

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

PROPOSED AMENDMENT

11 CSR 45-30.600 Electronic Bingo Card Monitoring Devices. The commission is amending sections (5), (7), (8), (11), (12), (14), (15), (24) and (25), and deleting section (26), and amending and renumbering sections (27)–(29).

PURPOSE: This amendment updates procedures for Electronic Bingo Card Monitoring Devices (EBCMDs).

(5) EBCMDs must be acquired by licensed suppliers from a licensed manufacturer and may only be rented or leased by licensed suppliers to licensed bingo operators. Bingo operators using the EBCMD site system *[must]* **shall** procure and maintain a dedicated phone line **or secure internet connection** at the bingo hall for the commission and the licensed supplier and/or licensed manufacturer to remotely connect to the system.

(7) No EBCMD shall be able to monitor more than fifty-four (54) bingo cards per game.

(A) An EBCMD shall be downloaded with electronic bingo cards only by an approved bingo worker or authorized representative of the licensed supplier if accompanied by an approved member of the licensed organization. *[In the event the EBCMD is the type used to monitor disposable paper bingo cards, an approved bingo worker or authorized representative of the licensed supplier accompanied by an approved member of the licensed organization must enter the bingo card face number(s) into the device. The entering of bingo card face number(s) into a device shall be done only on the premises of the licensed organization and during the bingo occasion.]*

(B) All downloading into the EBCMD *[, either from electronic bingo cards or disposable paper bingo cards, must]* **shall** be completed prior to the drawing of the first ball for *[that]* a bingo game **in order for the player to participate in that bingo game**. If an EBCMD must be voided and reissued after the start of the game, the EBCMD *[must]* **shall** be reloaded with the same bingo face numbers or replaced with an EBCMD which was downloaded prior to the drawing of the first ball for that game.

(C) Organizations using EBCMD which require a site system to download electronic bingo cards to EBCMD *[must]* **shall** ensure that any disposable paper bingo cards used at the bingo occasion are of a different series than the electronic bingo cards, in order to avoid duplication of faces in play.

[(D) Organizations using EBCMDs which are used in conjunction with disposable paper bingo cards must ensure that the disposable cards used with the EBCMD are of a unique color, either by screen face or by border, and not sold by the organization for use other than with an EBCMD.]

(8) Each EBCMD shall be programmed to automatically erase all electronic bingo cards and/or bingo card face numbers stored in the device—

[a upon] (A) **Upon** turning off the device after the last bingo game of the occasion has been played*[,];* and

[b) by] **(B) By** some secondary timing method.

(11) A site system shall not be able to load more than fifty-four (54) electronic bingo cards per bingo game into any one **(1) EBCMD**. The site system *[must]* **shall** be *[interfaced with a printer which produces]* **capable of printing** a continuous hard copy transaction log, including all sales, void, and reload transactions. *[and a]* A printout showing the device identification number, and all of the bingo cards and their face numbers loaded into the device, **shall be available to the player upon request**. *[A receipting function for electronic bingo cards must be self-contained within the]* The site system *[and must]* **shall** record and print out *[on a copy]* **a receipt** which is given to the player*[,]*. **The receipt shall include** the device identification number or ticket number identifying the device, the date, number of electronic bingo cards purchased or loaded, and the total amount charged for the electronic bingo cards.

(12) A site system shall be able to provide the winning game patterns required for the entire bingo occasion on a hard copy printout. The printout *[must]* **shall** be available upon demand at the bingo occasion. *[The game operator shall provide an EBCMD bingo sheet from the site system of all electronic bingo cards sold to each player at the time of purchase.]*

(14) The licensed supplier shall serve as the initial contact for the licensed organization with respect to requests for installation, service, maintenance, or repair of EBCMD and site systems.

[(A)] A licensed supplier may, with commission approval, authorize or subcontract with a person or company to service, maintain, or repair EBCMD and/or site systems; however, the ultimate liability for such service, maintenance, or repair shall be solely that of the licensed supplier.

(15) The licensed supplier shall invoice the licensed organization *[the next]* **by the second** business day following usage and collect any and all payments for the rental or lease of the EBCMD used by the licensed organization, and the sale, rental, or lease of the site systems to the licensed organization. The supplier shall also invoice the licensed organization *[the next]* **by the second** business day following usage and collect any and all payments for the sale of electronic bingo cards, including the applicable taxes as described in accordance with section 313.055, RSMo.

(24) All bingo cards used in conjunction with EBCMDs *[must]* **shall** conform to the restrictions in sections 313.005(2) and 313.040(17), RSMo. *[Organizations utilizing EBCMDs must ensure that all bingo cards including electronic facsimiles used in conjunction with EBCMDs are disposable and are adequately marked to prevent reuse.]* Bingo cards of a series dedicated to or uniquely compatible with EBCMDs are permitted.

(25) Numbers appearing on a bingo card, identified by an EBCMD to be a winning bingo card, *[must]* **shall** be verified in the presence of the majority of the players or **displayed to the players by** entry into an electronic card verifier.

[(26) Game operators must require that all disposable bingo paper used in conjunction with the game is turned in by each player to the game operator and destroyed, unless instructed otherwise by the commission. Game operators who fail to comply with this requirement are subject to discipline pursuant to section 313.052, RSMo.]

[(27)] **(26)** The site system *[must]* **shall** be capable of providing accounting and revenue reports on a daily basis. Additionally, the system must be capable of providing weekly and monthly summaries of the daily reports. The daily report *[must]* **shall** include, at a minimum, the following:

(A) Gross sales of all bingo cards sold and loaded into an EBCMD, gross sales voided and/or canceled and net sales of all bingo cards sold;

(B) Gross number of all bingo cards sold and loaded into an EBCMD, total number of bingo cards voided and/or canceled and net number of bingo cards sold;

(C) Adequate documentation *[must]* **shall** be maintained to explain any voids or cancellations; and

(D) The number of units sold, the number of bingo cards per game and the number of games played.

[(28)] **(27)** The supplier is responsible for the collection and payment of all the taxes for electronic bingo cards sold and loaded into an EBCMD in accordance with section 313.055, RSMo and any rules and regulations promulgated thereunder. The tax computation *[will]* **shall** be based upon the information provided in the daily reports generated by the EBCMD site system. Copies of the reports used to compute the tax amount *[must]* **shall** be attached to the supplier's original sales invoices.

[(29)] **(28)** The manufacturer, supplier, or game operator may be required to maintain and submit additional information at the request of the commission.

AUTHORITY: sections 313.005 and 313.040, RSMo Supp. 2014, and section 313.065, RSMo 2000. Original rule filed Nov. 10, 1998, effective June 30, 1999. Amended: Filed May 6, 1999, effective Dec. 30, 1999. Amended: Filed Oct. 4, 2000, effective June 30, 2001. Amended: Filed Dec. 1, 2004, effective June 30, 2005. Amended: Filed Jan. 27, 2006, effective Sept. 30, 2006. Amended: Filed July 28, 2010, effective Jan. 30, 2011. 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.*