

Title 13: Gaming

Part 9: RACEBOOKS AND SPORTS POOLS

Part 9 Chapter 1: DEFINITIONS

Rule 1.1 General Terms

- (a) "Book" means a race book or sports pool licensed and approved pursuant to Miss. Code Ann. § 75-76-89(2) and this regulation.
- (b) "Chairman" means the chairman of the Mississippi Gaming Commission or the chairman's designee.
- (c) "Communications technology" means the methods used and the components employed to facilitate the transmission of information including, but not limited to, transmission and reception systems based on wire, cable, radio, microwave, light, optics, or computer data networks.
- (d) "Executive Director" mean the Executive Director of the Mississippi Gaming Commission or the Executive Director's designee.
- (e) "Nonpari-mutuel wager" means a race book or sports pool wager other than one offered to be included in a common pari-mutuel pool.
- (f) "Race book" means the business of accepting wagers upon the outcome of any event held at a track which uses the pari-mutuel system of wagering.
- (g) "Sports governing body" means the organization that prescribes final rules and enforces codes of conduct with respect to a sporting event and participants therein
- (h) "Sports pool" means the business of accepting wagers on collegiate or professional sporting events or athletic events or other similar events.
- (i) "Wagering account" means an electronic account that may be established by a patron at a casino property for the purpose of wagering pursuant to these regulations, including deposits, withdrawals, wagered amounts, and payouts on winning wagers.
- (j) "Wagering communication" means the transmission of a wager between a point of origin and a point of reception by aid of a communications technology.
- (k) "Wagering system" means the methodology and equipment approved by the Executive Director for accepting and recording wagers authorized by these regulations.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-5.

Part 9 Chapter 2: LICENSING

Rule 2.1 Licensing

- (a) No person or entity may operate a race book or sports pool in Mississippi unless that person or entity holds a gaming license and has received permission from the Executive Director specifically permitting the person or entity to do so.
- (b) A person or entity that holds a casino operator's license may offer a race book or sports pool within its licensed gaming operation after receiving approval to do so from the Executive Director.

(c) A person or entity that a casino operator contracts with to assist in the offering of race book or sports pool wagering by providing operational, technical or other associated support shall obtain a manufacturer license and a distributor license from the Commission. Applications for such a license must be made, processed, and determined in the same manner as applications for gaming licenses, using such forms as the Commission may require. Employees of such a non-casino entity shall be licensed or permitted consistent with the applicable provisions of the Gaming Control Act and these Regulations.

(d) Each licensed operator of a race book or sports pool must also submit an internal control system for approval by the Executive Director prior to commencing operations.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-63.

Part 9 Chapter 3: OPERATIONS

Rule 3.1 Reserve Requirements

(a) Notwithstanding the minimum bankroll required of licensed gaming operators, each book shall comply with the following to calculate additional minimum reserve requirements specifically for the book:

1. Each book shall at all times maintain access to a cash reserve of not less than the greater of \$50,000 or the sum of the following amounts:
 - i. Amounts held by the book for the account of patrons;
 - ii. Aggregate amounts accepted by the book as wagers on contingencies whose outcomes have not been determined; and
 - iii. Amounts owed but unpaid by the book on winning wagers through the period established by the book for honoring winning wagers.

Source: Miss. Code Ann. §§ 75-76-45 and 75-76-89.

Rule 3.2 House Rules

(a) Each book shall adopt and adhere to written, comprehensive house rules governing wagering transactions with patrons. Such house rules must be immediately available to patrons at a book's licensed premises. Without limiting the generality of the foregoing, the rules must specify the types of wagers accepted, how winning wagers will be paid, the effect of schedule changes, the redemption period for winning tickets, and the method of noticing odds or line changes to patrons. House rules must state that wagers may be accepted at other than the currently posted terms, if applicable. Prior to adopting or amending such house rules, a book shall submit such rules to the Executive Director for approval.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.3 Issuance and Control of Betting Tickets

- (a) Immediately upon accepting a wager, other than a wager made through an electronic Wagering account, the book shall create a betting ticket on which the terms of the wager are written. For all wagers, the book must have the capability to make a print, electronic or other approved record of the entire transaction. The book's record of a player's confirmation of all wagers shall be deemed to be the transaction of record and such records shall be made available upon request.
- (b) Betting tickets must bear the name and address of the book and instructions on ticket redemption in person or by mail or other approved method.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.4 Acceptance of Wagers

- (a) Books may not accept wagers unless made with cash, chips, tokens, or other representatives of value approved by the Executive Director, or against credits made to a Wagering account as approved by the Executive Director or on credit extended in accordance with the licensee's internal controls and the regulations of the Commission. A Wagering account must be established by a patron with the licensee, and an initial verification of the account must be done in-person by a patron at the licensee's premises before the acceptance of any wager that will utilize a Wagering account.
- (b) A book shall accept wagers only on its licensed premises, and only at betting stations or kiosks/terminals approved by the Executive Director or through an on-site computerized Wagering system that has been approved by the Executive Director.
- (c) A book shall not knowingly accept money or its equivalent ostensibly as a wager upon an event whose outcome has already been determined. A licensed sports pool shall not accept a wager on an event unless the date and time at which the outcome of the event is determined can be confirmed from reliable sources satisfactory to the Executive Director or from records created and maintained by the book in such manner as the Executive Director may approve.
- (d) As part of its internal controls submission, a book shall provide the Executive Director with a catalog of the type of events that it intends to accept wagers on. The Executive Director reserves the right to prohibit the acceptance of wagers, and may order the cancellation of wagers and require refunds on any event for which wagering would be contrary to the public policies of the State.
- (e) No book or agent or employee of a book may accept a wager from a person who the book, agent, or employee knows or reasonably should know is placing the wager for the benefit of another for compensation, or is placing the wager in violation of state or federal law.
- (f) No book may hold a patron's money or its equivalent on the understanding that the book will accept the money as a wager only upon the occurrence of a specified, future contingency, unless a betting ticket documenting the wager and contingency is issued immediately when the book receives the money or its equivalent.
- (g) A race book or sports pool may not accept wagers on a race or sporting event unless the wagering proposition is posted. Propositions may be posted by electronic or manual means, including printed media.
- (h) A book may not unilaterally rescind any wager without the prior written approval of the Executive Director.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.5 Wagers and payouts exceeding \$10,000

(a) Prior to accepting any nonpari-mutuel wager in excess of \$10,000 or making a payout in excess of \$10,000 on a nonpari-mutuel winning wager the book shall:

1. Obtain the patron's name;
2. Obtain or reasonably attempt to obtain the patron's permanent address and social security number;
3. Obtain one of the following identification credentials from the patron;
 - i. Driver's license;
 - ii. Passport;
 - iii. Non-resident alien identification card;
 - iv. Other reliable government issued identification credentials; or
 - v. Other picture identification credential normally acceptable as a means of identification when cashing checks; and
4. Examine the identification credential obtained to verify the patron's name, and to the extent possible, to verify the accuracy of the information obtained pursuant to paragraph (2).

(b) Subsequent to accepting a nonpari-mutuel wager in excess of \$10,000 or making a payout in excess of \$10,000 on a nonpari-mutuel winning wager the book shall record or maintain records that include:

1. The patron's name;
2. The patron's address;
3. The patron's social security number;
4. A description including any document number of the identification credential examined (or credential information on file for known patrons);
5. The amounts of the wager and payout on the wager;
6. Window numbers or other identification of the locations where the wager and payout on the wager occurred;
7. The times and dates of the wager and payout on the wager;
8. The names and signatures of the book employees accepting or approving the wager and payout on the wager; and
9. Any other information as required by the Executive Director.

A book shall not implement alternative procedures to comply with this subsection without the written approval of the Executive Director.

(c) As used in this section, a "known patron" means an individual patron known to the book employees accepting the wager and paying the winning wager, for whom the licensee has previously obtained the patron's name and valid identification credential, and with respect to whom the licensee has on file and updates, at least every three years, all the information required to be recorded pursuant to this section.

(d) As used in this section, a “listed patron” means a known patron for whom the book has requested and received approval from the Executive Director to exclude wagers and payments on winning wagers placed by the patron from the reporting requirements of this section. If the Executive Director does not deny the request for approval within 15 days of receipt of the request, the request will be deemed to be approved. All approvals may be revoked at any time at the discretion of the Executive Director, and are conditioned that the patron’s wagers and payments on winning wagers remain subject to the identification and recordkeeping requirements of subsections (a) through (c) and of Rule 3.6 and Rule 3.7. A book’s written request to have a patron approved as a listed patron shall include:

1. The patron’s name;
2. The patron’s residence, mailing or business address;
3. The patron’s social security number;
4. The patron’s identification credential information including any document number and expiration date;
5. The patron’s birth date;
6. A recent photograph of the patron’s face or a copy of a current picture identification credential;
7. A description of the patron’s book wagering activity including the use of any wagering accounts or credit accounts including account numbers;
8. A statement as to why the book desires to have the patron approved as a listed patron and an acknowledgment that the book believes that the patron is not involved in illegal wagering activity;
9. The signature of the licensee or an officer of the licensee; and
10. Any other information as required by the Executive Director.

All records related to the patron’s activity supporting the request shall be available for commission review.

(e) Each book shall report the wagers and payments on winning wagers required to be recorded pursuant to this section, excluding any wagers and payments on winning wagers accepted from listed patrons, on a “Book Wagering Report,” a form published or approved by the Executive Director that includes, but is not limited to:

1. The patron’s name;
2. The patron’s identity credential information;
3. The patron’s social security number;
4. Wager and payout amounts; and
5. Date of transactions.

Reports shall be submitted to the Commission no later than 15 days after the end of the month of the occurrence of the transaction and in such manner as the Executive Director may approve or require. Each book shall file an amended report if the licensee obtains information to correct or complete a previously submitted report, and the amended report shall reference to the previously submitted report. Each book shall retain a copy of each report filed for at least 3 years unless the Executive Director requires retention for a longer period of time.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.6 Multiple Wagers

(a) A book and its employees and agents shall not knowingly allow, and each book shall take reasonable steps to prevent, the circumvention of Rule 3.5 by multiple wagers within its designated 24-hour period with a patron or by the use of a series of wagers that are designed to accomplish indirectly that which could not be accomplished directly. As part of a book's efforts to prevent such circumventions relative to Rule 3.5 a book shall establish and implement wagering multiple transaction logs.

(b) Each book shall record in a wagering multiple transaction log all nonpari-mutuel wagers in excess of \$5,000, or in smaller amounts that aggregate in excess of \$5,000 when any single officer, employee, or agent of the book has actual knowledge of the wagers or would in the ordinary course of business have reason to know of the wagers between the book and a patron or a person who the book knows or has reason to know is the patron's confederate or agent. This record shall be made for nonpari-mutuel wagers occurring during a designated 24-hour period, within a monitoring area.

(c) Each log entry in a wagering multiple transaction log shall be made by the employee accepting or approving the wager, immediately after accepting the wager, and shall include at a minimum:

1. Description of the patron (or suspected agent), which may include such identifiers as age, sex, race, eye color, hair, weight, height and attire, if the person is present when the wager is accepted;
2. Patron's name (or suspected agent's name), if known;
3. Window number or other identification of the location where the wager occurred;
4. Time and date of the wager;
5. Dollar amount of the wager; and
6. Signature or electronic signature of person accepting or approving the wager.

One log shall be maintained for each monitoring area, for each designated 24-hour period. A log is completed for each 24-hour period regardless of whether any nonpari-mutuel wagers occurred. At the conclusion of each designated 24-hour period, the last entry on the log shall be an indication that the end of the designated 24-hour period has occurred. A book shall not implement alternative procedures or records to comply with this subsection without the written approval of the Executive Director.

(d) Each book shall aggregate all nonpari-mutuel wagers in excess of \$5,000 or smaller amounts when any single officer, employee, or agent of the book has actual knowledge of the wagers or would in the ordinary course of business have reason to know of the wagers between the book and a patron or a person who the book knows or has reason to know is the patron's confederate or agent during a designated 24-hour period within a monitoring area.

(e) Before completing a wager that, when aggregated with other wagers pursuant to subsection d, will aggregate to an amount that will exceed \$10,000, the book shall complete the identification and recordkeeping requirements described in subsection (a) of Rule 3.5. When aggregated wagers exceed \$10,000, the book shall complete the recording and reporting requirements of Rule 3.5.

(f) If a patron places a wager that pursuant to subsection d is to be aggregated with previous wagers for which a record has been completed pursuant to this section or Rule 3.5, the book shall complete the identification, recordation and reporting procedures described in Rule 3.5 for any additional wager regardless of amount occurring during a designated 24-hour period.

(g) As used in this section:

1. "Designated 24-hour period" means the 24-hour period ending at midnight each day unless otherwise approved by the Executive Director.
2. "Monitoring area" means all race book and sports pool writing locations unless otherwise approved by the Executive Director.

(h) The Executive Director may require a book to comply with the identification, recordkeeping, and reporting requirements of Rules 3.5 and 3.6 for pari-mutuel wagers. The Executive Director shall notify the book of the decision, in writing, and such decision shall be considered an administrative decision.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.7 Structured Wagers

(a) A book, its officers, employees or agents shall not encourage or instruct the patron to structure or attempt to structure wagers. This subsection does not prohibit a book from informing a patron of the regulatory requirements imposed upon the book, including the definition of structured wagers.

(b) A book, its officers, employees or agents shall not knowingly assist a patron in structuring or attempting to structure wagers.

(c) As used in this section, "structure wagers" or "structuring wagers" means to willfully conduct or attempt to conduct a series of wagers in any amount, at one or more books, on one or more days in any manner as to willfully evade or circumvent the recording and reporting requirements of Rule 3.5. The wager or wagers need not exceed the dollar thresholds in Rule 3.5 at any single book in any single day in order to constitute structuring within the meaning of this definition.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.8 Payment of Winning Wagers

(a) Except as otherwise provided in this subsection, books shall make payment on a winning wager to the person who presents the patron's copy of the betting ticket representing the wager. A book need not make payment to a person who the book or an agent or employee of the book knows is not the person to whom the patron's copy was issued. A book shall not make payment on a winning wager to a person who the book or its agent or employee knows or reasonably should know is collecting the payment on behalf of another for monetary consideration or in violation of federal law. A book may withhold payment of a winning wager if the patron refuses to supply identification or any other documentation required by state or federal law.

(b) As used in this section, “affiliated books” are books that are in Mississippi licensed gaming establishments that share a common parent company. Presentment of the betting ticket and payment of the winning wager may be made at an affiliated book provided that:

1. An adequate accounting of the payment is kept for 3 years by both books; and
2. The payout is properly included in the computation of gross revenue of the licensee that initially accepted the wager.

(c) Books shall honor winning betting tickets for 30 days after the conclusion of the event wagered upon unless a longer period is established by the book. The book shall state the redemption period on each betting ticket, in house rules and on notices conspicuously placed about the licensed premises. Payment by mail may be made only after presentment of the betting ticket and all identification information and documentation required by state or federal law, and must be made not later than 10 days after presentment.

(d) A licensed race book shall determine the winners of or payouts on wagers on horse and other animal races only with information the book receives from licensed disseminators pursuant to the requirements of these Regulations.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-55.

Rule 3.9 Computerized Bookmaking Systems

(a) Before beginning operations, each book shall install and thereafter maintain a computerized bookmaking system meeting the specifications approved by the Executive Director.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.10 Layoff Bets

(a) A layoff wager means a wager placed by a Mississippi book operator with another Mississippi book operator for the purpose of offsetting patron wagers made pursuant to these regulations. A book operator may, in its discretion, accept a layoff wager from another Mississippi book operator. An operator placing a layoff wager shall disclose its identity to the operator accepting the wager.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.11 Prohibited wagers

(a) No wagers may be accepted or paid by any book on:

1. Any amateur sport or athletic event other than:
 - i. Olympic sporting or athletic events sanctioned by the International Olympic Committee, subject to limitation by the Executive Director or the Executive Director’s designee in his sole and absolute discretion, and
 - ii. Collegiate sporting or athletic events;

2. Any sport or athletic event which the licensee knows or reasonably should know, is being placed by, or on behalf of a coach or participant in that event. Each licensee shall take reasonable steps to prevent the circumvention of this regulation;
3. The outcome of any election for any public office; and
4. Any event which the Executive Director deems to be contrary to public policy.

(b) A request for approval to accept wagers on an event other than a horse race, greyhound race, or an athletic sports event shall be made by a book on such forms approved by the Executive Director, and shall include:

1. A full description of the event and the manner in which wagers would be placed and winning wagers would be determined.
2. A full description of any technology which would be utilized to offer the event.
3. Such other information or documentation which demonstrates that:
 - i. The event could be effectively supervised;
 - ii. The outcome of the event would be verifiable;
 - iii. The outcome of the event would be generated by a reliable and independent process;
 - iv. The outcome of the event would be unlikely to be affected by any wager placed;
 - v. The event could be conducted in compliance with any applicable laws; and
 - vi. The granting of the request for approval would be consistent with the public policy of the state.

4. Such additional or supplemental information as the Executive Director may require. The decision whether to grant approval to accept wagers on an event other than a horse race, greyhound race, or an athletic sports event shall be based on all relevant information including, but not limited to, the factors in subsection (b)(3) of this section. The Executive Director may subject any technology that would be utilized to offer the event to such testing, investigation and approval process as he deems appropriate.

(c) The Executive Director may refer a request for approval to the commission for consideration, or grant, deny, limit, restrict or condition a request made pursuant to subsection (b) for any cause he deems reasonable. A book aggrieved by an administrative decision of the Executive Director may submit the matter for review by the commission pursuant to appropriate and applicable statutory and regulatory provisions.

(d) The Executive Director is hereby granted the authority to issue an interlocutory order, revoking or suspending any administrative approval granted pursuant to subsection (c) for any cause deemed reasonable. An interlocutory order shall be deemed delivered and effective when personally served upon the book, or if personal service is impossible or impractical, when deposited, postage prepaid, in the United States mail, to the book at its address as shown in the records of the commission. If an interlocutory order revoking or suspending the administrative approval is issued, the effected book may request that the order be reviewed by the commission pursuant to appropriate and applicable statutory and regulatory provisions.

(e) Whenever the Executive Director refers a request for approval to the commission for consideration, the request shall be deemed an application and the book which submitted the request shall submit the appropriate application fee as set by the commission. Such application shall be included on the agenda of the next regularly scheduled meeting of the commission occurring more than 10 working days after receipt of the application. The commission, after

considering the recommendation, may grant, deny, limit, restrict or condition the application for any cause it deems reasonable and the decision of the commission shall be final and shall not be subject to any further administrative or judicial review.

(f) A sports governing body may notify the commission that it desires to restrict, limit, or exclude wagering on its sporting events by providing notice on such form approved by the Executive Director.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-5.

Rule 3.12 Reports of Suspicious Wagers

(a) As used in this section, “suspicious wager” means a wager which a sports pool licensee knows or in the judgment of it or its directors, officers, employees and agents has reason to suspect is being attempted or was placed:

1. In violation of or as part of a plan to violate or evade any federal, state or local law or regulation prohibiting wagering on any amateur non collegiate or collegiate sport or athletic event;
2. In violation of or as part of a plan to violate or evade any federal, state or local law or regulation prohibiting wagering by, or on behalf of, a coach or participant in a sport or athletic event;
3. Has no business or apparent lawful purpose or is not the sort of wager which the particular patron would normally be expected to place, and the sports pool licensee knows of no reasonable explanation for the wager after examining the available facts, including the background of the wager; or
4. With knowledge or intent to violate the integrity of the sport in which it was placed. Wagers that indicate cheating, manipulation, or interference with the regular conduct of sport shall also trigger the reporting requirements of Rule 3.19.

(b) A sports pool licensee:

1. Shall file with the commission, by using a form developed by the commission, a report of any suspicious wager, if it involves or aggregates to more than \$5,000 in funds or other assets; and
2. May file a report of any suspicious wager, regardless of the amount if the licensee believes it is relevant to the possible violation of any law or regulation.

(c) The report in subsection (b)(1) shall be filed no later than 5 calendar days after the initial detection by the licensee of facts that may constitute a basis for filing such a report. If no suspect was identified on the date of the detection of the incident requiring the filing, a licensee may delay filing a report for an additional 5 calendar days to identify a suspect. In no case shall reporting be delayed more than 10 calendar days after the date of initial detection of a reportable transaction. In situations involving violations that require immediate attention, the licensee shall immediately notify, by telephone, appropriate staff of the commission in addition to timely filing a report.

(d) A licensee shall maintain a copy of any report filed and the original or business record equivalent of any supporting documentation for a period of three years from the date of filing the report. Supporting documentation shall be identified, and maintained by the licensee as such, and shall be deemed to have been filed with the report. A licensee shall make all supporting

documentation available to the commission and any appropriate law enforcement agencies upon request.

(e) A licensee and its directors, officers, employees, or agents who file a report pursuant to this regulation shall not notify any person involved in the transaction that the transaction has been reported. Any report filed with the commission is confidential and may be disclosed only by the commission in the necessary administration of its duties and responsibilities under the Mississippi Gaming Control Act. Any report, whether written or oral, is absolutely privileged under the Mississippi Gaming Control Act and does not impose liability for defamation or constitute a ground for recovery in any civil action.

Source: Miss. Code Ann. §§ 75-76-89, 75-76-21, and 75-76-29.

Rule 3.13 Wagers; Terms and Conditions

(a) A licensed gaming establishment where a book is located, or an affiliate of one or more of those entities that holds a gaming license, may award player loyalty program points based on wagers placed by a patron, however, such points may only be redeemed in accordance with the rules of the program.

(b) The Executive Director may require a book to disclose its betting limits in its house rules and obtain approval from the Executive Director before changing those limits or modifying its house rules; and document and report, in such manner as the Executive Director may approve or require, wagering limits, temporary changes to such limits, or the acceptance of a wager or series of wagers from the same patron that exceeds such limits. The Executive Director shall notify the book, in writing, of the decision to impose such requirements and such decision shall be considered a reviewable administrative decision.

(c) A book shall not offer a specialized wagering proposition, or set or move its wagering odds, lines or limits, in an attempt to provide a benefit to a patron.

(d) A book shall not set lines or odds, or offer wagering propositions, designed for the purposes of ensuring that a patron will win a wager or series of wagers.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.14 Communications Technology

(a) Before installing or permitting the installation of any communications technology on the premises of a book, the book shall notify the Executive Director in writing of the location and number or other identifier of each communications technology and shall obtain the written approval of the Executive Director for each communications technology. The Executive Director may condition the approval in any manner the Executive Director considers appropriate.

(b) Before a book accepts any wagering communications, the book must obtain the written approval of the Executive Director to accept such wagering communications and wagering instructions, and thereafter use only the communications technology approved for that purpose.

The book must obtain written permission from the Executive Director by July 1st of each calendar year to continue using the communications technology.

(c) As a condition to the granting of the privilege of having communications technology upon the licensed premises, the book shall be deemed to have consented to the authority of the Executive Director to require the immediate removal of any communications technology from the licensed premises at any time without prior notice of hearing. After any such removal, the book may request a hearing as to whether or not circumstances may warrant the permanent revocation of the privilege of having communications technology upon the premises.

(d) Upon the request of the commission, a book shall provide a written consent for the commission to examine and copy the records of any telephone, telegraph, or other communications company or utility that pertain to the operation of the book.

Source: Miss. Code Ann. § 75-76-89.

Rule 3.15 Sports Pool or Race Book Wagering by Electronic Means

(a) Notwithstanding any other provision of these regulations to the contrary, the Executive Director may authorize electronic wagering to be conducted within an approved casino and hotel facility on mobile devices as approved by the Executive Director.

(b) Approved mobile gaming requires, at a minimum, the following:

1. The player shall establish a wagering account through the property where mobile gaming will be conducted, and an initial verification of the account must be done in-person by a patron at the licensee's premises before the acceptance of any wager that will utilize mobile wagering;
2. Wagers shall only be placed within a facility approved by the Executive Director for mobile gaming; and
3. The Executive Director authorizes the device application for mobile gaming; provided that the Executive Director may establish any additional or more stringent licensing and other regulatory requirements necessary for the proper implementation and conduct of mobile gaming as authorized herein.

(c) For the purposes of this provision, the approved facility shall include any area located within the property boundaries of the casino hotel facility that the Executive Director determines is legal for gaming. This shall not include parking garages or parking areas of a casino hotel facility.

(d) The Executive Director shall ascertain and ensure, pursuant to rules and regulations issued by the commission to implement mobile gaming pursuant to this provision, that mobile gaming shall not extend outside of the property boundaries of the casino hotel facility authorized for gaming.

Source: Miss. Code Ann. §§ 75-76-89, 75-76-89, and 97-33-1.

Rule 3.16 Required Personnel; Records and Forms

- (a) Each book shall employ or engage the services of a sports wagering manager, or similar employee, with experience and expertise in the operations of a sports book.
- (b) Books shall create and maintain the records and reports required by this regulation in such manner and using such forms as the Executive Director may require or approve. The Executive Director may require books to create and maintain such other records and reports as are necessary or convenient for strict regulation of books. Except as otherwise provided in this regulation, books shall preserve the records required by this regulation for at least 3 years after they are made. The commission may at any time examine and copy the records of any book. Each book shall comply with all other applicable regulations of the commission to the extent not in conflict with this regulation.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-33.

Rule 3.17 Accounting

- (a) Each licensee shall prepare and maintain in a manner suitable to the commission, complete and accurate accounting records which includes the amount wagered at each book, the gross revenue generated from wagers, and federal excise taxes paid.
- (b) The gross gaming revenue received by a licensee from sports wagering shall be calculated as the amount wagered minus the winnings returned to players on those wagers (before paying taxes and operating costs). Gross gaming revenue from sports wagering shall be added to gross gaming revenue from other gaming operations for taxation purposes.

Source: Miss. Code Ann. §§ 75-76-89, 75-76-45, 75-76-47, and 75-76-49

Rule 3.18 Global Risk Management

- (a) A book engaging in global risk management may provide direction, management, consultation, and/or instruction to the operator of a wagering pool located in a permissible jurisdiction concerning:
 - 1. The management of risks associated with a wagering pool for a race or sporting event or any other event for which the wagering pool is permitted to accept wagers;
 - 2. The determination of where lines, point spreads, odds, or other activity relating to betting or wagering are initially set and the determination of whether to change such lines, point spreads, odds, or other activity relating to betting or wagering;
 - 3. Whether or not to accept or reject bets or wagers, to pool bets or wagers, or to lay off bets or wagers;
 - 4. The use, transmittal, and accumulation of information and data for the purpose of providing global risk management; and
 - 5. Any other activity associated with a wagering pool if approved in writing by the Executive Director prior to a book commencing direction, management, consultation, and/or instruction concerning the activity.

(b) A book which intends to provide global risk management shall:

1. Enter into a written agreement to provide global risk management with any operator of a wagering pool to which the book proposes to provide global risk management. A copy of such executed agreement with an operator of a wagering pool located outside of Mississippi shall be provided to the Executive Director no later than the date on which the book commences global risk management for the operator of the wagering pool;
2. Provide details to the Executive Director regarding any permissible jurisdiction other than Mississippi where the book intends to provide global risk management no later than the date on which the book commences global risk management in such permissible jurisdiction;
3. No later than the date on which a book commences global risk management, submit the book's systems of accounting and internal control utilized for global risk management to the Executive Director. Such systems must include provisions for complying with all federal laws and regulations; and
4. Provide such other information as the Executive Director may require concerning global risk management.

(c) In addition to the requirements contained in subsection (b) of this section, at least 30 days prior to providing global risk management to a Mississippi licensee, a book shall submit to the Executive Director the written agreement for the global risk management provided to the Mississippi licensee. The Executive Director may object in writing to such agreements in the Executive Director's sole and absolute discretion. If the Executive Director objects to an agreement, the book shall not provide global risk management to the Mississippi licensee until the book has resubmitted the agreement to the Executive Director, and the Executive Director has indicated in writing that he does not object to the resubmitted agreement.

Source: Miss. Code Ann. §§ 75-76-89, 75-76-103, 75-76-275.

Rule 3.19 Sports Integrity

(a) Licensees shall adopt approved internal controls to identify wagers which may indicate cheating, manipulation, interference with the regular conduct of sport, or violations of the integrity of any sport on which wagers were made.

(b) Licensees shall file as soon as reasonably possible, but in no case more than twelve (12) hours, an integrity alert report detailing the suspicious activity to the Executive Director, or his designee, on forms provided by the Mississippi Gaming Commission.

(c) If the Executive Director deems the threat credible, he may send the alert to other licensees and may suspend betting or require that wagers be voided on the event(s).

(d) If a Licensee receives notice of suspicious activity at another property, they must respond within twelve (12) hours to confirm or deny similar betting trends and activity.

(e) In the event of generating or receiving an alert, the licensees affected shall maintain all relevant information regarding the bet and the bettor.

(f) Information contained in alerts may be shared with law enforcement, sports governing bodies, or other entities as deemed necessary by the Executive Director to maintain the integrity of wagering in Mississippi. A licensee and its directors, officers, employees, or agents shall maintain the confidentiality of information provided by a sports governing body to the licensee,

unless disclosure is required by the Mississippi Gaming Control Act, the Commission or court order.

(g) The Executive Director may impose any additional conditions reasonably necessary on a licensee to address risks to the integrity of sport and sports betting.

Source: Miss. Code Ann. §§ 75-76-3, 75-76-89 and 75-76-103

Part 9 Chapter 4: PARI-MUTUEL WAGERING

Rule 4.1 Policy

(a) It is the policy of the Commission that pari-mutuel betting on sporting events is materially different from other types of gaming and that the public health, safety, morals, good order and general welfare of the inhabitants of the State of Mississippi require stringent regulation of pari-mutuel wagering in accordance with applicable law, including, but not limited to the Interstate Horseracing Act; accordingly, licensees operating pari-mutuel wagering facilities on sporting events and races are required to comply with the following regulation in addition to the previous regulations of Part 9, and to any regulation applicable to gaming licenses in general.

Source: Miss. Code Ann. §§ 75-76-5, 75-76-55, and 75-76-89.

Rule 4.2 Definitions

- (a) "Breakage" means odd cents arising from the computation of odds and payouts on amounts wagered on a simulcast horse race, as determined by the law governing the sending track.
- (b) "Casino simulcasting" means the simultaneous transmission by picture of running or harness horse or greyhound races conducted at racetracks to casino licensees and pari-mutuel wagering at Race books operated by casino licensees on the results of those races.
- (c) "Entrant" means a participant in a race, sporting event or contest upon which a wager may be placed as to the participants' finishing position in the event.
- (d) "Entry" means two (2) or more entrants competing in a given event and coupled because of common ties as determined by the regulations governing racing at the sending track.
- (e) "Event" means an individual race, game or contest wherein pari-mutuel wagering is conducted upon the competing entrants.
- (f) "Field" means all the entrants in an event whose assigned numerical designation exceeds one less than the numbering capacity of the post positions on the tote board.
- (g) "Gross pool" means the total amount of money wagered on the outcome of a particular event without any deduction therefrom.
- (h) "Licensee" means as used herein, a person to whom a pari-mutuel wagering license has been issued by the Mississippi Gaming Commission.
- (i) "Out-of-State sending track" means a racetrack in a jurisdiction other than the State of Mississippi which is authorized to conduct casino simulcasting and the operator of which is lawfully permitted to conduct a horse or greyhound race and to provide simulcast horse or greyhound races to a casino licensee.
- (j) "Pari-mutuel" means a system of wagering on a race or sporting event whereby the winners divide the total amount bet, after deducting commission, fees, and taxes, in proportion to the amount individually wagered.
- (k) "Pari-mutuel machine" means a mechanical, electrical or other device which is connected to a totalisator and which generates pari-mutuel tickets and credit vouchers, reads pari-mutuel tickets and receives from the totalisator the amount to be paid for winning, cancelled or refunded pari-mutuel tickets, and reads credit vouchers and calculates the amount to be paid therefor.
- (l) "Pari-mutuel ticket" means a paper ticket or electronic transaction representing such ticket issued by a pari-mutuel machine or a self-service pari-mutuel machine which represents a wager

on a simulcast horse race.

(m) "Simulcast horse race" means a running or harness horse race or greyhound race conducted at a racetrack which is simultaneously transmitted by picture to a casino licensee.

(n) "Totalisator" means a computer system which directly or indirectly through one or more other totalisator systems, receives pari-mutuel wagering information, calculates payoffs for winning pari-mutuel tickets, generates reports with respect to such information, and automatically ceases wagering, in accordance with internal controls, in the event that the transmission of data from a sending track has been interrupted.

(o) "Win, place, show" refers to the entrants respectively placing first, second and third in the outcome of an event; also refers to the respective wagers or pools.

Source: Miss. Code Ann. §§ 75-76-5, 75-76-55, and 75-76-89.

Rule 4.3 Simulcasting

(a) A casino licensee may, with approval from the Executive Director and subject to all applicable state and federal statutes and regulations, conduct casino simulcasting and pari-mutuel wagering on races from an out-of-state sending track which has been approved by the applicable racing regulatory body of those states to participate in casino simulcasting.

(b) A sending track which transmits any race to a casino simulcasting facility in this state shall offer to transmit such races to all casino simulcasting facilities in this state.

(c) Agreements for casino simulcasting between a casino licensee and a sending track shall be in writing and shall be filed with the Executive Director. Such agreements may be negotiated on behalf of casino licensees by an entity jointly established by casino licensees.

(d) Every agreement between a casino licensee and a sending track shall define, and provide for the distribution of, outstanding pari-mutuel tickets, and define, and provide for the allocation of losses in the event of, a minus pari-mutuel pool. Every such agreement shall also provide for manual merging in the event of a systems or communications failure and shall further set forth a procedure, acceptable to the Executive Director, which shall be followed in the event that manual merging is not possible.

(e) Except as otherwise provided, sums wagered in a casino simulcasting facility on horse races at an out-of-State sending track shall be combined with comparable pari-mutuel pools at the out-of-State sending track, and the types of wagering, takeout, distribution of winnings, rules of racing and percentage of deposits remaining undistributed from pari-mutuel pools after payment is made to winning ticket holders shall be determined in accordance with the law or policy applicable to the out-of-State sending track.

(f) All manufacturers, suppliers and repairers of simulcast wagering equipment, including totalisators, pari-mutuel machines, self-service pari-mutuel machines and credit voucher machines, to casino licensees shall be licensed in accordance with the provisions of the Gaming Control Act and the Mississippi Gaming Commission regulations.

Source: Miss. Code Ann. § 75-76-89.

Rule 4.4 Commissions and taxes

(a) A licensee shall deduct from a gross pool commissions as established by the sending track. Applicable gaming taxes shall be applied to the commission deducted. The tax due shall not be reduced by minus pools or otherwise.

Source: Miss. Code Ann. §§ 75-76-89 and 75-76-177.

Rule 4.5 Accounting

(a) Each licensee shall prepare and maintain in a manner suitable to the commission, complete and accurate accounting records, information and data which shall be generated by an approved computer system and which reflects the following on a daily basis for each event upon which pari-mutuel wagering was held:

1. Gross amount wagered on each event;
2. Gross and net amounts of each pool;
3. Commissions deducted;
4. Tax and breakage on each pool;
5. Number and value of tickets sold on each pool;
6. Final odds;
7. Payoff prices; and
8. The amount paid on all winning pari-mutuel tickets.

(b) A daily reconciliation of all cash received and paid on each pool of each event shall be recorded along with the cash count of the money room.

(c) The gross revenue received by a licensee from pari-mutuel wagering shall be calculated and added to gross gaming revenue from other gaming operations for taxation purposes. Gross revenue includes the amount of the commission received by a licensee that is deducted from a pari-mutuel wagering pool, plus breakage and the face amount of unpaid winning tickets that remain unpaid for a period specified by the Mississippi Gaming Commission

Source: Miss. Code Ann. §§ 75-76-45, 75-76-49 and 75-76-89.

Rule 4.6 Operation of pari-mutuel facilities

(a) The pari-mutuel operation shall be conducted by the licensee under the control and supervision of a mutuel manager who, along with all ticket sellers, cashiers, and money counters, shall be an employee of the licensee. A pari-mutuel operation shall be conducted in an area of the licensee's premises authorized for gaming and approved in advance by the Executive Director.

(b) Should any portion of the mutuel operation be subcontracted to any person or entity other than the licensee, such arrangement shall first be approved by the Executive Director which may require such person or entity or their employees to be licensed.

(c) All patron complaints made on property must be registered at an information window; a written report as to the substance and disposition of the complaint shall be made, and copy thereof delivered to the Commission as soon as reasonably practicable.

(d) The general operation of the pari-mutuel shall be directed by a mutuel manager, who also may serve as a licensee's sports book manager, who shall have extensive experience in the operation of pari-mutuel wagering.

(e) Total responsibility shall rest with the mutuel manager for:

1. The entire operation of pari-mutuel wagering in accordance with this regulation;
2. The correct computation of pools, odds, breakage, payouts, commissions, and taxes; and
3. The conduct of all persons directly or indirectly employed in the mutuel department.

(f) Any emergency arising from the operation of the pari-mutuel, not covered by this regulation and requiring immediate action, shall be handled by the mutuel manager who shall make the necessary decisions and render a report to the commission within 24 hours.

Source: Miss. Code Ann. § 75-76-89.

Rule 4.7 Computation Equipment

(a) An electronic totalisator shall be used for each event upon which pari-mutuel wagering is conducted, unless written consent is given by the commission to use different equipment or methods. The equipment must automatically: register the total amount wagered in each mutuel pool; the total amount wagered on each participant in a game or race for win, place and show; the total amount wagered on each combination in each exotic pool offered by the sending track, and shall issue a ticket representing each wager comprising each required total.

(b) A license may not be issued until such tests as required and performed by the commission have been made and the equipment conforms to the requirements of these regulations, the commission, and any other applicable governing body of the pari-mutuel wagering that is to be conducted.

(c) The licensee may be required to conduct such test as the commission may prescribe from time to time upon totalisators and ancillary equipment.

(d) Failure of the totalisator to meet the requirements as established by these regulations and the commission shall be grounds for ordering the suspension of pari-mutuel wagering until such time as the deficiencies have been corrected.

(e) The totalisator shall calculate the total amounts in each pool and the amounts wagered on each entrant or combination from time to time as wagering progresses. Win odds, probable pays and will-pays shall be prominently displayed to the wagering public on simulcast video generated from the sending track.

(f) The totalisator shall be designed so that all ticket machines shall automatically lock and close upon the activation of the off bell which must be activated no later than the start of the event.

(g) A report of any faulty operation of the totalisator or tote board shall be filed with the commission within 24 hours following the malfunction.

(h) Whenever the totalisator mechanism fails and a Mississippi licensee's casino simulcast wagers are not included in the host track pools, all moneys wagered on the sporting event shall be refunded.

(i) Pari-mutuel wagering records shall be retained for a period of 3 years.

Source: Miss. Code Ann. § 75-76-89.

Rule 4.8 Wagers

(a) All pari-mutuel wagers shall be made only in cash, chips, tokens or other representatives of value of the licensee and must be consummated on the licensed premises.

(b) No pari-mutuel ticket shall be sold to, or cashed for, a person under 21 years of age.

(c) Resale of pari-mutuel tickets between individuals is prohibited and constitutes grounds for ejection from the premises wherein pari-mutuel wagering is conducted.

(d) Pari-mutuel tickets shall evidence or contain:

1. A designation for each race, game or event;
2. Entrant or player number;
3. Race or game number;
4. Date; and
5. Amount wagered.

(e) Pari-mutuel tickets shall be sold only through designated ticket windows or through approved self-service Pari-mutuel machines or other approved electronic method.

(f) When two or more entrants in an event are coupled on the same mutuel ticket, there shall be no refund unless all of the entrants so coupled are scratched from the wagering before the event begins.

(g) When no more than five entrants start an event, show wagering on the event may be deleted or cancelled.

(h) When no more than four entrants start an event, both place and show wagering on the event may be deleted or cancelled.

(i) Wagering on an event may be prohibited when less than three entrants start an event and both entrants are coupled in an entry.

(j) A refund shall be made of wagers placed on an entrant scratched before the betting has closed.

Source: Miss. Code Ann. § 75-76-89.

Rule 4.9 Wagering, Computations and Payoffs

(a) Sums wagered at a casino simulcasting facility on horse races at an out-of-State sending track shall be combined with comparable pari-mutuel pools at the out-of-State sending track, and the types of wagering, takeout, distribution of winnings, rules of racing and percentage of deposits remaining undistributed from pari-mutuel pools after payment is made to winning ticket holders shall be determined in accordance with the law or policy applicable to the out-of-State sending track.

(b) A sending track shall at all times inform a casino simulcasting facility of scratches and pool change information, and any scratch from a simulcast horse race after wagering has commenced shall be verified immediately from the sending track to the casino simulcasting facility.

(c) All pari-mutuel machines in a casino simulcasting facility shall be locked at off-time.

- (d) No ticket may be issued after the totalisator has been locked or wagering has ceased, whichever occurs first.
- (e) Prior to the opening of wagering on any simulcast horse race, an operator must clearly publish its rules governing the cancellation of pari-mutuel tickets.
- (f) From time to time as wagering progresses, win odds, probable pays and will-pays shall be prominently displayed to the wagering public on simulcast video generated from the sending track.

Source: Miss. Code Ann. § 75-76-89.

Rule 4.10 Payment on wagers

- (a) Payment of wagers will be made only on presentation of appropriate pari-mutuel tickets. Any claim by a bettor that a wrong ticket has been delivered to him at the mutuel ticket window must be made before leaving the window, and thereafter no such claim may be considered.
- (b) A licensee shall cash all valid un mutilated winning tickets when such tickets are presented for payment during the course of the day when sold and for the period of at least 30 days thereafter. Subsequent thereto, the licensee shall have no liability relating to such tickets, providing the premises are conspicuously posted with signs stating that winning tickets must be presented for payment within 30 days from date of issuance (or longer period if chosen by the licensee), and that each ticket issued shall also bear a similar notation
- (c) The licensee shall have no obligation or liability for tickets thrown away, lost, changed, destroyed, or mutilated beyond identification. In the case of mutilated tickets when the portions of the tickets presented are sufficient to definitely identify the ticket as a winning ticket, the licensee may accept the mutilated ticket and make payment without the necessity of the ticket holder submitting a claim to the commission.
- (d) In the event of a dispute over the validity of a ticket, the licensee may accept from the holder of such ticket a written and verified claim to be filed by the licensee with the commission, and the commission will render a decision as to payment.
- (e) Every licensee shall carry on its books an account which shows the total payoff amount of outstanding unredeemed mutuel tickets representing winning tickets not presented for payment.
- (f) A payoff shall not be less than the amount wagered.
- (g) The entire loss resulting from a minus pool shall be borne by the licensee.
- (h) Any error made in posting on the tote board of the payoff prices shall be promptly corrected, and the public immediately advised of the correction.
- (i) If an error occurs in payment upon tickets cashed or entitled to be cashed, and as a result the pool involved is not correctly distributed among the winning ticket holders, the following shall apply:
 - 1. The licensee shall bear the cost of any overpayment.
 - 2. In the event of under-payment:
 - i. The licensee shall accept timely claims, pay each claim, or a part thereof, which it determines to be valid; notice shall be given to any claimant whose claim is rejected.

- ii. Any person whose claim is rejected by the licensee may, within 30 days from the date notice of rejection is received, request the commission to determine the validity of the claim. The failure to file such request with the commission within 30 days shall constitute a waiver of the claim, provided the claimant has received notice of a right of appeal to the commission.
- iii. A hearing before the commission shall be held on each claim timely filed, and the commission may determine a claim to be valid, in whole or in part, and thereafter order the licensee to make payment accordingly.
- iv. Claims not filed with the licensee within 30 days inclusive of the date on which the under-payment was discovered shall be deemed waived, and the licensee shall have no further liability therefor.

Source: Miss. Code Ann. § 75-76-89.