

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 (1) and (2), adding new sections (3) and (5), and rearranging and renumbering sections (4) and (5).

PURPOSE: This amendment changes the maximum price for pull-tabs, requires pull-tabs to remain sealed until purchased, and gives procedures for disposing of pull-tabs that are no longer marketable.

(1) A pull-tab card is any disposable card or ticket which accords a person an opportunity to win something of value by opening, pulling, detaching, or otherwise removing tabs from the card or ticket to reveal a set of numbers, letters, symbols, or configurations, or any combination thereof. The term pull-tab card shall include any card known as a pickle ticket, pickle, break-open, **event ticket**, or pull-tab card. Such pull-tab cards *[must]* **shall** award at least sixty percent (60%) of the gross revenues generated by the ultimate sale of the entire unit container or box to the final purchaser(s).

(2) The price for a single pull-tab card may not exceed *[one dollar (\$1)]* **five dollars (\$5)**.

(3) Each pull-tab shall remain sealed until purchased.

[(3)] **(4)** The use of any pull-tab/s] card that is not within the definitions of Chapter 313, RSMo is prohibited.

(5) Pull-tabs, excluding event tickets, which are considered to be no longer marketable, may be disposed of in one (1) of the following manners:

(A) Offer the remaining pull-tabs for sale at a discounted price, either individually or in bundles;

(B) Offer the pull-tabs as a free promotion in accordance with regulation 11 CSR 45-30.025;

(C) Combine the remaining pull-tabs with another pull-tab of the same face value;
or

(D) If enough prizes have been awarded to meet statutory requirements as outlined in section 313.057.11, RSMo, the game may be declared terminated by completing a form provided by the commission and by following the instructions for disposition outlined in the form.

[(4)] **(6)** Licensees possessing a *[type A or B license, as identified in 11 CSR 45-30.065(1)(A) and (B)]* **Regular/Annual Bingo License or Special Bingo and Pull-Tab License** must comply with the following:

(A) On each occasion, pull-tab cards may be sold no more than [*two (2)*] **three (3)** hours prior to the start of the first game of bingo, except that no bingo pull-tab cards may be sold prior to 7:00 a.m.;

(B) The sale of pull-tab cards must be discontinued immediately at the conclusion of the last bingo game of an occasion; and

(C) Pull-tab cards shall only be sold during the time of a scheduled occasion and only on the stated premises as identified in the license application of the organization.

[(5)] **(7)** Licensees possessing a [*type C license, as identified in 11 CSR 45-30.065(1)(C),*] **Special Abbreviated Pull-Tab License** must comply with the following:

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

(B) Pull-tab cards may only be sold during a scheduled occasion and on the stated premises as identified in the license application of the organization; and

(C) No bingo games may be conducted.

*AUTHORITY: section 313.057, RSMo Supp. 2014, 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**. Amended: Filed June 25, 2015.*

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 Wednesday, September 9, 2015, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.*