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Charitable Games Bulletin

To: Missouri Bingo Licensees
From: Rachel Farr, Acting Charitable Games Manager
Date: August 3, 2010

During the 2010 legislative session, changes to the statutes regarding bingo were passed. On July 13, 2010, the governor signed into law these changes that will not take effect until August 28, 2010. The following is a brief recap of the statutory changes that may affect your organization:

- Allows qualifying organizations to obtain up to fifteen Abbreviated Pull-Tab Licenses in a calendar year. This was previously limited to four per calendar year.
- Removes the \$3,600 maximum a licensee can award as bingo prizes in any one event from statutes and gives the Commission the authority to set the maximum in regulation. **An emergency regulation amendment was filed with the Secretary of State and will be in place by the effective date of this legislation. The maximum amount that will be allowed to be awarded in any one day will remain \$3,600 at this time.**
- Allows regular licensees to conduct regularly scheduled bingo up to two days per week versus one day per week. **If you intend to hold bingo twice per week after August 28, 2010, you must submit your request using the attached request form. You may not begin your second date until after you have received approval from the commission.**
- Increases the amount licensees can spend for advertising from 2% to 10% of the previous years money available for charitable purposes;
- Changes the time frame in which bingo cannot be conducted to the hours of 1:00 a.m. to 7:00 a.m.
- Exempts special bingo license holders from the time frame in which bingo cannot be conducted, with the approval from the Commission.
- Changes the record retention period for bingo license holders from three years to two years.
- Increases the cost of an annual manufacturer license from \$1,000 to \$5000 for a new license and from \$500 to \$1,000 for a renewal.
- Requires that licensed suppliers and manufacturers pay any cost for the suitability investigation which exceeds the annual license fee.

The Commission has proposed amendments to the regulations to coincide with the new law. Copies of these proposed amendments are enclosed. After these changes are published in the September 1 *Missouri Register*, any person may file a statement in support of or in opposition to the proposed amendments with the Missouri Gaming Commission Charitable Games Division at the address below. To be considered, comments must be received by October 1, 2010, thirty (30) days after publication in the *Missouri Register*.

If you have any questions concerning these matters please contact the Missouri Gaming Commission, Charitable Games Division, PO Box 1847, Jefferson City, MO 65102, or telephone 573-526-5370 or toll free in Missouri at **1-866-801-8643** or fax 573-526-5374.

FREE PROBLEM GAMBLING HELPLINE • 1-888-BETSOFF



MISSOURI GAMING COMMISSION
CHARITABLE GAMES DIVISION
PO BOX 1847
JEFFERSON CITY MO 65102

REQUEST TO CONDUCT BINGO TWO DAYS PER WEEK

Please complete this form only if you intend to conduct regularly scheduled bingo two days per week. The second day of the week provision can not be used for special events conducted at various times throughout the year. Your organization will need to apply for a special bingo license for such events.

BINGO ORGANIZATION NAME	BINGO LICENSE NUMBER
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First Day:

- Day of week, day sequence and time bingo is to be conducted: Day of week _____ Time _____ AM/PM
Day Sequence (circle one): Every Alternate Other _____
- Indicate the exact time of day your organization's paper and pull-tab sales will begin _____ AM / PM
- Physical location where the bingo game will be conducted, i.e.: Street Address, Highway Number, etc. Do not use a P.O. Box or Rural Route _____
- Will bingo games be conducted on premises owned by the applicant organization? YES NO
If no, provide a premises lease agreement signed by an officer of the organization and an officer of the Hall Provider. Also, indicate the Hall Provider's License Number _____
- Please indicate below if the bingo games will be conducted with equipment owned or co-owned by the applicant organization or leased from a licensed supplier or manufacturer.
 - Owned - If purchasing new equipment, attach a copy of a purchase agreement with the licensed supplier.
 - Co-owned - If co-owned, a co-ownership of bingo equipment agreement must be attached and signed by all co-owners.
 - Leased - If leased, a lease agreement must be attached and signed by an officer of your organization and the licensed supplier.
- Please attach a copy of your current game sheet-house rules for this occasion. **Please note: If conducting a progressive game(s), the game(s) must be played at both occasions conducted by your organization pursuant to 313.013, RSMo.**

Second Day:

- Day of week, day sequence and time bingo is to be conducted: Day of week _____ Time _____ AM/PM
Day Sequence (circle one): Every Alternate Other _____
- Indicate the exact time of day your organization's paper and pull-tab sales will begin _____ AM / PM
- Physical location where the bingo game will be conducted, i.e.: Street Address, Highway Number, etc. Do not use a P.O. Box or Rural Route _____
- Will bingo games be conducted on premises owned by the applicant organization? YES NO
If no, provide a premises lease agreement signed by an officer of the organization and an officer of the Hall Provider. Also, indicate the Hall Provider's License Number _____
- Please indicate below if the bingo games will be conducted with equipment owned or co-owned by the applicant organization or leased from a licensed supplier or manufacturer.
 - Owned - If purchasing new equipment, attach a copy of a purchase agreement with the licensed supplier.
 - Co-owned - If co-owned, a co-ownership of bingo equipment agreement must be attached and signed by all co-owners.
 - Leased - If leased, a lease agreement must be attached and signed by an officer of your organization and the licensed supplier.
- Please attach a copy of your current game sheet-house rules for this occasion. **Please note: If conducting a progressive game(s), the game(s) must be played at both occasions conducted by your organization pursuant to 313.013, RSMo.**

PRESIDING OFFICER SIGNATURE	DATE	DAYTIME PHONE NUMBER
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**Title 11 – DEPARTMENT OF PUBLIC SAFETY
Division 45 – Missouri Gaming Commission
Chapter 30 – Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.020 Advertising. The commission is amending sections (1) and (2).

PURPOSE: This amendment is due to a statutory change which increases the percentage of receipts an organization can use for advertising bingo occasions.

(1) Advertising expenditures for all type (A), (B), and (C) licensees as defined in rule 11 CSR 45-30.065 may not exceed [*two percent (2%)*] **ten percent (10%)** of the total receipts available for charitable, religious or philanthropic purposes. The percentage shall be calculated based on the licensee's prior calendar year use of receipts for charitable, religious or philanthropic purposes as reported on the licensee's quarterly reports. New licensees will be allowed to estimate the funds available for advertising for the first two (2) calendar quarters of operation. After two (2) quarters, the total must be based on the actual receipts to be used for charitable, religious or philanthropic purposes.

(2) All expenditures for advertising of a licensed bingo game must be paid from the licensee's special bingo checking account. All invoices, receipts and other documentation used to account for advertisements must be maintained for [*three (3)*] **two (2)** years.

AUTHORITY: sections 313.040, RSMo as truly agreed to and finally passed during the 2nd Regular Session of the 95th General Assembly and signed by the governor in House Committee Substitute for Senate Bill 940, and section 313.065, RSMo [Supp. 1997] 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. Amended: Filed Dec. 14, 1998, effective July 30, 1999. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.025 Bingo Promotions. The commission is amending section (3).

PURPOSE: This amendment removes the reference to a specific dollar amount licensees can award at a bingo occasion.

(3) Prizes awarded from bingo promotions will not count against the *[three thousand six hundred dollars (\$3,600)]* maximum that a licensed organization may award during any single bingo event.

AUTHORITY: section 313.065, RSMo 2000. Original rule filed March 1, 2002, effective Sept. 30, 2002. Amended: Filed Dec. 1, 2004, effective June 30, 2005. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30—Bingo

PROPOSED RESCISSION

11 CSR 45-30.030 Special Bingo Game. This rule defined a special bingo game.

PURPOSE: This rule is being rescinded as the special game is no longer defined in state statute.

AUTHORITY: section 313.065, RSMo 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. Amended: Filed Dec. 1, 2004, effective June 30, 2005. Rescinded: Filed July 28, 2010.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed rescission, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.035 Bingo Card. The commission is amending sections (4)–(13).

PURPOSE: This amendment is due to statutory changes concerning the special game bingo card and the removal of bingo face tax.

[(4) The price for a single special game bingo card may not exceed fifty cents (50¢).]

[(5)] (4) The use of any bingo card for any purpose that is not defined within Chapter 313, RSMo, is prohibited.

[(6)] (5) During an occasion, a licensee may allow a sight-impaired player to use a Braille bingo card(s) that is owned by the player or purchased from the licensee for use during that occasion. An equal amount of paper bingo cards must be destroyed in accordance with 11 CSR 45-30.175.

[(7)] (6) A bingo licensee shall obtain approval from the commission prior to purchasing any Braille bingo cards.

[(8)] (7) Except when prior approval is obtained from the commission to purchase Braille bingo cards directly from a nonlicensed source, a licensee shall purchase all Braille bingo cards from a Missouri licensed supplier.

[(9)] (8) A bingo licensee seeking prior approval from the commission to purchase Braille bingo cards from a nonlicensed source shall submit a written request to the commission that contains the name of the source, a sample of the actual Braille bingo card(s) to be purchased, and the purchase price for the Braille bingo card(s).

[(10)] (9) A licensed Missouri supplier may purchase Braille bingo cards from a nonlicensed source only after receiving prior approval from the commission.

[(11)] (10) A licensed Missouri supplier seeking prior approval from the commission to purchase Braille bingo cards from a nonlicensed source shall submit a written request to the commission that contains the name of the source, a sample of the actual Braille bingo card(s) to be purchased, and the purchase price for the Braille bingo card(s).

[(12)] (11) The price for the use of a single Braille bingo card per occasion shall be the same price as all other bingo cards during that occasion.

[(13)] (12) The use of any Braille bingo card for any purpose that is not defined within Chapter 313, RSMo, is prohibited.

AUTHORITY: section 313.065, RSMo 2000. Original rule filed Dec. 1, 2004, effective June 30, 2005. Amended: Filed Jan. 27, 2006, effective Sept. 30, 2006. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.070 Regular Bingo License. The commission is amending section (1).

PURPOSE: This amendment is due to a statutory change which allows bingo licensees to conduct bingo up to two (2) days per week.

(1) A regular bingo license is a license issued to a qualified organization to conduct only the game of bingo as defined in section 313.005, RSMo. The number of bingo occasions conducted by a licensee is limited to *[one (1)]* **two** days per week. The holder of a regular bingo license may also be the holder of a special bingo license. A veterans' organization may be exempt from the limitation of *[one (1)]* **two** days per week for play at a veterans' hospital as provided in section 313.060, RSMo.

AUTHORITY: section 313.065, RSMo [Supp. 1993] 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.175 Organization (Operator) Record Keeping Requirements. The commission is amending sections (1) and (9).

PURPOSE: This amendment clarifies the record keeping requirements for bingo organizations licensed by the commission.

(1) An organization shall maintain complete, accurate, and legible general accounting records [*by category*] that contain sufficient detail to furnish information, which must be made available and recorded at each occasion, regarding all bingo game activity including the number of admission fees, if any, the number of [*regular, extra regular, special game,*] **bingo cards** and pull-tab cards sold **by category and price**. Records shall be sufficient to adequately reflect gross receipts, as defined in 11 CSR 45-30.205, prizes awarded, expenses and other bingo game related transactions to include all bingo paper and pull-tab sales which accurately reflect the requirements and restrictions contained in the *Missouri Constitution* and Chapter 313, RSMo.

(9) All records not specified in sections (5), (6) or (7) of this rule, as well as all ledgers, receipts and invoices required by this rule and Chapter 313, RSMo, must be retained for a period of [*three (3)*] **two** years, unless prior written approval is received from the commission to retain any such record, ledger, receipt, or invoice for a period less than [*three (3)*] **two** years, and stored in such a manner as to be immediately available for inspection by the commission upon demand.

AUTHORITY: section 313.065, RSMo 2000. Original rule filed Dec. 15, 1994, effective May 28, 1995. Amended: Filed Dec. 1, 2004, effective June 30, 2005. Amended: Filed Jan. 27, 2006, effective Sept. 30, 2006. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

EMERGENCY AMENDMENT

11 CSR 45-30.190 Rules of Play. The commission is amending section (1) and adding section (4).

PURPOSE: This emergency amendment is due to a statutory change, the rule clarifies the hours a bingo licensee can conduct bingo. This emergency amendment also establishes the maximum prize amount each licensee can award at a bingo occasion.

EMERGENCY STATEMENT: This emergency amendment is necessary to preserve the limit on the aggregate retail value of all prizes and merchandise awarded in a single day of bingo.

House Committee Substitute for Senate Bill 940 as truly agreed to and finally passed during the 2nd Regular Session of the 95th General Assembly and signed by the governor requires that the daily maximum aggregate retail value of all prizes or merchandise awarded, except prizes or merchandise awarded by pull-tab cards and progressive bingo games, be set by the commission per regulation. The maximum payout in a single day of three thousand six hundred dollars (\$3,600) was previously set in statute. The intent of the legislation was not to remove the limit and thereby expand gambling in the state of Missouri, but to place the responsibility of overseeing the limit with the commission.

If this emergency amendment is not enacted, there is no set limit to the prize amounts. With the removal of this maximum payout from the statute prior to it being set in rule, some larger bingo organizations could advertise excessive payouts in an attempt to control the market. By keeping a maximum payout in force, all licensed charities, large and small, can remain equally competitive in a declining market. In addition, without this emergency amendment, the larger charities may advertise excessive payouts that they may not be able to afford resulting in a loss of trust by the public and affecting the overall integrity of charitable gaming.

The Missouri Gaming Commission contacted the Association of Charitable Games of Missouri in an effort to assure fairness to all organizations. No opposition to keeping a limit on the aggregate retail value of all prizes or merchandise was expressed

*This emergency amendment is necessary to protect public health, safety, and welfare. As a result, the Missouri Gaming Commission finds a compelling governmental interest, which requires this emergency action. A proposed amendment which covers the same material is published in this issue of the **Missouri Register**. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the **Missouri** and **United States Constitutions**. The Missouri Gaming Commission believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed July 28, 2010, effective August 28, 2010, and expires February 23, 2011.*

(1) Except for pull tab games, a bingo game begins with the first letter and number drawn (called). Bingo paper may be sold no more than two (2) hours prior to the start of the first bingo game, however, no pull tab sales may start before [10:00] **7:00** a.m. The paper and/or pull tab sales time must be clearly posted in the licensee's house or game rules. All bingo paper and/or pull tabs must be sold by approved workers and sales times are subject to approval by the commission.

(4) The aggregate retail value of all prizes or merchandise awarded, except prizes or merchandise awarded by pull-tab cards and progressive bingo games, in any single day of bingo may not exceed three thousand six hundred dollars (\$3,600).

*AUTHORITY: RSMo as truly agreed to and finally passed during the 2nd Regular Session of the 95th General Assembly and signed by the governor in House Committee Substitute for Senate Bill 940, and section 313.065, RSMo 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed July 28, 2010, effective Aug. 28, 2010, expires Feb. 23, 2011. A proposed amendment covering this same material is published in this issue of the **Missouri Register**.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.190 Rules of Play. The commission is amending section (1) and adding section (4).

PURPOSE: This amendment is due to a statutory change, the rule clarifies the hours a bingo licensee can conduct bingo. This amendment also establishes the maximum prize amount each licensee can award at a bingo occasion.

(1) Except for pull tab games, a bingo game begins with the first letter and number drawn (called). Bingo paper may be sold no more than two (2) hours prior to the start of the first bingo game, however, no pull tab sales may start before [10:00] **7:00** a.m. The paper and/or pull tab sales time must be clearly posted in the licensee's house or game rules. All bingo paper and/or pull tabs must be sold by approved workers and sales times are subject to approval by the commission.

(4) The aggregate retail value of all prizes or merchandise awarded, except prizes or merchandise awarded by pull-tab cards and progressive bingo games, in any single day of bingo may not exceed three thousand six hundred dollars (\$3,600).

*AUTHORITY: RSMo as truly agreed to and finally passed during the 2nd Regular Session of the 95th General Assembly and signed by the governor in House Committee Substitute for Senate Bill 940, and section 313.065, RSMo 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed July 28, 2010, effective Aug. 28, 2010, expires Feb. 23, 2011. Amended: Filed July 28, 2010.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.205 Game Operation Definitions. The commission is amending section (1).

PURPOSE: This amendment removes the reference to a special game card in the definition of gross receipts.

(1) Gross receipts—all receipts from admission charges, sale of any [regular or special game] bingo cards, pull-tab cards, or any item sold for which the proceeds are commingled with bingo funds.

AUTHORITY: section 313.065, RSMo 2000. Original rule filed Sept. 2, 1997, effective March 30, 1998. Amended: Filed Dec. 1, 2004, effective June 30, 2005. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.210 Reports. The commission is amending section (3).

PURPOSE: This amendment clarifies the information required on reports bingo licensee's file with the commission.

(3) *[Beginning with the first calendar quarter of 1996 p]* Pursuant to **section** 313.045, RSMo, each licensed organization/operator must file with the commission a quarterly report for the preceding calendar quarter listing: 1) the number of games it has conducted during the quarter, 2) the gross receipts from each game, to include bingo card receipts and pull tabs, 3) an itemization of the cost of conducting each game, including prizes awarded, and the names *[and addresses]* of the person(s) to whom said expenses were paid, and 4) the purposes for which the net proceeds of each game were used and the amounts so used. The report is due the last day of each month following each calendar quarter except the fourth quarter report which will be due February 28. The first quarter is January through March, the second quarter is April through June, the third quarter is July through September and the fourth quarter is October through December. The due dates will be April 30, July 31, October 31 and February 28, respectively. Reports not filed by the due dates will subject the licensee to the penalties described in 11 CSR 45-30.535 or the licensee/operator may have its license suspended or revoked pursuant to **section** 313.052, RSMo.

*AUTHORITY: section 313.065, RSMo 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. For intervening history, please consult the **Code of State Regulations**. Amended: Filed July 28, 2010.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo

PROPOSED AMENDMENT

11 CSR 45-30.225 Change of Day and/or Time of Bingo Occasion. The commission is amending section (1).

PURPOSE: This rule is being amended due to a statutory change which allows bingo licensees to play bingo twice per week.

(1) Each applicant for licensure or organization licensed to conduct bingo is required to state the day(s) and time(s) the bingo occasion(s) will be conducted in the relevant application. Upon issuance of a new or renewal license, each licensed organization shall conduct its bingo games on the day(s) and time(s) so stated in the application. A licensed organization may request a change in the day(s) and/or time(s) of its bingo occasion(s) in writing to the commission. The licensed organization may change the day(s) and/or time(s) of its bingo occasion(s) upon receipt of written authorization from the commission.

AUTHORITY: section 313.065, RSMo [Supp. 1993] 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.355 Sale of Pull-Tab Cards by Bingo Licensees. The commission is amending sections (4) and (5).

PURPOSE: This rule is being amended due to a statutory change in the time bingo can be conducted and to increase the number of abbreviated pull-tab licenses an organization may conduct in a calendar year.

(4) Licensees possessing a type A or B license, as identified in 11 CSR 45-30.065(1)(A) and (B) must comply with the following:

(A) On each occasion, pull-tab cards may be sold no more than two (2) hours prior to the start of the first game of bingo, except that no bingo pull-tab cards may be sold prior to ~~[10:00]~~ **7:00** a.m.;

(5) Licensees possessing a type C license, as identified in 11 CSR 45-30.065(1)(C), must comply with the following:

(A) An organization may conduct no more than ~~[four (4)]~~ **fifteen (15)** occasions per calendar year at which only pull-tabs cards are sold;

*AUTHORITY: section 313.065, RSMo 2000. Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. For intervening history, please consult the **Code of State Regulations**. Amended: Filed July 28, 2010.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.535 Penalties. The commission is amending section (4).

PURPOSE: This amendment specifies the penalties which may be assessed by the commission against licensees for violations of the bingo statutes, pursuant to section 313.052, RSMo.

(4) For operators who fail to file quarterly[/annual] reports as required in section 313.045, RSMo and 11 CSR 45-30.210, by the required due dates, the commission may assess a late penalty of five dollars (\$5) per day from the date due until filed. The maximum late penalty for one (1) report shall be one hundred dollars (\$100).

AUTHORITY: section 313.065, RSMo [Supp. 1996] 2000. Original rule filed July 3, 1995, effective Jan. 30, 1996. Emergency amendment filed Aug. 5, 1996, effective Aug. 28, 1996, expired Feb. 23, 1997. Amended: Filed Aug. 5, 1996, effective March 30, 1997. Amended: Filed July 28, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30— Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.600 Electronic Bingo Card Monitoring Devices. The commission is amending section (1).

PURPOSE: This amendment is due to a statutory change which defines Electronic Bingo Card Monitoring Devices (EBCMD).

(1) “Electronic Bingo Card Monitoring Device[” “](EBCMD)” means *[an electronic device,] “bingo card monitoring device” as defined by section 313.005(3), RSMo. The EBCMD shall be approved by the commission prior to the sale, installation, or use of the EBCMD by a licensed bingo organization or in a licensed bingo facility. [, that is used by a bingo player to monitor bingo cards purchased at the time and place of a licensed organization’s bingo occasion, and which—*

(A) Provides a means for bingo players to input numbers announced by a bingo caller; and

(B) Compares the numbers entered by the player to the numbers contained on cards previously stored in the electronic memory of the device; and

(C) Identifies the winning pattern. EBCMD shall not mean or include any device into which coin, currency, or tokens are inserted to activate play.]

*AUTHORITY: section 313.065, RSMo 2000. Original rule filed Nov. 10, 1998, effective June 30, 1999. For intervening history, please consult the **Code of State Regulations**. Amended: Filed July 28, 2010.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Public Safety, Missouri Gaming Commission, Charitable Games Division, PO Box 1847, 3417 Knipp Dr., Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. Private entities who feel there is cost which exceeds five hundred dollars (\$500) associated with this proposed amendment, are requested to submit the cost (estimated or actual, if available) with the comments. No public hearing is scheduled.*