

Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming

PROPOSED AMENDMENT

11 CSR 45-5.181 Promotional Activities. The commission is amending sections (2), (3), and (6).

PURPOSE: This amendment removes the requirement for a legal affidavit for promotions and provides an exception to the rule for activities exclusively related to food, concerts, hotels, and other non-gaming establishments.

(2) Class B licensees may provide promotional activities such as promotional giveaways, promotional coupons, promotional games, player reward programs or similar activities for patrons without the prior approval of the commission, provided the promotional activity is not structured or conducted in a manner that reflects negatively on the licensee, the commission, or the integrity of gaming in Missouri and complies with the following:

(B) The promotional activity shall comply with all applicable laws and regulations and shall not constitute illegal gambling under federal or state law[. *An affidavit of such compliance shall be signed by the legal counsel of the licensee and be maintained on file for two (2) years from the last day of the event*];

(E) The licensee's employees shall not be permitted to participate as a player in any gambling game as defined in section 313.800, RSMo, including games for which there is no cost to participate; *[and]*

(F) The Class B licensee shall designate in its internal control system an employee position acceptable to the commission that shall be responsible for ensuring adherence to the rules set forth in this section[.]; **and**

(G) These standards do not apply to promotional activities exclusively related to food, concerts, hotels, and other non-gaming establishments.

(3) Documentation of any change or cancellation of a promotional activity shall be maintained on file for two (2) years. *[with the legal counsel's affidavit.]*

(6) Class B licensees may use mass media to provide promotional coupon offers to prospective patrons; however, such offers may only be redeemed for a preprinted coupon that contains all of the information required for a promotional coupon in section (5) of this rule. *[This does not apply to coupons issued via mass media for food.]*

AUTHORITY: sections 313.004[, RSMo 2000,] and [section] 313.805, RSMo [Supp. 2011] 2016. Original rule filed July 9, 2004, effective Jan. 30, 2005. Amended: Filed June 30, 2005, effective Jan. 30, 2006. Amended: Filed March 29, 2012, effective Nov. 30, 2012. 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.*