

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

**PROPOSED AMENDMENT**

**11 CSR 45-30.555 Agreements Restricting Freedom to Buy and Sell-Prohibited.** The commission is amending sections (1) and (2) and adding a new section (3).

*PURPOSE: This amendment combines language from another regulation that the Commission is rescinding to remove duplicative language found in both regulations.*

(1) No *[person]* **licensee, supplier, or hall provider** shall enter into any agreement, express<sup>*[ly]*</sup> or implied, with any other person **or entity** which requires any person **or entity** to purchase exclusively from, or sell exclusively to, any other person **or entity**, or which prohibits any person **or entity** from purchasing from or selling to any other person **or entity**, any devices, materials, products, equipment or services which are reused or offered in any way in connection with bingo.

(2) No person **or entity** shall enter into any agreement, express or implied, wherein any person **or entity** is prohibited from, or required to, make a purchase or sales only within a particular geographic area **or as a condition precedent or prerequisite to obtaining by sale or lease any equipment, supplies, or a particular premises for the conduct of bingo.** *[Provided that]* <sup>*[n]*</sup> Nothing in this section shall restrict a licensee from exercising proprietary rights gained through patents, copyrights, trademarks, or other similar rights bestowed by state or federal governments or by courts.

(3) **No supplier shall enter into an agreement or understanding whereby a lessor or potential lessor of premises will rent solely to licensees who use the supplies or equipment of that supplier or whereby the lessor will discourage its lessees from obtaining its supplies or equipment from other suppliers.**

<sup>*[2]*</sup> (4) No manufacturer or supplier shall make or have an agreement or understanding with any licensee that either of them shall be restricted in the operation and carrying on of business to a specific geographic area, or areas, and such a restriction shall not be a condition of any other licensee.

*AUTHORITY: sections 313.004 and 313.065, RSMo [Supp. 1997] 2016. Emergency rule filed Aug. 30, 1996, effective Sept. 13, 1996, expired March 9, 1997. Original rule filed Aug. 30, 1996, effective March 30, 1997. Amended: Filed Sept. 2, 1997, effective March 30, 1998. Amended: Filed Nov. 10, 1998, effective June 30, 1999. Amended: Filed April 26, 2018.*

*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 OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Gaming Commission, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for Tuesday, July 10, 2018, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.*