

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 2540, Page 403, Section 313.826, Line 5,
2 by inserting after all of said section and line the following:

3
4 "313.935. 1. No fantasy sports contest operator shall offer any fantasy sports contest in
5 Missouri without first being licensed by the commission. A fantasy sports contest operator wishing
6 to offer fantasy sports contests in this state shall [~~annually~~] apply to the commission for a license
7 and shall remit to the commission an [~~annual~~] application fee of ten thousand dollars or ten percent
8 of the applicant's net revenue from the previous calendar year, whichever is lower.

9 2. As part of the commission's investigation and licensing process, the commission may
10 conduct an investigation of the fantasy sports contest operator's employees, officers, directors,
11 trustees, and principal salaried executive staff officers. The applicant shall be responsible for the
12 [~~total~~] cost of the investigation up to ten thousand dollars. If the cost of the investigation exceeds
13 the application fee, the applicant shall remit such cost to the commission [~~the total cost of the~~
14 ~~investigation~~] prior to any license being issued. [~~The total cost of the investigation, paid by the~~
15 ~~applicant, shall not exceed fifty thousand dollars.~~] An applicant may apply for, and the commission
16 may grant, based on a showing of undue burden, a waiver of all or a portion of the cost of the
17 investigation. All revenue received under this section shall be placed into the gaming commission
18 fund created under section 313.835.

19 3. (1) A fantasy sports contest operator with net revenues of two million dollars or more
20 from the previous calendar year shall be required to submit an annual license renewal fee of five
21 thousand dollars by November first of each subsequent calendar year. A fantasy sports contest
22 operator with net revenues of less than two million dollars but greater than one million dollars from
23 the previous calendar year shall be required to submit an annual license renewal fee of two thousand
24 five hundred dollars by November first of each subsequent calendar year. A fantasy sports contest
25 operator with net revenues equal to or less than one million dollars but greater than two hundred
26 fifty thousand dollars shall submit an annual license renewal fee of one thousand dollars by
27 November first of each subsequent calendar year. A fantasy sports contest operator with net
28 revenues of two hundred fifty thousand dollars or less from the previous calendar year shall not be
29 required to submit an annual license renewal fee.

30 (2) In addition to the [~~application~~] license renewal fee, a licensed operator shall also pay an
31 annual operation fee [~~, on April fifteenth of each year,~~] in a sum equal to [~~eleven and one-half~~] six
32 percent of the licensed operator's net revenue from the previous calendar year. All revenue
33 collected under this subsection shall be placed in the gaming proceeds for education fund created
34 under section 313.822. If a licensed operator fails to apply for a license renewal or pay the annual
35 operation fee [~~by April fifteenth, the licensed operator shall have its license immediately suspended~~
36 ~~by~~], the commission may suspend the license of such licensed operator until such payment is made.

Action Taken _____ Date _____

1 4. Any fantasy sports contest operator already operating in the state prior to April 1, 2016,
2 may operate until they have received or have been denied a license. Such fantasy sports contest
3 operators shall apply for a license prior to October 1, 2016. Any fantasy sports contest operator
4 operating under this subsection after August 28, 2016, shall pay the annual operation fee of eleven
5 and one-half percent of its net revenue from August 28, 2016, until action is taken on its application.
6 If a licensed fantasy sports contest operator fails to pay its annual operation fee by ~~[April 15, 2017]~~
7 November 1, 2018, the commission may suspend the license or deny the pending license application
8 of such fantasy sports contest operator ~~[shall have its license immediately suspended by the~~
9 ~~commission, or if the fantasy sports contest operator has a pending application, its application shall~~
10 ~~be denied immediately].~~

11 5. If a licensed fantasy sports contest operator ceases to offer fantasy sports contests in
12 Missouri, the operator shall pay an operation fee equal to ~~[eleven and one-half]~~ six percent of its net
13 revenue for the period of the calendar year in which it offered fantasy sports contests in Missouri by
14 November first of the subsequent calendar year. ~~[Such payment shall be made within sixty days of~~
15 ~~the last day the fantasy sports contest operator offered fantasy sports contests in Missouri. After the~~
16 ~~expiration of sixty days, a penalty of five hundred dollars per day shall be assessed against the~~
17 ~~fantasy sports contest operator until the operation fee and any penalty is paid in full.]"; and~~

18
19 Further amend said bill by amending the title, enacting clause, and intersectional references
20 accordingly.