

TITLE 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 20—Sports Wagering

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 39(g) of Article III, *Missouri Constitution*, the commission adopts a rule as follows:

11 CSR 45-20.220 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the Missouri Register on June 16, 2025 (50 MoReg 800–801). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended July 16, 2025, and the commission held a public hearing on the proposed rule on July 17, 2025. There were three (3) attendees at the public hearing, but no comments were made. The commission received five (5) written comments on the proposed rule. The Joint Committee on Administrative Rules made two (2) comments on the proposed rule.

COMMENT #1: Sections (1), (3), (5), (6), (10), (13), and (18) – The Joint Committee on Administrative Rules suggested clarifying which licensees are being referenced.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and revised.

COMMENT #2: Section (1) – Rebecca London, with DraftKings, suggested revising the language to add that the information technology function shall not be outsourced without the prior written approval from the commission.

RESPONSE AND EXPLANATION OF CHANGE: Partially agreed and revised to allow information technology functions to be outsourced only to SW Supplier licensees.

COMMENT #3: Section (2) – Cory Fox, with FanDuel, suggested revising the language to only require the highest-ranking employee ultimately responsible for the sports wagering system to possess a commission-issued occupational license.

RESPONSE: Any individual with write capability to the sports wagering system could impact the integrity of the sports wagering operation. No changes have been made to the rule as a result of this comment.

COMMENT #4: Section (2) – Daniel Mulhall, with Fanatics Betting and Gaming, suggested revising the current language to state, “who has the authority to approve and implement changes” instead of “who has write access.”

RESPONSE: Any individual with write capability to the sports wagering system could impact the integrity of the sports wagering operation. No changes have been made to the rule as a result of this comment.

COMMENT #5: Section (2) – Rebecca London, with DraftKings, suggested revising the language to limit the licensing requirement to supervisors.

RESPONSE: Any individual with write capability to the sports wagering system could impact the integrity of the sports wagering operation. No changes have been made to the rule as a result of this comment.

COMMENT #6: Section (4) – Rebecca London, with DraftKings, suggested revising the language to clarify that this includes comprehensive cloud computing platforms and/or data centers.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and revised.

COMMENT #7: Private Cost Statement – The Joint Committee on Administrative Rules suggested the addition of a fiscal note to address the cost of required IT department personnel.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and revised to include a fiscal note to account for the cost of two IT employees.

11 CSR 45-20.220 Information Technology

(1) Retail licensees and Mobile licensees shall have an information technology department that is responsible for the quality, reliability, and accuracy of all computer systems used in the sports wagering operation. Information technology functions shall only be outsourced to SW Supplier licensees.

(3) Retail licensees and Mobile licensees shall ensure that duties in the information technology department are adequately segregated and monitored to detect procedural errors, unauthorized access to financial transactions and assets, and to prevent the concealment of fraud.

(4) The information technology environment and infrastructure shall be maintained in a secured physical location, which may include but is not limited to a comprehensive cloud computing platform or data center, that is restricted to authorized employees.

(5) Retail licensees and Mobile licensees shall adopt procedures in the internal controls for responding to, monitoring, investigating, resolving, documenting, and reporting security incidents associated with information technology systems.

(6) System enforced security parameters for passwords shall be documented in the Retail licensee's or Mobile licensee's internal control system and meet industry standards.

(10) Retail licensees and Mobile licensees shall generate on request user access listings, which shall include at a minimum:

(13) Except when a Retail licensee or Mobile licensee implements multi-factor authentication controls, user accounts shall be automatically locked out after at most five (5) failed login attempts. The system may release a locked out account after thirty (30) minutes have elapsed.

(18) Retail licensees and Mobile licensees shall maintain a backup of all data related to sports wagering. The commission may approve the use of cloud storage located in the United States for duplicated data upon written request by the licensee.

REVISED PRIVATE COST: The cost to private entities is an estimated annual cost of \$1,680,000 versus the estimated cost of less than five hundred dollars (\$500) in the aggregate, which was submitted in the original estimate.