



# OHIO CASINO CONTROL COMMISSION

## Sports Gaming Rules – Batch 4, Comment Round 2

Batch 4 – Licensing (Suppliers & Employees), House Rules, & Type A, B, & C Proprietor-specific duties

Comment Period: March 14, 2022 – March 25, 2022.

Please note that the comment period closes at 5:00 PM on March 25, 2022. All comments must be submitted to [rulecomments@casinocontrol.ohio.gov](mailto:rulecomments@casinocontrol.ohio.gov) before the cut-off date and time to be considered.



**Ohio Casino Control Commission**  
**Sports Gaming Rules – Batch 4, Comment Round 2**

<b>Rule Number</b>	<b>Rule Title</b>	<b>Page Number</b>
<b>General Provisions</b>		
3772:1-1-01	Definitions	3
<b>Licensing</b>		
3775-4-08	Sports gaming supplier licensure	6
3775-4-09	Sports gaming employee licensure	8
<b>House Rules</b>		
3775-10-01	House rules	11
<b>Type A Proprietor Duties</b>		
3775-17-01	Location-based technology	13
<b>Type B Proprietor Duties</b>		
3775-18-01	Sports gaming facility design and inspections	14
3775-18-02	Sports gaming facility security	16
3775-18-03	Sports gaming facility surveillance	17
3775-18-04	Sports gaming facility cashiering	20
3775-18-05	Sports gaming facility restrictions	24
<b>Type C Proprietor Duties</b>		
3775-19-01	Type C proprietor duties	25

\* All rule numbers and titles are tentative.

**Rule 3775-1-01 | Definitions.**

- (A) The words and terms defined in section 3775.01 of the Revised Code are used in this agency as they are defined in that section, unless otherwise specified.
- (B) As used in Chapter 3775. of the Revised Code and rules adopted thereunder, the following words have the following meanings, unless the context clearly indicates otherwise:
- (1) “Advertisement” means a notice, announcement, or communication to the public, or any specific member(s) thereof, made by a sports gaming proprietor or on its behalf, designed to solicit or entice a person to participate in the sports gaming offerings of a sports gaming proprietor through broadcasting, publication, or any other means of dissemination in this state.
  - (2) “Affiliate marketer” means a person who conducts a promotion, marketing, or user recruitment for a sports gaming proprietor in this state either:
    - (a) Through a website or mobile application; or
    - (b) In exchange for a commission or variable fee based upon the number of users recruited, wagering activity generated, revenue generated, or any other metric.
  - (3) “Application” means the total written materials, including the instructions, forms, and other documents issued by the commission, comprising an applicant’s request for a license.
  - (4) “Appointing professional sports organization” means a professional sports organization that is a member of a league, association, or organization that prevents the professional sports organization from being subject to the regulatory control of the Ohio casino control commission or from otherwise operating under a sports gaming proprietor license.
  - (5) “Beneficial and proprietary interest” means a direct or indirect interest of five per cent or more.
  - (6) "Conduct" means to back, promote, organize, manage, carry on, sponsor, or prepare for the operation of sports gaming in this state and includes participating in the conduct at issue.
  - (7) “License” or “plenary license” means the complete and approved document issued by the commission that indicates that an applicant has been chosen for licensure and has met all requirements set forth in Chapter 3775. of the Revised Code and the rules adopted thereunder.
  - (8) "Licensee" means any person who holds a valid plenary or provisional license.
  - (9) "Person" has the same meaning as in section 3772.01 of the Revised Code.

- (10) “Person in control” means any person meeting division (C) of sections 3775.03 of the Revised Code but does not include persons in control of an appointing professional sports organization.
- (11) “Provisional license” means a complete and approved document issued by the Commission that indicates an applicant has been chosen for temporary licensure in accordance with Section 4 of Amended House Bill 29 of the 134<sup>th</sup> General Assembly.
- (12) “Sports gaming employee” means any individual required to obtain a sports gaming occupational license under Chapter 3775. of the Revised Code and the rules adopted thereunder.
- (13) “Sports gaming equipment” has the same meaning in division (P) of section 3775.01 of the Revised Code, but does not include any device, software, or component that does not affect the operational integrity of sports gaming, as determined by the executive director.
- (14) “Sports gaming proprietor” has the same meaning as in division (T) of section 3775.01 of the Revised Code and includes “mobile management services provider” and “management services provider” to the extent any sports gaming proprietor has contracted its rights, duties, and liabilities to the mobile management services provider or management services provider under division (E) of sections 3775.05 and 3775.051 of the Revised Code.
- (15) “Sports gaming system” means:
- (a) The sports gaming equipment necessary to allow a participant to place, review, or modify wagers, as allowed by the sports gaming proprietor, as well as be paid for winning wagers; and
  - (b) The sports gaming equipment the proprietor uses to review, manage, and report information related to user accounts, wager placement, or wager outcome. This does not include the equipment or communications technology simply used to access the sports gaming system or the intermediary software that connects the user to their financial institution; and
  - (c) Any other sports gaming equipment that the executive director determines is related to the sports gaming system.
- (16) “Suspicious sports gaming activity” means unusual sports gaming activity that cannot be explained and is indicative of any of the following: match fixing, the manipulation of a sport, misuse of inside information, a potential breach of a sports governing body’s internal rules or code of conduct pertaining to sports gaming, any other conduct that corrupts the outcome of a sport, and any other prohibited activity.
- (17) “Unusual sports gaming activity” means an abnormal betting or wagering activity or pattern exhibited by a patron or patrons. This activity or pattern may include abnormal

wager amounts or changes to wager volume based upon expected wager amount, sport type, or wager type.

\*\*\*Please note that the Commission will continue to update this rule as more definitions become necessary. This rule will be provided with all rule batches submitted for stakeholder review and will be updated accordingly.

**Rule 3775-4-08 | Sports gaming supplier licensure.**

- (A) An applicant for an initial or renewal sports gaming supplier license must complete and submit the appropriate form(s) required by the commission and ensure the payment of a nonrefundable application fee of ten thousand dollars and all fees necessary to cover the cost of any required criminal-records checks.
- (B) An applicant for an initial or renewal sports gaming supplier license must establish, by clear and convincing evidence, the applicant's suitability for licensure.
- (C) In determining whether to grant, maintain, or renew a sports gaming supplier license, the commission will evaluate and consider the following factors, in addition to those set forth in division (C) of section 3775.03 and division (B) of section 3775.041 of the Revised Code:
- (1) Whether the sports gaming supplier and any person that controls it possesses good character, honesty, and integrity;
  - (2) Whether the sports gaming supplier and any person that controls it possesses financial stability, integrity, and responsibility;
  - (3) The extent to which the sports gaming supplier and any person that controls it have cooperated with the commission in connection with the background investigation;
  - (4) The extent to which the sports gaming supplier and any person that controls it have provided accurate and complete information as required by the commission;
  - (5) The suitability of any material person, as determined by the executive director;
  - (6) The reputation and business experience of the sports gaming supplier operating in the state;
  - (7) Whether the sports gaming supplier has been issued a comparable sports gaming license in another gaming jurisdiction with similar licensing requirements, as determined by the commission; and
  - (8) The extent to which the sports gaming supplier has complied with the requirements of Chapters 3772. and 3775. of the Revised Code and the rules adopted thereunder.
- (D) A sports gaming supplier license that currently holds an active license issued under Chapter 3770. or 3772. of the Revised Code will not be required to satisfy any additional requirement for the sports gaming supplier license that is substantially similar to any requirement the applicant previously satisfied in order to obtain or renew the applicable license issued under Chapter 3770. or 3772. of the Revised Code so long as:
- (1) The applicant submits the appropriate form(s) required by the commission and ensures the payment of all applicable fees;

- (2) The applicant demonstrates that the license is active and in good standing in this state; and
  - (3) The applicant otherwise meets the eligibility requirements of chapter 3775 of the Revised Code and the rules adopted thereunder.
- (E) A sports gaming supplier license expires three years after the date of licensure.
- (F) A sports gaming supplier may request renewal of the license by completing and submitting the appropriate form(s) required by the commission no less than one hundred eighty days before the expiration of the license.
- (G) Upon approval by the commission, at a meeting held under section 3772.02 of the Revised Code, an applicant for an initial or renewal sports gaming supplier license must ensure that the nonrefundable license fee of fifteen thousand dollars as required by division (C) of section 3775.08 of the Revised Code is paid.
- (H) Unless otherwise approved by the executive director, all fees must be submitted to the commission the form of an electronic funds transfer payable to the treasurer of the state of Ohio.
- (I) The applicant should clearly identify those portions of the application that it deems to be confidential, proprietary commercial information, trade secrets, or otherwise not subject to public disclosure. Information provided as part of the application and licensing process is open to public inspection to the extent provided by the Ohio Public Records Act and section 3775.14 of the Revised Code.

**Rule 3775-4-09 | Sports gaming employee licensure.**

- (A) An applicant for an initial or renewal sports gaming employee license must complete and submit the appropriate form(s) required by the commission and ensure the payment of a nonrefundable application fee of one hundred dollars as well as all fees necessary to cover the cost of any required criminal-records checks except that a sports gaming applicant or licensee that employs a sports gaming employee applicant must pay all fees on the sports gaming employee's behalf.
- (B) An applicant for an initial or renewal sports gaming employee license must establish, by clear and convincing evidence, the applicant's suitability for licensure.
- (C) A sports gaming employee must obtain either a standard-level or a key-level sports gaming employee license depending on the individual's duties and involvement in sports gaming in the state, as follows:
  - (1) Standard sports gaming employee licenses must be held by individuals whose duties, regardless of title, are outlined in division (A)(1) of section 3775.06 of the Revised Code; and
  - (2) Key sports gaming employee licenses must be held by individuals who, regardless of title, are considered persons in control, as defined in rule 3775-1-01 of the Administrative Code.
- (D) Unless expressly noted in this rule or on the appropriate form provided by the commission, an individual obtaining a standard sports gaming employee license or key sports gaming employee license will be subject to the same fees, requirements, and eligibility considerations.
- (E) An individual who meets the sports gaming employee license classifications in paragraph (C) of this rule solely due to their employment with or control of an appointing professional sports organization or a type C gaming host need not obtain a sports gaming employee license.
- (F) In determining whether to grant, maintain, or renew a sports gaming employee license, the commission will evaluate and consider the following factors, in addition to those set forth in section 3775.06 of the Revised Code:
  - (1) Whether the individual possesses good character, honesty, and integrity;
  - (2) Whether the individual possesses financial stability, integrity, and responsibility;
  - (3) The criminal history of the individual in any jurisdiction;
  - (4) Whether the individual has filed or had filed against the individual a proceeding for bankruptcy or has ever been involved in any formal process to adjust, defer, suspend, or otherwise resolve the payment of any debt in the last ten years;

- (5) Whether the individual has been served with a complaint or other notice filed with any public body regarding any payment of tax required under federal, state, or local law that has been delinquent for one or more years in the last ten years;
  - (6) Whether the individual is a party to any currently pending litigation or has been a defendant in litigation during the last ten years;
  - (7) The extent to which the individual has cooperated with the commission in connection with the background investigation;
  - (8) The extent to which the individual has provided accurate and complete information as required by the commission;
  - (9) Whether the individual has been issued a comparable sports gaming license in another gaming jurisdiction with similar licensing requirements, as determined by the commission, including the related compliance history of the individual; and
  - (10) The extent to which the individual has complied with the requirements of Chapters 3772. and 3775. of the Revised Code and the rules adopted thereunder.
- (G) A sports gaming employee who currently holds an active license issued under Chapter 3770. or 3772. of the Revised Code will not be required to satisfy any additional requirement for the sports gaming employee license that is substantially similar to any requirement the applicant previously satisfied in order to obtain or renew the applicable license issued under Chapter 3770. or 3772. of the Revised Code so long as:
- (1) The individual submits the appropriate form(s) required by the commission and ensures the payment of all applicable fees;
  - (2) The individual demonstrates that the license is active and in good standing in this state; and
  - (3) The individual otherwise meets the eligibility requirements of this chapter and the rules adopted thereunder.
- (H) A sports gaming employee who currently holds an active sports gaming occupational license from another jurisdiction is eligible to receive license reciprocity by the commission so long as:
- (1) The individual submits the appropriate form(s) required by the commission and ensures the payment of all applicable fees;
  - (2) The individual demonstrates that the license is active and in good standing in the other jurisdiction;

- (3) The commission determines that the other jurisdiction's requirements to receive that license and the activities authorized by the license are substantially similar to those of this state; and
  - (4) The individual otherwise meets the eligibility requirements of chapter 3775 of the Revised Code and the rules adopted thereunder.
- (I) A sports gaming employee license expires three years after the date of licensure.
  - (J) A sports gaming employee may request renewal of the license by completing and submitting the appropriate form(s) required by the commission no less than one hundred twenty days before the expiration of the license.
  - (K) Upon approval by the commission, at a meeting held under section 3772.02 of the Revised Code, an applicant for an initial or renewal sports gaming employee license must pay a nonrefundable license fee of fifty dollars as required by division (C) of section 3775.06 of the Revised Code except that a sports gaming applicant or licensee that employs a sports gaming employee applicant must pay the license fee on the sports gaming employee's behalf.
  - (L) Unless otherwise approved by the executive director, all fees must be submitted to the commission the form of an electronic funds transfer payable to the treasurer of the state of Ohio.
  - (M) The applicant should clearly identify those portions of the application that it deems to be confidential, proprietary commercial information, trade secrets, or otherwise not subject to public disclosure. Information provided as part of the application and licensing process is open to public inspection to the extent provided by the Ohio Public Records Act and section 3775.14 of the Revised Code.

**Rule 3775-10-01 | House rules.**

(A) Each sports gaming proprietor must have house rules to govern its offerings of sports gaming. The house rules must be ~~conspicuously displayed~~ readily available and easily accessible on each sports gaming proprietor's website, mobile application, and at all sports gaming facilities. House rules must address:

(1) Types of wagers accepted;

~~(2) Minimum and maximum wager amounts accepted;~~

~~(3)~~(2) Method for calculation and payment of winning sports wagers;

~~(4)~~(3) Effect of scheduling changes and/or cancelled sporting events;

~~(5)~~(4) Process for handling incorrectly posted sporting events, odds, or results;

~~(6)~~(5) Method of notifying patrons of odds or proposition changes;

~~(7)~~(6) Methods of funding a wager or player account;

~~(8)~~(7) Methods for redeeming a winning sports wager;

~~(9)~~(8) Lost or damaged ticket policy;

~~(10)~~(9) Expiration of any winning ticket one year after the date ~~of the sporting event;~~ the ticket outcome is determined;

~~(11)~~(10) Process for accepting sports wagers at other than posted terms;

~~(12)~~(11) Process for canceling sports wagers for obvious errors, including notification;

~~(13)~~(12) Process for contacting the sports gaming proprietor to submit questions and/or complaints;

~~(14)~~(13) Notification of the patron dispute process;

~~(15)~~(14) Notification to players of the voluntary exclusion program; and

~~(16)~~(15) Any other house rules required by the executive director.

(B) The current version of the sports gaming proprietor's house rules must always be available to the commission in a manner prescribed by the executive director.

- (C) ~~AA~~ [sports gaming](#) proprietor must submit its house rules to the commission in a manner and form required by the executive director and receive approval from the executive director prior to offering sports gaming.
- (D) Any proposed changes to the house rules must be approved by the executive director prior to implementation. If the [sports gaming](#) proprietor has not received a response from the executive director regarding the proposed changes within five days the changes will be deemed approved.
- (E) The executive director may, at any time, require a change to the house rules in order to ensure compliance with Chapter 3775. of the Revised Code or the rules adopted thereunder.

**Rule 3775-17-01 | Location-based technology.**

- (A) Type A sports gaming proprietors must utilize a geofence system maintained and monitored by a licensed location-based technology provider, as described in rule 3775-9-03 of the Administrative Code, to dynamically monitor the geolocation of patrons attempting to place sports gaming wagers.
- (B) Type A sports gaming proprietors must report to the commission the name of the licensed location-based technology provider it will use to ensure compliance with the requirements of Chapter 3775. of the Revised Code and the rules adopted thereunder.
- (C) The location-based technology provider must perform a geolocation check ~~prior to and to~~ dynamically monitor the patron's location throughout a patron's placement of sports gaming wagers with a type A proprietor in accordance with the requirements of rule 3775-9-03 of the Administrative Code.
- (D) If the location-based technology provider determines that a patron is not located in the State, the patron must be blocked from placing wagers by the type A sports gaming proprietor.
- (E) Type A sports gaming proprietors must implement a notification mechanism to alert patrons of a geolocation check failure.
- (F) Type A sports gaming proprietors or the location-based technology provider must have the geofence system tested for compliance with Chapter 3775. of the Revised Code and the rules adopted thereunder before being approved to offer wagering in the state and at any other time as required by the executive director. Documentation of the test parameters and results must be submitted to the commission for review upon completion of each test.

**Rule 3775-18-01 | Sports gaming facility design and inspections.**

(A) A type B sports gaming proprietor may not operate a sports gaming facility without the approval of the executive director.

(B) A type B sports gaming proprietor conducting sports gaming within a video lottery terminal facility must conduct sports gaming in a separate room or area segregated within the video lottery facility, unless otherwise approved by the both the commission and the Ohio Lottery Commission.

(C) A type B sports gaming proprietor conducting sports gaming within a casino gaming facility must conduct sports gaming in a separate room or area segregated within the casino facility, unless otherwise approved by the commission.

~~(B)~~(D) A type B sports gaming proprietor must submit to the commission a design plan including a detailed description and map of the proposed sports gaming facility. The design plan must show the proposed placement of the following features, as applicable:

(1) Sports gaming cashiering windows; or cages;

(2) Sports gaming vaults;

~~(1)~~(3) Automated cash management system equipment;

~~(2)~~(4) Self-service sports gaming terminals;

~~(3)~~(5) Security stations;

~~(4)~~(6) Surveillance equipment; and

~~(5)~~(7) Any other information required by the executive director.

~~(C)~~(E) Prior to the initial opening of the sports gaming facility the commission must conduct an inspection to verify that the proposed sports gaming facility complies with the requirements of Chapter 3775. of the Revised Code and the rules adopted thereunder.

~~(D)~~(F) Any changes to the design plan described in paragraph (B) of this rule must be approved by the executive director before any changes may be made.

~~(E)~~(G) A type B sports gaming proprietor must comply with any inspection conducted by the commission.

~~(F)~~(H) A type B sports gaming proprietor must provide the Commission with a comprehensive list of all sports gaming equipment in use at their facility, in a format approved by the executive director. A type B sports gaming proprietor must provide updates to the inventory

list at the time any changes occur.

~~(G)~~(I) The executive director may issue an emergency order, pursuant to section 3772.04 of the Revised Code if the facility is determined to be out of compliance with the requirements of Chapter 3775. of the Revised Code and the rules adopted thereunder.

**Rule 3775-18-02 | Sports gaming facility security.**

(A) A type B sports gaming proprietor must have procedures for providing security in the sports gaming facility. The procedures must include plans for the following:

- (1) The physical safety of employees and patrons in the sports gaming facility;
- (2) The physical safeguarding of assets;
- (3) The physical safeguarding of assets transported to, from, and within the sports gaming facility;
- (4) The means by which access to assets, sports gaming equipment, or the sensitive areas will be controlled in accordance with paragraphs (C) and (D) of this rule;
- (5) Security training; and
- (6) Security staffing.

(B) A type B sports gaming proprietor must have at least one security officer or dedicated specially contracted uniformed peace officer stationed in either the sports gaming facility or in the building in which the sports gaming facility is located whenever the sports gaming facility is open for business. Security or peace officer staffing counting towards the requirements of this rule must be available to promptly respond to events in the sports gaming facility when needed.

(C) Access to assets or [restricted areas of](#) sports gaming equipment must be restricted to authorized personnel.

(D) Access to cashiering areas, any area which allows for viewing surveillance video, and areas used for the storage of surveillance equipment or the surveillance system must be secured by either proximity card or biometric access control system and must be restricted to authorized personnel. All attempts to access these areas must be recorded in an access control system.

**Rule 3775-18-03 | Sports gaming facility surveillance.**

(A) A type B sports gaming proprietor must install, maintain, and operate a surveillance system that meets the specifications of this chapter.

(B) The surveillance system must include components that meet or exceed the following requirements or listed features:

- (1) Installation which prevents obstruction, tampering, or disabling;
- (2) Data storage redundancy to prevent the loss of any data;
- (3) Recording date and time stamped on all digital recordings and visible on all monitors based on a synchronized and accurate clock;
- (4) The ability to provide exported copies of video, audio, and image recordings. The system must include a mechanism for authenticating exported recordings;
- (5) Audible and visual notification of any failure of recording;
- (6) Secure and separated from other systems, either entirely or by appropriate firewalls, so that information from the surveillance system is restricted;
- (7) Reformat and erase capabilities must be restricted to appropriate personnel;
- (8) Access must be limited to commission personnel and users authorized by the proprietor and must be secured by unique user identification and a confidential password; and
- (9) Passwords must be specific to each user and must be changed at least every thirty days.

(C) The surveillance system must monitor and record the following:

- (1) General activities in the sports gaming facility;
- (2) The entrances and exits to the sports gaming facility with enough clarity to identify patrons, employees, and contractors.
- ~~(2)~~(3) Each cashier station or window, covering all activity, with sufficientenough clarity to identify the employees performing the different functions, patrons conducting transactions, and the values of cash or other instruments presented by or returned to patrons;
- ~~(3)~~(4) Each kioskAn overview of each self-service sports gaming terminal with sufficientenough clarity to identify activitydetermine if an individual is participating in

sports gaming; and the individuals performing it;

~~(4) All areas where cash or cash equivalents may be stored or counted; and~~

~~(5) Patrons placing wagers with sufficient clarity to allow for them to be identified and their activities to be monitored.~~

(D) All images and video and audio recordings must be retained for a minimum of thirty days.

(E) All images and video and audio recordings of activities perceived by sports gaming employees to be unusual, suspected criminal activity, or in violation of Chapter 3775. of the Revised Code or the rules adopted thereunder, or recorded at the request of the commission, must be retained for a minimum of ninety days.

(F) The type B sports gaming proprietor must retain any image or video or audio recording beyond an applicable minimum retention period specified in this rule when requested to do so by the commission or as required to by law, including upon issuance of a valid subpoena, court order, or other similar document.

(G) The type B sports gaming proprietor must report to the commission, ~~within fifteen minutes of initial discovery~~ as soon as practically possible, when surveillance equipment that is critical to the proprietor's ability to meet any of the requirements of this chapter becomes out of service.

(H) Sports gaming activity will cease in any area of the sports gaming facility where an outage or other malfunction of the surveillance system prevents the proprietor from maintaining, monitoring, and recording the area, as required by this chapter.

(I) The type B sports gaming proprietor must keep its surveillance system, including any stations used to access the system, in secured areas restricted to authorized personnel.

(J) The type B sports gaming proprietor must not ~~directly~~ purposefully monitor, track, or record the activities of any commission personnel, unless the direct monitoring is requested by the executive director ~~; or is required by a valid subpoena or court order.~~

(K) The type B sports gaming proprietor must provide all accessible images and video and audio recordings to the commission upon request as well as to any person that the operator is legally required to, including upon issuance of a valid subpoena, court order, or other similar document.

(L) Transfers of images and video and audio recordings from the surveillance system must be tracked, either through electronic or other means, in a manner as approved by the executive director.

(M) The type B sports gaming proprietor must provide remote access and any hardware or software required to facilitate this access to the commission at the sole expense of the

proprietor. The delivery method of access to the commission, commission hardware and software, and remote access capabilities will be determined by the executive director.

(N) The type B sports gaming proprietor must ~~immediately~~, as soon as practically possible, notify the commission of and create surveillance reports of events that are unusual, depict suspected criminal activity, are in violation of chapter 3775. of the Revised Code or the rules adopted thereunder, or of any other instances as identified by the executive director. Reports must be maintained and stored electronically, organized chronologically, and include the following information:

- (1) The date and time of each entry;
- (2) The identity of the employee making the entry;
- (3) A summary of the event recorded;
- (4) Details of the result of any surveillance monitoring;
- (5) Details of any copies made of recordings of the activity;
- (6) Any details of investigation procedures and the results of those procedures; and
- (7) Any additional information deemed necessary by sports gaming employees or the commission.

(O) The commission must have continuous access to surveillance reports.

(P) The type B sports gaming proprietor must ~~conduct maintenance of~~ maintain the surveillance system and equipment ~~necessary to maintain compliance~~ ensure its operation and security continue to function as designed and remain compliant with the requirements of this rule. Maintenance must be completed without compromising any of the required surveillance coverage under this chapter.

**Rule 3775-18-04 | Sports gaming facility cashiering.**

(A) ~~A~~Each type B sports gaming proprietor must have the following procedures for conducting cashiering activities in the sports gaming facility. ~~The procedures must include the following:~~

- (1) How cashiering activities will be staffed and supervised;
- (2) The drop and ~~count~~ procedures for reconciliation of self-service sports gaming kiosk terminals; and
- ~~(3)~~ How variances will be documented and investigated, including the variance amount considered by the type B sports gaming proprietor to be material and at which variances exceeding the stated amount will be investigated.
- ~~(4)~~(3) A type B sports gaming proprietor must utilize an automated cash management system to issue cashier assigned cash inventory and to facilitate the return, count, and secure storage of cashier cash inventory following each cashier shift. The materiality level selected automated cash management equipment must be approved by the executive director. sports gaming proprietor must be equal to or less than \$1,000 per variance incident.

(B) ~~A~~Each cashier must begin a each shift with an imprest amount of cash. No funds must be added to or removed from the impressment during the shift except for the following:

- (1) ~~Collection~~Sale of sports wagers or vouchers;
- (2) Payment of winning tickets, voided tickets, or vouchers; ~~and~~
- (3) Making change for a patron;
- (4) Cash transfers or miscellaneous cash transactions with appropriate documentation;
- (5) Sports gaming account deposits; and
- (6) Sports gaming account withdrawals.

(C) A type B sports gaming proprietor must either elect to utilize an automated cash management system approved by the executive director or elect to install and maintain alternative procedures as approved by the executive director.

(D) Unless the cash management system automates or otherwise eliminates the need for a requirement below, an automated cash management system must comply with the following:

⋮

- (1) The automated cash management system may be made up of one or multiple components of cash management equipment.
  - (2) Components of the automated cash management system not involved in direct to patron transactions must be located in a secure area with access restricted to appropriate personnel.
  - (3) The automated cash management system must, at a minimum, provide the following functionality and security:
    - (a) The automated secure storage of cash not in use;
    - (b) The automated dispensing and recording of cashier assigned inventory and funds used to fill self-service sports gaming terminal cash inventory;
    - (c) The automated return, count, and recording of cashier assigned inventory and funds removed from self-service sports gaming terminals.
  - (4) Each cashier assigned to a cashier window must, after accepting their assigned inventory from the automated cash management system and prior to the start of cashiering activities, count the assigned cash and verify the count to the imprest amount. The cashier must sign for or otherwise document acknowledgement of the receipt and accuracy of the assigned impressment.
  - (5) Following each shift, each cashier must return their cash inventory to the automated cash management system and reconcile their inventory of cash and sports gaming instruments against reports generated from the sports gaming system. The cashier must sign or otherwise document acknowledgement of the accuracy of the returned cash and sports gaming instruments.
  - (6) All variances between expected amounts and actual inventory amounts must be documented. Variances exceeding the materiality threshold set in the type B sports gaming proprietor's procedures must be investigated- according to the sports gaming proprietor's procedures. Variances of \$1,000 or more must be reported to the commission in a manner and format approved by the executive director.
  - (7) In the event of a failure of the automated cash management system, the type B proprietor may, at the discretion of the executive director, utilize the procedures in section (E) of this rule as emergency cashiering procedures until the system functionality is restored. The use of emergency procedures must not exceed a period of seven days unless otherwise approved by the executive director.
- (E) A type B sports gaming proprietor electing not to use an automated cash management system must comply with the following requirements:

- (1) The type B sports gaming proprietor must maintain a vault where the cash used for sports gaming activities must be securely stored when not in use and in which cashiering drawers and self-service gaming terminal funds are counted and verified. The vault must be located in a secure room which is limited in access to authorized personnel.
- (2) If the type B sports gaming proprietor utilizes cashiering windows, the windows must be in a secure sports gaming cashier's cage. Any window in a sports gaming cashier's cage must be secured in a manner that prevents any person from passing through the opening.
- (3) The type B sports gaming facility vault and cashier cages must be equipped with the following security controls:

  - (a) Automatically triggered audible alarms which sound when any door is opened unexpectedly;
  - (b) Manually triggered silent alarms accessible to each workstation monitored by the type B sports gaming proprietor or a contracted security company;
  - (c) Tables used for the counting of cash or other sports gaming instruments must be constructed of clear glass or similar transparent material.
- (4) At the start of each cashier's shift the following procedures must be completed:

  - (a) A sports gaming count sheet must be completed and signed by a supervisor, and the following information, at a minimum, must be recorded:

    - (i) The date, time, and shift of preparation;
    - (ii) The denominations of cash in the sports gaming inventory issued to the cashier;
    - (iii) The total amount of each denomination of currency and coin in the sports gaming inventory issued to the cashier;
    - (iv) The sports gaming window number to which the cashier is assigned; and
    - (v) The signature of the sports gaming supervisor; and
  - (b) A cashier assigned to a cashier window must then count and verify the sports gaming inventory provided by the supervisor at the sports gaming vault and must agree the count to the sports gaming count sheet. The cashier must sign the count sheet attesting to the accuracy of the information recorded. The sports gaming inventory must be secured and transported directly to the assigned cashiering window by the cashier.
- (5) If the sports gaming cashier's net receipts for the shift, as generated by the system, does not agree with the sports gaming count sheet total plus the sports gaming inventory, the

sports gaming supervisor must record any overage or shortage. If the count does not agree, the cashier and the supervisor must attempt to determine the cause of the discrepancy. Variances of \$1,000 or more must be reported to the commission in a manner and format approved by the executive director. Variances exceeding the materiality threshold set in the type B sports gaming proprietor's procedures must be investigated and the following information must be documented:

(a) Date on which the discrepancy occurred;

(b) Shift during which the discrepancy occurred;

(c) Name of the cashier;

(d) Name of the supervisor;

(e) Window number; and

(~~a~~) (f) Amount of the discrepancy.

**Rule 3775-18-05 | Sports gaming facility restrictions.**

- (A) A type B sports gaming proprietor may only accept wagers from individuals physically present at the sports gaming facility and not known to be included on any exclusion or prohibited lists.
- (B) A type B sports gaming proprietor must have procedures ~~for verifying that all patrons in the sports gaming facility are not to detect and prohibit~~ voluntarily or involuntarily excluded ~~or otherwise prohibited~~ individuals from entering the sports gaming facility. These procedures must include the digital examination of the patron's identification using identification verification software. A type B sports gaming proprietor's chosen identification verification software must be approved by the executive director.
- (C) A type B sports gaming proprietor must ~~not accept a~~ establish an anonymous wager ~~of more than~~ threshold, which in no case may exceed one hundred thousand dollars, ~~unless. Wagers exceeding the patron making the anonymous~~ wager has threshold must be made by patrons who have established a player's sports gaming account with the type B sports gaming proprietor in accordance with Chapter 3775. of the Revised Code and the rules adopted thereunder.
- (D) A type B sports gaming proprietor must have procedures designed to identify and refuse wagers for patrons attempting to make multiple wagers to avoid establishing ~~a player's a~~ sports gaming account, as required by this rule.
- (E) A type B sports gaming proprietor must have procedures for managing incidents in which an individual described in paragraph (B) of this rule attempts to enter the sports gaming facility or place a wager.
- (F) A type B sports gaming proprietor must have procedures for complying with division (C) of section 3775.12 of the Revised Code.

**Rule 3775-19-01 | Type C sports gaming proprietor duties.**

- (A) Type C sports gaming proprietors must only comply with this rule and chapters 3775-1 and 3775-4 of Agency 3775 of the Administrative Code.
- (B) A type C sports gaming proprietor who wishes to install more than two terminals in any type C gaming host facility must submit a request to the Commission, in a manner prescribed by the executive director, no later than seven days before the planned installation. The executive director may disallow the installment if it would undermine the integrity of sports gaming in this state.
- (C) A type C sports gaming proprietor must notify the commission, in a manner prescribed by the executive director, of any changes in which type C gaming host facilities it intends to conduct sports gaming.
- (D) Type C sports gaming proprietors must comply with any sports gaming rules adopted by the state lottery commission under Chapters 3770. and 3775.of the Revised Code.
- (E) In addition to any contractual remedies the state lottery commission may pursue, failure of a type C sports gaming proprietor to adhere to Chapters 3770. or 3775. of the Revised Code or any applicable rules adopted thereunder may subject the type C proprietor to sanctions under section 3772.04 of the Revised Code and rule 3775-1-08 of the Administrative Code.