

**Proposed Substitute
Bill No. 192**

LCO No. 3022

AN ACT CONCERNING DAILY FANTASY SPORTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) For the purposes of this
2 section:

3 (1) "Daily fantasy sports contest" means a contest in which the offer
4 or award of a prize is connected to the statistical performance or
5 finishing position of one or more individual competitors in an
6 underlying amateur or professional sports competition, but does not
7 include the offer or award of a prize to a winner of or competitor in the
8 underlying competition itself; and

9 (2) "Contest of chance" means a contest in which the outcome of
10 such contest depends in a material degree upon an element of chance.

11 (b) The Commissioner of Consumer Protection shall adopt
12 regulations, in accordance with the provisions of chapter 54 of the
13 general statutes, to protect contest participants who play daily fantasy
14 sports contests for prizes from unfair or deceptive acts or practices that
15 may arise in such contest. Such regulations shall include, but need not
16 be limited to: (1) A provision that daily fantasy sports contests are not
17 contests of chance; (2) a prohibition of daily fantasy sports operators
18 allowing persons under the age of twenty-one from playing any daily

19 fantasy sports contest held or promoted by such operators; (3)
20 protections of contest participants' funds on deposit with daily fantasy
21 sports operators; (4) requirements regarding truthful advertising by
22 daily fantasy sports operators; (5) procedures to ensure the integrity of
23 all daily fantasy sports contests offered in this state; (6) protections for
24 problem gamblers; (7) a registration requirement for daily fantasy
25 sports operators; (8) an initial fifty thousand dollar registration fee for
26 such operators; and (9) an annual registration renewal fee not to
27 exceed ten thousand dollars for each such operator.

28 (c) A violation of the regulations adopted pursuant to subsection (b)
29 of this section shall be an unfair or deceptive act or practice in the
30 conduct of trade or commerce under subsection (a) of section 42-110b
31 of the general statutes.

32 Sec. 2. Subdivision (2) of section 53-278a of the general statutes is
33 repealed and the following is substituted in lieu thereof (*Effective from*
34 *passage*):

35 (2) "Gambling" means risking any money, credit, deposit or other
36 thing of value for gain contingent in whole or in part upon lot, chance
37 or the operation of a gambling device, including the playing of a casino
38 gambling game such as blackjack, poker, craps, roulette or a slot
39 machine, but does not include: Legal contests of skill, speed, strength
40 or endurance in which awards are made only to entrants or the owners
41 of entries; legal business transactions which are valid under the law of
42 contracts; activity legal under the provisions of sections 7-169 to 7-186,
43 inclusive; any lottery or contest conducted by or under the authority of
44 any state of the United States, Commonwealth of Puerto Rico or any
45 possession or territory of the United States; [and] other acts or
46 transactions expressly authorized by law on or after October 1, 1973,
47 and daily fantasy sports contests, as defined in section 1 of this act;

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	New section
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Sec. 2	<i>from passage</i>	53-278a(2)
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