iDEA Growth through regulated online gaming
iDevelopment & Economic Association

September 22, 2023
Latest state updates highlighted in green

State	Current Status	Key Dates	iDEA Engagement / Opportunities
INDIANA *(iGaming)*	The long session of the Indiana General Assembly has concluded, with both chambers adjourning just before 2AM on Apr 28. Neither iGaming nor iLottery were authorized in any form during this legislative session.	Adjourned	iDEA continues to work with key legislators and stakeholders in Indiana.
MASSSACHUSETTS *(Sports)*	On July 24, Massachusetts Joint Committee on Consumer Protection and Professional Licensure held a hearing and heard testimony on S. 182. As background, this bill would make sportsbooks subject to Massachusetts deceptive advertising laws. The bill number for SD. 766 was changed to S. 182 and was then referred to the Joint Committee on Consumer Protection and Professional Licensure. More information available in the Member Portal.	Nov. 11 – adjournment	iDEA will monitor the activity of the Massachusetts legislature.
MINNESOTA *(Sports)*	The Minnesota Legislature adjourned without passing sports betting legislation. May 12: the Minnesota Senate Tax Committee passed the Senate sports wagering bill out of committee and sent the bill to the Senate Finance Committee. However, it is unlikely that sports betting legislation will pass in Minnesota this year. May 11: the Rules and Administration Committee reported the bill out of Committee and sent the bill to the Tax Committee. May 10: Minnesota Senate State and Local Government and Veterans Committee passed the Senate sports wagering bill 8-5. All MN bills can be accessed in the Member Portal.	Adjourned	

NEW HAMPSHIRE *(iGaming)*	Apr 26: House Ways and Means Committee unanimously recommended against passage of SB 104 (Lang). However, the bill can still be called for a vote on the House floor. As background, SB 104 would authorize online gaming in New Hampshire and direct net proceeds to a community college education scholarship fund. The NH Lottery Commission would choose online casino operators in a competitive bidding process. Mar 23: the Finance Committee adopted an amendment to the bill removing the legalization of online slots to address concerns from the state's retail-based charitable casinos.		
NEW JERSEY *(Sports + iGaming) (New)*	iDEA continues to actively monitor the potential of a gaming tax increase and is working closely with various stakeholders. The New Jersey Speaker of the House is considering a gaming tax increase. iDEA is actively working to persuade the Speaker otherwise. The New Jersey Gaming Association is also aware of what the Speaker is considering.		iDEA will continue to monitor the New Jersey Legislature.
NEW YORK *(iGaming)*	Mar 14: Assembly and Senate released their one-house budgets; neither proposal included iGaming revenue. Feb 27: NY State Assembly passed A1118, sponsored by Assemb. Clyde Vanel. Proposal calls for sports betting companies to include info in advertising that highlights the potential dangers of legal gambling. Bill moved to the Senate where it was referred to the Racing, Gaming and Wagering Committee. Feb 15: Sen. Addabbo filed bill S4856 to legalize iGaming. The bill would offer an online license to each sports betting operator; the proposed tax rate is 30.5%. Feb 1: Gov. Hochul unveiled her 2024 executive budget; legal iGaming was not included. Jan 31: NY Senate Racing, Gaming, and Wagering Committee and Assembly Racing and Wagering Committee conducted hearing on mobile sports betting. Operators testified need to lower 51% tax rate.		

	Jan 17: Sen. Addabbo filed S1962 that would tie reduction in tax rate to increased number of operators. Tax rate would be lowered to 50% if there are 10-12 operators, 35% for 13-14; and 25% for 15+. Other bills we're monitoring include S1550, which would require all advertisements to include warnings about the potentially harmful and addictive effects of gambling, and A 1056, which would create a problem gambling advisory council. All bills can be accessed in the Member Portal (NY state page).		
NORTH CAROLINA *(Sports + iGaming)*	The House and Senate have passed the budget. In the budget, there is language that requires that in order to be licensed, an operator must have a written agreement with one of the state's professional sports franchises or venues. Casinos and VGT's weren't included in the budget. We're hearing that the legislative leaders are targeting the week of October 2nd for a separate bill to address those issues. iDEA is actively engaged with the North Carolina Legislature on these issues. As of September 15, no final vote on the budget has taken place and negotiations are ongoing. NC's Governor and Legislature is attempting to insert land-based casino and VLT licenses in the state budget. iDEA is already at work to have iGaming included in the budget as well. The casinos and VLT's have been lobbying this behind the scenes for the past few months and the VLT lobby is trying to make sure that iGaming legalization doesn't make it into the budget. June 14: Governor Roy Cooper signed H 347 into law. NC has 12 months to launch online sports betting. A copy of the ratified bill can be accessed here. June 7: NC House concurred with changes made by the Senate to the sports betting bill. The bill now heads to the Governor; anticipated he will sign. June 1: H 347 passed out of the Senate. Since changes were made in the Senate, the bill goes back to House for a concurrence vote. Sports betting will launch no later than 12 months after the bill becomes law.		On August 30, iDEA sent a letter concerning the legalization of iGaming to NC's Governor, Lt. Governor and to the Senate Appropriations Chairs and the House Appropriations Chairs. Copies of the letter were also sent to every member of the Legislature. You can read a copy of the letter here. iDEA will monitor the activity of the North Carolina legislature.

	May 24: the Senate Committee on Commerce and Insurance amended and then reported H 347 to the Senate Committee on Finance. Among the changes is increasing tax rate to 18%.		
OHIO *(Sports)*	OH's final budget includes increased sports wagering tax rate of 20%. The Ohio budget conference committee started on June 22. The House is fighting hard against the 10% tax increase. June 15: the Senate passed their version of the budget (includes the increased sports gaming tax); now heads to a conference committee. The Senate's substitute budget bill reinstated Gov. DeWine's proposed doubling of the sports gaming tax from 10% to 20%. With education budget negotiations being an intricate part of the process, we have been informed that a deal has been struck on education and the funding will come from either the Rainy Day Fund and the extra revenues the state has from what was originally projected in the budget estimate. In his recommended two-year state budget proposal (line 73672), Gov. DeWine proposed doubling the tax on sports betting from 10% to 20%.		iDEA will monitor the activity of the Ohio legislature. On June 27, iDEA General Counsel, Jeff Ifrah sent a letter to members of Ohio's HB 33 Conference Committee with recommendations related to the state Senate's proposed tax increase on sports betting. You can read a copy of the letter in the Member Portal.
RHODE ISLAND *(iGaming)*	RI's Governor has signed the iGaming bills, which take effect on **March 1, 2024.** June 13: the House Finance Committee recommended passage of substitute B for S 948. On the same day, the House Finance Committee amended the House version of the iGaming bill, H 6348 and recommended passage. The bills mirror each other. June 15: the House passed both substituted bills. The Senate concurred with the changes to the Senate bill and passed the House bill. Both bills have been sent to the Governor. If signed into law, the bills will take effect on March 1, 2024. Note: While only one of these bills must go through the entire legislative process to become law, in Rhode Island, it is not uncommon for both the identical Senate and House versions to be enacted into law. June 6: the Senate Special Legislation and Veterans Affairs Committee recommended passage of bill substitute A for S 948 (a bill that would legalize iGaming) and placed the bill on the Senate calendar. June 8: the Senate passed the substitute bill A.		

	May 10: Hearing on S 948 in Senate Special Legislation and Veterans Affairs Committee; Committee recommended the bill be held for further study. Apr 27: State Senate President Dominick Ruggerio filed S 948, a bill to legalize iGaming. The legislation would allow the state's Division of Lotteries to authorize online slots and table games at Bally's retail casinos in the state.		
VERMONT *(Sports)*	June 14: Gov. Phil Scott signed H 127 into law. The Vermont Department of Liquor and Lottery will be the regulatory body that oversees sports wagering. It is expected that sports wagering will launch by January 2024. May 9: VT House concurred on changes made by the Senate to the sports wagering bill. The bill now heads to Gov. Phil Scott, and it is anticipated that he will sign. May 3: the Senate passed H 127 (Birong) with various amendments that do the following: • Alters the fee structure to bring in more money per operator, spread over multiple years. • Eliminates cap on advertising, allowing Dept. of Liquor and Lottery (DLL) to negotiate that with operators. • Bans advertising on college campuses. • Prohibits advertising on products marketed to those under the age 21. • Requires operators to submit an advertising plan with application and contract with the DLL. • Adjusts revenue to the problem gambling fund. • Establishes penalty for sportsbooks operating illegally in Vermont. As background, the bill would legalize up to six sports betting apps. While there is no current tax projection, the Governor's annual budget includes $2.6 million of sports betting tax revenue. A copy of the bill and adopted amendments can be accessed in the Member Portal.	Adjourned	

Priority States: Regulatory 2023

State	Current Status	Key Dates	iDEA Opportunities
KENTUCKY *(Sports)*	Sept. 21: Additions were made to the sports wagering catalog. Additions include: • Formula One Racing • NRL (National Rugby League Australia) • PFL (Professional Fighters League MMA) • Bellator (MMA) • Universal Tennis League Sept. 7: Kentucky retail sports betting launched. The initial sports wagering catalog has been released. A copy of it can be found here. This initial catalog will be effective for the opening of retail sports wagering on Sept. 7. Aug. 22: The Kentucky Horse Racing Commission (KHRC) voted to approve temporary licenses for sports wagering operators and service providers.	**September 28, 2023 -** Online go-live date	iDEA will monitor the activity of the KHRC.

	A Sports Wagering Advisory Council has been formed. The council will advise the full commission and provide additional voices who have direct knowledge of the sports betting industry. Per KHRC, Kentuckians can pre-register an account with approved mobile applications on Aug. 28, at 6 a.m. EDT. KHRC announced that licensing applications are being reviewed and will be voted on at a meeting of the full commission on August 22. Kentucky's emergency sports wagering regulations were passed; effective July 10. A summary of the regulations and info on public hearing and comment period, along with links and contact info for license applications is available here. **Retail go-live is Sept 7, 2023 at 10am EDT; online go-live is Sept 28, 2023 at 6 am EDT.** Initial intel indicates there will be emergency rules and they will allow operators currently licensed in other states to operate in KY. The Gov is pushing hard to launch before NFL 2023 season. Because several horses died at Churchill Downs, the venue closed and the Kentucky Horse Racing Commission temporarily delayed work on the sports wagering regulations. Kentucky's sports betting bill – HB 551 (Meredith) will become effective on Jun 28; KHRC will then have six months from that date (until Dec. 28) to promulgate regulations, although it is expected that the rules will be drafted much sooner.		
MAINE *(Sports)*	The final regulations are getting closer to being issued; potentially in October. It is not expected that there will be significant changes from the last version of proposed regulations. The plan is still to issue temporary licenses on the same day as the final regulations. The sports betting rules have been submitted to the AG's office for review and are expected to be approved in November. Sports betting licenses will be issued on the day the rules are approved. May 17: Maine's Gambling Control Unit released new proposed regulations governing sports betting; substantial revisions were made. Final regulations expected in September.	October-Final regulations potentially being issued	On Feb. 23, iDEA submitted a written letter on the proposed rules focusing on the taxation of promotions and bonuses and the onerous advertising restrictions. The letter can be accessed in the Member Portal. MGCU Director Milton Champion has commented that the advertising restrictions will not be significantly changed in the revised rules.

	Many of iDEA's concerns were addressed. • Restrictions on the use of joint accounts were removed. • Restrictions on advertising were narrowly tailored to those that would appeal to persons under 21 years old. • 10-day advance review of advertisements was removed. • Removal of restrictions on advertising only during live events and only on channels that televise events.		
MASSACHUSETTS *(Sports)*	The Massachusetts Gaming Commission (MGC) announced a public hearing on October 10, 2023 at 9:30 am on 205 CMR 219-Temporary Licensing Procedures and 205 CMR 231-Renewal of a Sports Wagering License. The MGC will accept comments on the two regulations through 5 pm on Monday, October 9, 2023. Aug 24: The MGC voted to issue a waiver to the data privacy regulation until November 17, 2023. During the waiver period, operators are asked to provide further details and implementation plans/timelines for meeting the requirements. There will also be a roundtable discussion soon to facilitate further discussion around data privacy and the data privacy regulation. Aug 8: MGC adopted a data privacy regulation, with an effective date of Sept 1, 2023. A copy of the regulation can be accessed here. June 29: MGC voted to require inclusion of "21+" language with sports wagering operator logos on signage or a fixed structure in a sports venue. Operators and sports venues have 90 days to comply with the new rule. June 15: the MGC approved a waiver to the referral promotions prohibition through August 1. May 23: MGC unanimously voted to continue to tax sports betting operators on revenue generated by promotional play.	**October 9, 2023-** Comments due for 205 CMR 219 and 205 CMR 231 **October 10, 2023-**Public Hearing on 205 CMR 219 and 205 CMR 231 **November 17, 2023-**Data Privacy Regulation Waiver ends	iDEA will monitor the activity of the MGC.
NEW YORK *(Sports)*	Aug 4: This week's New York State Register included two gaming-related regulatory proposals. The first is proposed regulations for sports wagering advertising, marketing, and promotion, including	**October 1, 2023-** Comment period ends for sports wagering	iDEA will monitor the activity of the NYSGC.

	restriction of advertising to colleges and college students. There is a 60-day comment period, which ends on Oct 1, 2023. The second is revised regulations regarding the operation of interactive fantasy sports. The first iteration was posted on July 20, 2022, and following an initial comment period, the Commission published these revised regulations in this week's edition. There is a 45-day comment period which ends on Sept 16, 2023. May 22: The New York State Gaming Commission met and voted on revised proposed rules to regulate advertising, marketing and promotions concerning sports wagering. Those revised regulations can be accessed in the Member Portal.	advertising, marketing, and promotion regulations	
NORTH CAROLINA *(Sports)*	Potential applicants for a Sports Betting Operator license can register to receive email updates with important information as it becomes available. The registration link is here. Potential applicants for a service provider or supplier license can register to receive e-mail updates with important information as it becomes available. The registration link is here. The North Carolina Lottery Commission (NCLC) has hired Sterl Carpenter as Deputy Executive Director to lead its gaming compliance and sports betting division. He previously worked for the Massachusetts Gaming Commission. The North Carolina Lottery Commission is forming a sub-committee that will draft the sports wagering rules and guide the promulgation process.		iDEA will monitor the activity of the North Carolina Lottery Commission.
OHIO *(Sports)*	June 28: The Ohio Casino Control Commission (OCCC) sent an email to sports gaming stakeholders requesting that each operator confirm it does not, or has ceased offering, any directed consumer promotions, based on non-gaming consumer transactions, no later than 5pm on Fri, July 7, 2023. In the same email, the OCCC stated it is aware that further administrative rules regarding these types of promotions would		iDEA will monitor the activity of the Ohio Casino Control Commission.

	assist the industry. The OCCC is proposing a change in administrative rules, which can be read here. Stakeholder comments on rule change can be submitted to rulecomments@casinocontrol.ohio.gov by 5pm, July 12, 2023.		
VERMONT *(Sports)*	2nd addendum to Vermont Sports Wagering RFP is here; addresses approval of National Helpline and Multi-Jurisdictional Disclosure form. The responses to the questions that were received about the Vermont Sports Wagering RFP have been posted here. An addendum to the Vermont Sports Wagering RFP has been posted here. **NOTE: RFP RESPONSES DUE BY date has changed from August 28, 2023 – 4:00 PM (EST) to September 6, 2023 – 4:00 PM (EST).** Vermont posted its Sports Wagering RFP. Note the following deadline: • Questions due by 4PM (EST) on July 31, 2023 Contact for Vermont RFP is: Deborah Damore Email: SOV.ThePathForward@vermont.gov. Contracts arising from this RFP will be for a period of 3 years plus initial implementation time-period, with option to renew for up to two additional 1-year periods. It is anticipated that the start date for contracts will be January 1, 2024. VT Dept of Liquor and Lottery (DLL) has approved the sports wagering procedures, which can be accessed here. VT DLL approved the Sports Wagering Program Criminal Background Check Procedures, which can be accessed here.		iDEA will monitor the activity of the Vermont Department of Liquor and Lottery.
WASHINGTON *(Sports)*	iDEA's efforts helped achieve a reduction to license fees assessed by the Washington State Gambling Commission (WSGC). License fee changes include: • Major sports wagering vendors $65,000 <to> $30,000		On Feb. 13, iDEA submitted a comment letter to the Washington State Gambling Commission (WSGC) recommending that WSGC reduce the sports wagering licenses fees set forth in WAC 230-05-170 (1).

	• Mid-level sports wagering vendors $10,000 <to> $5,000 • Ancillary sports wagering vendors $5,000 <to> $2,000 The WSGC filed the final regulation on May 18; effective date is June 18. Final regs are available here.		The letter can be accessed in the Member Portal.