

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 45-20.520 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 835–836). 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 two (2) written comments on the proposed rule. The Joint Committee on Administrative Rules made four (4) comments on the proposed rule.

COMMENT #1: Sections (1), (4), and (6)-(9) – 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) – The Joint Committee on Administrative Rules suggested revising as the language is unclear as to what was required by prescribing the transmission and format.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and revised.

COMMENT #3: Section (1) – Rebecca London, with DraftKings, suggested revising this section to make the last sentence subsection (1)(A).

RESPONSE: Making this a subsection does not change the meaning or clarity of the rule. No changes have been made to the rule as a result of this comment.

COMMENT #4: Section (8) – The Joint Committee on Administrative Rules suggested revising as the language gives the commission broad authority.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and revised.

COMMENT #5: Section (8) – Rebecca London, with DraftKings, suggested revising the language to state, “A remediation report and necessary revenue adjustments shall be due within thirty (30) calendar days...” instead of stating, “The revised filing shall be due within thirty (30) calendar days...”

RESPONSE: The intent of the rule is to obtain the corrected annual report. No changes have been made to the rule as a result of this comment.

COMMENT #6: Private Cost Statement – The Joint Committee on Administrative Rules suggested adding a fiscal note to account for the cost of preparing annual reports and monthly statistical data reports.

RESPONSE AND EXPLANATION OF CHANGE: Agreed and added a fiscal note to account for the cost of preparing annual reports and monthly statistical data reports.

11 CSR 45-20.520 Standard Financial and Statistical Records

(1) Retail licensees and Mobile licensees shall file monthly reports of statistical data and annual reports of their financial statements with the commission using electronic transmission as prescribed in this rule. Financial statements shall include a balance sheet, income statement, statement of cash flows, and statement of changes in equity.

(4) Annual reports shall be based on the Retail licensee's or Mobile licensee's fiscal year. Monthly statistical reports shall be based on calendar months.

(6) Retail licensees and Mobile licensees shall submit any adjustments to the reports resulting from review or audit by the commission within five (5) business days after written notification.

(7) Delays in electronic transmissions are the Retail licensee's or Mobile licensee's responsibility.

(8) Any adjustments resulting from the annual audit performed by an independent certified public accountant shall be recorded in the accounting records of the period to which it relates. In the event that the adjustments were not reflected in the Retail licensee's or Mobile licensee's annual report and the independent certified public accountant concludes the adjustments are material, a revised report shall be submitted to the commission. The revised filing shall be due within thirty (30) calendar days after written notification to the licensee.

(9) Retail licensees and Mobile licensees shall furnish to the commission, upon its written request, statistical and financial data for the purpose of compiling, evaluating and disseminating financial information regarding the economics and trends within the sports wagering industry in Missouri.

REVISED PRIVATE COST: The cost to private entities is an estimated annual cost of four hundred twenty thousand dollars (\$420,000) versus the estimated cost of less than five hundred dollars (\$500) in the aggregate, which was submitted in the original estimate.