135 (2) The commission shall investigate all reasonable  
136 allegations of prohibited conduct and refer any allegations  
137 it deems credible to the appropriate law enforcement entity.

138 (3) The identity of any reporting person shall remain  
139 confidential unless such person authorizes the disclosure of  
140 his or her identity or until such time as the allegation of  
141 prohibited conduct is referred to a law enforcement entity.

142 (4) If the commission receives a complaint of  
143 prohibited conduct by an athlete, the commission shall  
144 notify the appropriate sports governing body of the athlete  
145 to review the complaint as provided by rule.

146 (5) The commission shall adopt rules governing  
147 investigations of prohibited conduct and referrals to law  
148 enforcement entities. Any rule or portion of a rule, as  
149 that term is defined in section 536.010, that is created  
150 under the authority delegated in this section shall become  
151 effective only if it complies with and is subject to all of  
152 the provisions of chapter 536 and, if applicable, section

153 536.028. This section and chapter 536 are nonseverable and  
154 if any of the powers vested with the general assembly  
155 pursuant to chapter 536 to review, to delay the effective  
156 date, or to disapprove and annul a rule are subsequently  
157 held unconstitutional, then the grant of rulemaking  
158 authority and any rule proposed or adopted after August 28,  
159 2024, shall be invalid and void.

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; and

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.

13 2. Upon receipt of the application and fee required  
14 under subsection 1 of this section, the commission shall  
15 issue a certificate of authority to a licensed applicant  
16 authorizing the licensed applicant to conduct sports  
17 wagering under sections 313.1000 to 313.1022 in a licensed  
18 facility or through an interactive sports wagering platform.

313.1008. 1. The commission shall ensure that new  
2 sports wagering devices and new forms, variations, or  
3 composites of sports wagering are tested under the terms and  
4 conditions that the commission considers appropriate prior  
5 to authorizing a sports wagering operator to offer a new  
6 sports wagering device or a new form, variation, or  
7 composite of sports wagering. The commission may utilize an

8 approved independent testing laboratory to assist with any  
9 requirements of this section. The commission shall accept  
10 such testing of another sports wagering governing body in  
11 the United States if the commission determines the testing  
12 of that governing body is substantially similar to the  
13 testing that would otherwise be required by the commission  
14 and the sports wagering operator verifies that its sports  
15 wagering devices and forms have not materially changed since  
16 such testing.

17 2. A licensed facility that is an excursion gambling  
18 boat may also offer sports wagering through up to three  
19 individually branded interactive sports wagering platforms  
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 each  
24 interactive sports wagering platform or contract with one or  
25 more interactive sports wagering platform operators to  
26 administer any or all of the interactive sports wagering  
27 platforms on the licensed facility's behalf.

28 Notwithstanding any provision of this section and anything  
29 to the contrary set forth under sections 313.1000 to  
30 313.1022, in no event shall sports wagering be offered  
31 through more than six sports wagering platforms contracting  
32 with any one owner of a licensed facility, directly or  
33 indirectly through any parent company, subsidiary, or  
34 affiliate of such owner.

35 3. Each designated sports district mobile licensee may  
36 offer sports wagering within the state through one  
37 interactive sports wagering platform. Each designated  
38 sports district mobile licensee shall be required to be  
39 licensed by the commission as an interactive sports wagering

40 platform operator. Sports wagering over the internet  
41 through any interactive sports wagering platform may be  
42 offered by any licensed sports wagering operator within any  
43 designated sports district.

44 4. Notwithstanding anything to the contrary set forth  
45 under sections 313.1000 to 313.1022, no sports wagering  
46 operator may offer sports wagering in person or through any  
47 sports wagering kiosk, except within a licensed facility  
48 that is an excursion gambling boat.

49 5. (1) Sports wagering may be conducted with chips,  
50 tokens, electronic cards, cash, cash equivalents, debit or  
51 credit cards, other negotiable currency, online payment  
52 services, automated clearing houses, promotional funds, or  
53 any other means approved by the commission.

54 (2) A sports wagering operator shall in its internal  
55 controls or house rules determine a minimum wager amount in  
56 sports wagering conducted by the sports wagering operator  
57 and may determine a maximum wager amount.

58 6. A sports wagering operator shall not permit any  
59 sports wagering on the premises of the licensed facility  
60 except as provided under this chapter.

61 7. A sports wagering device, point-of-contact sports  
62 wagering device, or sports wagering kiosk shall be approved  
63 by the commission and acquired by a sports wagering operator  
64 from a licensed supplier.

65 8. The commission shall determine the occupations  
66 related to sports wagering that require an occupational  
67 license, which shall not include employees that do not  
68 possess the authority or ability to alter material systems  
69 required for sports wagering in this state.

70 9. A sports wagering operator may lay off one or more  
71 sports wagers. The commission may promulgate rules

72 permitting sports wagering operators or platforms to employ  
73 systems that offset loss or manage risk in the operation of  
74 sports wagering under sections 313.1000 to 313.1022 through  
75 the use of liquidity pools in other jurisdictions in which  
76 the sports wagering operator, platform, an affiliate of the  
77 sports wagering operator or platform, or a third party also  
78 holds licenses to conduct sports wagering; provided that, at  
79 all times adequate protections are maintained to ensure  
80 sufficient funds are available to pay winnings to patrons.

81 10. A sports wagering operator shall include  
82 information and tools to assist players in making  
83 responsible decisions. The sports wagering operator shall  
84 provide at a minimum:

85 (1) Displayed tools to set limits on the amount of  
86 time and money a player spends on any interactive sports  
87 wagering platform; and

88 (2) Displayed information regarding compulsive  
89 gambling and ways to seek treatment and support if a player  
90 believes he or she has a problem.

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; and

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

13           3. On or before the anniversary date of the payment of  
14 the initial application fee under this section, an  
15 interactive sports wagering platform provider holding a  
16 license issued under this section shall pay to the  
17 commission a license renewal fee not to exceed one hundred  
18 twenty-five thousand dollars. Such funds shall be deposited  
19 into the gaming commission fund established under section  
20 313.835.

21           4. Notwithstanding any other provision of law to the  
22 contrary, the following information shall be confidential  
23 and shall not be disclosed to the public unless required by  
24 court order or by any other provision of sections 313.1000  
25 to 313.1022:

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

28           (2) All documents, reports, and data submitted by an  
29 applicant relating to sports wagering in this state to the  
30 commission containing proprietary information, trade  
31 secrets, financial information, or personally identifiable  
32 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 chief executive officer and chief  
20 financial officer, or their equivalents, as determined by  
21 the commission.

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

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

34           7. A supplier's license or provisional supplier's  
35 license shall be sufficient to provide sports wagering  
36 supplier services to licensees. A renewal fee shall be  
37 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 August 28, 2024, shall be invalid and void.

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

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

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

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

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

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

35           (6) Include responsible gambling messages and a  
36 commission-approved problem gambling helpline number in all  
37 promotional activity.

38           5. The commission shall establish penalties of not  
39 less than ten thousand dollars but not more than one hundred

40 thousand dollars for any sports wagering operator who  
41 violates the restrictions placed on advertising to persons  
42 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;

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

26 (e) Prohibit the purchase or use by the sports  
27 wagering operator of any personal biometric data of an  
28 athlete, unless the sports wagering operator has received

29 written permission from the athlete or the athlete's  
30 representative.

31 (2) Nothing in this section shall preclude the use of  
32 internet-based hosting or cloud-based hosting of data or any  
33 disclosure of information required by court order or other  
34 provisions of law.

35 3. (1) The following individuals are prohibited from  
36 engaging in sports wagering under sections 313.1000 to  
37 313.1022:

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

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

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

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

47 c. Any person who holds a position of authority or  
48 influence sufficient to exert influence over the  
49 participants in a sporting contest including, but not  
50 limited to, coaches, managers, handlers, or athletic  
51 trainers;

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

53 e. Any person with access to certain types of  
54 exclusive information on any sports event overseen by that  
55 person's sports governing body based on publicly available  
56 information; or

57 f. Any person identified by any lists provided by the  
58 commission.

59 (2) The direct or indirect legal or beneficial owner  
60 of five percent or more of a sports governing body or any of

61 its member teams shall not place or accept any wager on a  
62 sports event in which any member team of that sports  
63 governing body participates. Any violation of this  
64 subdivision shall be a class C misdemeanor.

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

69 (a) Has less than five percent direct or indirect  
70 ownership interest in a casino or sports wagering operator;  
71 or

72 (b) The value of the ownership of such team represents  
73 less than one percent of the person's total enterprise value  
74 and such shares of such person are registered under section  
75 12 of the Securities Exchange Act of 1934, 15 U.S.C. Section  
76 781, as amended.

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

80 (b) A sports wagering operator shall not knowingly  
81 accept wagers from any person whose identity is known to the  
82 operator and:

83 a. Whose name appears on the exclusion list maintained  
84 by the commission;

85 b. Who is the operator, director, officer, owner, or  
86 employee of the operator;

87 c. Who has access to nonpublic confidential  
88 information held by the operator; or

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

90 (5) An operator shall adopt procedures to obtain  
91 personally identifiable information from any individual who

92 places any single wager of ten thousand dollars or more on a  
93 sports event while physically present at a casino.

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

103 (1) Maintain the confidentiality of such information  
104 or files;

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

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

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

111 (1) Criminal or disciplinary proceedings commenced  
112 against the sports wagering operator in connection with its  
113 operations;

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

115 (3) Abnormal wagering activity or patterns that may  
116 indicate a concern regarding the integrity of a sporting  
117 event or events;

118 (4) Any other conduct that corrupts the wagering  
119 outcome of a sporting event or events for purposes of  
120 financial gain, including prohibited conduct as defined  
121 pursuant to section 313.1000; and

122 (5) Suspicious or illegal wagering activities.

123 A sports wagering operator shall also immediately report any  
124 information relating to conduct described in subdivision (3)  
125 or (4) of this subsection to the applicable sports governing  
126 body.

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

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

150 8. (1) No sports wagering operator shall offer any  
151 sports wagers on an elementary or secondary school athletic  
152 or sporting event in which a school team from this state is  
153 a participant, or on the individual performance statistics  
154 of an athlete in an elementary or secondary school athletic

155 or sporting event in which a school team from this state is  
156 a participant.

157 (2) No sports wager shall be placed on the performance  
158 or nonperformance of any individual athlete participating in  
159 a single game or match of a collegiate sporting event in  
160 which a collegiate team from this state is a 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 twelve percent is  
2 imposed on the adjusted gross receipts received from sports  
3 wagering conducted by a sports wagering operator under  
4 sections 313.1000 to 313.1022. If an interactive sports  
5 wagering platform operator is contracted to conduct sports  
6 wagering at a certificate holder's licensed facility that is  
7 an 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, one million dollars shall  
48     be appropriated from the gaming commission fund created  
49     under section 313.835 and credited annually to the  
50     compulsive gamblers fund created under section 313.842.

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.

5 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.

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