



General Assembly

Substitute Bill No. 6451

January Session, 2021



**AN ACT CONCERNING GAMING AGREEMENTS WITH THE
MASHANTUCKET PEQUOT TRIBE AND THE MOHEGAN TRIBE OF
INDIANS OF CONNECTICUT.**

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

1 Section 1. (NEW) (*Effective July 1, 2021*) For the purposes of this
2 section and sections 2 to 10, inclusive, of this act:

3 (1) "Electronic wagering platform" means the combination of
4 hardware, software and data networks used to manage, administer,
5 offer or control sports wagering or commercial casino gaming over the
6 Internet, including through an Internet web site or a mobile device;

7 (2) "E-sports" means electronic sports and competitive video games
8 played as a game of skill;

9 (3) "Fantasy contest" has the same meaning as provided in section 12-
10 578aa of the general statutes;

11 (4) "Gross gaming revenue from keno" means the total of all sums
12 actually received by the Connecticut Lottery Corporation from
13 operating keno both through lottery sales agents and through the
14 corporation's Internet web site, online service or mobile application less
15 the total of all sums paid as winnings to patrons and any federal excise

16 tax applicable to such sums received, provided (A) the total of all sums
17 paid as winnings to such patrons shall not include the cash equivalent
18 value of any merchandise or thing of value included in a jackpot or
19 payout, and (B) coupons or credits that are issued to patrons as part of
20 a promotional program and actually played by the patrons shall not be
21 included in the calculation of gross gaming revenue, provided if the
22 aggregate amount of such coupons and credits played during a calendar
23 month (i) exceeds twenty-five per cent of the total amount of gross
24 gaming revenue for that month, for any month during the first year of
25 the operation of keno pursuant to section 4 of this act, (ii) exceeds twenty
26 per cent of the total amount of gross gaming revenue for that month, for
27 any month during the second year of the operation of keno pursuant to
28 section 4 of this act, or (iii) exceeds fifteen per cent of the total amount
29 of gross gaming revenue for that month, for any month during the third
30 or succeeding year of the operation of keno pursuant to section 4 of this
31 act, then twenty-five per cent of the applicable excess face amount of
32 coupons or credits used in such calendar month shall be included in the
33 calculation of gross gaming revenue;

34 (5) "Gross gaming revenue from online casino gaming" means the
35 total of all sums actually received by an operator of online casino
36 gaming less the total of all sums paid as winnings to patrons of the
37 operator of online casino gaming and any federal excise tax applicable
38 to such sums received, provided (A) the total of all sums paid as
39 winnings to such patrons shall not include the cash equivalent value of
40 any merchandise or thing of value included in a jackpot or payout, and
41 (B) coupons or credits that are issued to patrons as part of a promotional
42 program and actually played by the patrons shall not be included in the
43 calculation of gross gaming revenue, provided if the aggregate amount
44 of such coupons and credits played during a calendar month (i) exceeds
45 twenty-five per cent of the total amount of gross gaming revenue for
46 that month, for any month during the first year of the operation of online
47 casino gaming, (ii) exceeds twenty per cent of the total amount of gross
48 gaming revenue for that month, for any month during the second year
49 of the operation of online casino gaming, or (iii) exceeds fifteen per cent

50 of the total amount of gross gaming revenue for that month, for any
51 month during the third or succeeding year of the operation of online
52 casino gaming, then twenty-five per cent of the applicable excess face
53 amount of coupons or credits used in such calendar month shall be
54 included in the calculation of gross gaming revenue;

55 (6) "Gross gaming revenue from sports wagering" means the total of
56 all sums actually received by an operator of sports wagering less the
57 total of all sums paid as winnings to patrons of the operator of sports
58 wagering and any federal excise tax applicable to such sums received,
59 provided (A) the total of all sums paid as winnings to such patrons shall
60 not include the cash equivalent value of any merchandise or thing of
61 value included in a jackpot or payout, and (B) coupons or credits that
62 are issued to patrons as part of a promotional program and actually
63 played by the patrons shall not be included in the calculation of gross
64 gaming revenue, provided if the aggregate amount of such coupons and
65 credits played during a calendar month (i) exceeds twenty-five per cent
66 of the total amount of gross gaming revenue for that month, for any
67 month during the first year of the operation of sports wagering, (ii)
68 exceeds twenty per cent of the total amount of gross gaming revenue for
69 that month, for any month during the second year of the operation of
70 sports wagering, or (iii) exceeds fifteen per cent of the total amount of
71 gross gaming revenue for that month, for any month during the third or
72 succeeding year of the operation of sports wagering, then twenty-five
73 per cent of the applicable excess face amount of coupons or credits used
74 in such calendar month shall be included in the calculation of gross
75 gaming revenue;

76 (7) "Indian lands" has the same meaning as provided in the Indian
77 Gaming Regulatory Act, 25 USC 2703;

78 (8) "Keno" has the same meaning as provided in section 12-801 of the
79 general statutes, as amended by this act;

80 (9) "Lottery draw game" means any game in which one or more
81 numbers, letters or symbols are randomly drawn at predetermined

82 times, from a range of numbers, letters or symbols, and prizes are paid
83 to players possessing winning plays, as set forth in each game's official
84 game rules. "Lottery draw game" does not include keno;

85 (10) "Mashantucket Pequot memorandum of understanding" means
86 the memorandum of understanding entered into by and between the
87 state and the Mashantucket Pequot Tribe on January 13, 1993, as
88 amended from time to time;

89 (11) "Mashantucket Pequot procedures" means the Final
90 Mashantucket Pequot Gaming Procedures prescribed by the Secretary
91 of the United States Department of the Interior pursuant to 25 USC
92 2710(d)(7)(B)(vii) and published in 56 Federal Register 24996 (May 31,
93 1991), as amended from time to time;

94 (12) "Mohegan compact" means the Tribal-State Compact entered
95 into by and between the state and the Mohegan Tribe of Indians of
96 Connecticut on May 17, 1994, as amended from time to time;

97 (13) "Mohegan memorandum of understanding" means the
98 memorandum of understanding entered into by and between the state
99 and the Mohegan Tribe of Indians of Connecticut on May 17, 1994, as
100 amended from time to time;

101 (14) "Online casino gaming" means (A) slots, blackjack, craps,
102 roulette, baccarat, poker and video poker, bingo, live dealer and other
103 peer-to-peer games, and any variations of them, and (B) any games
104 authorized by the Department of Consumer Protection, conducted over
105 the Internet, including through an Internet web site or a mobile device,
106 through an electronic wagering platform that does not require a bettor
107 to be physically present at a facility;

108 (15) "Online sports wagering" means sports wagering conducted over
109 the Internet, including through an Internet web site or a mobile device,
110 through an electronic wagering platform that does not require a sports
111 bettor to be physically present at a facility that conducts retail sports
112 wagering;

113 (16) "Retail sports wagering" means sports wagering using any
114 system or method of wagering requiring a sports bettor to be physically
115 present at a facility in this state;

116 (17) "Skin" means the branded or cobranded name and logo on the
117 interface of an Internet web site or a mobile application that bettors use
118 to access an electronic wagering platform for online casino gaming or
119 online sports wagering;

120 (18) "Sporting event" means any (A) sporting or athletic event at
121 which two or more persons participate and receive compensation in
122 excess of actual expenses for such participation in such sporting or
123 athletic event, (B) sporting or athletic event sponsored by an
124 intercollegiate athletic program of an institution of higher education, or
125 (C) e-sports. "Sporting event" does not include horse racing or a sporting
126 or athletic event sponsored by a minor league; and

127 (19) "Sports wagering" means risking or accepting any money, credit,
128 deposit or other thing of value for gain contingent in whole or in part,
129 (A) by any system or method of wagering, including, but not limited to,
130 in person or over the Internet through an Internet web site or a mobile
131 device, and (B) based on (i) a sporting event or a portion or portions of
132 a sporting event, including future or propositional events during such
133 an event, or (ii) the individual performance statistics of an athlete or
134 athletes in a sporting event or a combination of sporting events. "Sports
135 wagering" does not include the payment of an entry fee to play a fantasy
136 contest or an entry fee to participate in e-sports.

137 Sec. 2. (NEW) (*Effective July 1, 2021*) (a) The Governor may enter into
138 amendments to the Mashantucket Pequot procedures and to the
139 Mashantucket Pequot memorandum of understanding with the
140 Mashantucket Pequot Tribe and amendments to the Mohegan compact
141 and to the Mohegan memorandum of understanding with the Mohegan
142 Tribe of Indians of Connecticut, or new compacts with the
143 Mashantucket Pequot Tribe or the Mohegan Tribe of Indians of
144 Connecticut, or both, to:

145 (1) Permit the Mashantucket Pequot Tribe and Mohegan Tribe of
146 Indians of Connecticut to conduct (A) retail sports wagering on Indian
147 lands, (B) online sports wagering, provided an individual may only
148 place a sports wager through such online sports wagering if the
149 individual is physically present on Indian lands when placing the
150 wager, and (C) fantasy contests on Indian lands;

151 (2) Provide that any new compact or amendment to the
152 Mashantucket Pequot procedures and the Mohegan compact shall not
153 terminate the moratorium against the operation of video facsimile
154 games by the Mashantucket Pequot Tribe and the Mohegan Tribe of
155 Indians of Connecticut on each tribe's reservation, and include
156 provisions in any new compact or amendment to each tribe's
157 memorandum of understanding that the new compact or amendment
158 does not relieve each tribe from each tribe's obligation to contribute a
159 percentage of the gross operating revenues of video facsimile games to
160 the state as provided in each tribe's memorandum of understanding, if
161 state law at any time authorizes:

162 (A) The Mashantucket Pequot Tribe and the Mohegan Tribe of
163 Indians of Connecticut to each operate outside of Indian lands (i) one
164 skin for online sports wagering; (ii) one skin for online casino gaming;
165 and (iii) fantasy contests;

166 (B) The Connecticut Lottery Corporation to operate (i) retail sports
167 wagering at up to fifteen facilities throughout the state, any number of
168 which may be located at facilities specified in section 12-571a of the
169 general statutes and operated by the person or business organization
170 licensed to operate the off-track betting system pursuant to chapter 226
171 of the general statutes, provided no facility shall be located within
172 twenty-five miles of Indian lands; (ii) one skin for online sports
173 wagering outside of Indian lands, provided such skin is not operated or
174 co-branded with a tribal or commercial casino owner or operator, and
175 does not promote or market retail commercial casino gaming of any
176 kind; (iii) a program to sell lottery tickets for lottery draw games
177 through the corporation's Internet web site, online service or mobile

178 application, provided lottery drawings occur regularly and not more
179 frequently than once every four minutes; and (iv) keno both through
180 lottery sales agents and through the corporation's Internet web site,
181 online service or mobile application, provided drawings occur not more
182 frequently than once every three minutes and the state makes payments
183 to the Mashantucket Pequot Tribe and the Mohegan Tribe of Indians of
184 Connecticut each in the amount of twelve and one-half per cent of the
185 gross gaming revenue from keno; and

186 (C) A person or entity to be licensed to operate fantasy contests
187 outside of Indian lands.

188 (3) Provide that any amendment or new compact entered into
189 pursuant to this section, except a provision of such an amendment or
190 new compact entered into pursuant to subparagraph (B)(iii) of
191 subdivision (2) of this subsection or related to keno through lottery sales
192 agents and entered into pursuant to subparagraph (B)(iv) of subdivision
193 (2) of this subsection, shall be valid for an initial term of ten years and
194 an optional five-year renewal term, provided any such renewal term
195 shall only be effective if mutually consented to and exercised by the
196 Governor and both the Mashantucket Pequot Tribe and the Mohegan
197 Tribe of Indians of Connecticut;

198 (4) Provide that the authority of either the Mashantucket Pequot
199 Tribe or the Mohegan Tribe of Indians of Connecticut to conduct online
200 sports wagering, online casino gaming and fantasy contests outside of
201 Indian lands shall cease if the tribe operates E-bingo machines for
202 purposes of class II gaming under the Indian Gaming Regulatory Act,
203 25 USC 2701, et seq., at a casino on Indian lands in this state at any time
204 during the ten-year initial term of the amendments or new compacts, as
205 described in subdivision (3) of this subsection, provided such cessation
206 of authority for either tribe shall not affect the authorization of the other
207 tribe or the Connecticut Lottery Corporation to conduct activities
208 authorized pursuant to this subsection; and

209 (5) Provide that the amendments or new compacts entered into

210 pursuant to this section, except a provision of such an amendment or
211 new compact entered into pursuant to subparagraph (B)(iii) of
212 subdivision (2) of this subsection or related to keno through lottery sales
213 agents and entered into pursuant to subparagraph (B)(iv) of subdivision
214 (2) of this subsection, shall cease to be effective if:

215 (A) Any provision of an amendment or new compact entered into
216 pursuant to this section, other than a provision of such an amendment
217 or new compact entered into pursuant to subparagraph (B)(iii) of
218 subdivision (2) of this subsection or related to keno through lottery sales
219 agents and entered into pursuant to subparagraph (B)(iv) of subdivision
220 (2) of this subsection, is held invalid by a court of competent jurisdiction
221 in a final judgment which is not appealable;

222 (B) Any provision of sections 1 to 10, inclusive, of this act, except for
223 those provisions regarding keno through lottery sales agents and the
224 sale of lottery tickets for lottery draw games through the corporation's
225 Internet web site, online service or mobile application, is held invalid by
226 a court of competent jurisdiction in a final judgment which is not
227 appealable; or

228 (C) Any amendment made to the provisions of the general statutes
229 pursuant to this act, except for those regarding keno through lottery
230 sales agents and the sale of lottery tickets for lottery draw games
231 through the corporation's Internet web site, online service or mobile
232 application, is held invalid by a court of competent jurisdiction in a final
233 judgment which is not appealable.

234 (b) Notwithstanding the provisions of section 3-6c of the general
235 statutes, each amendment or new compact, or renewal thereof, entered
236 into by the Governor with the Mashantucket Pequot Tribe or Mohegan
237 Tribe of Indians of Connecticut pursuant to subsection (a) of this section
238 shall be considered approved by the General Assembly under section 3-
239 6c of the general statutes upon the Governor entering into such an
240 agreement or new compact, or renewal thereof, without any further
241 action required by the General Assembly.

242 (c) Any amendments or new compacts entered into pursuant to this
243 section shall be effective and final upon approval by the Secretary of the
244 United States Department of Interior in accordance with federal law. If
245 such approval is overturned by a court of competent jurisdiction in a
246 final judgment, which is not appealable, the provisions of sections 1 to
247 10, inclusive, of this act, and the amendments made to provisions of the
248 general statutes pursuant to this act, shall cease to be effective.

249 Sec. 3. (NEW) (*Effective July 1, 2021*) (a) The Commissioner of
250 Consumer Protection may issue licenses permitting the Mashantucket
251 Pequot Tribe to operate one skin for online sports wagering within the
252 state and one skin for online casino gaming within the state, provided:

253 (1) Amendments to the Mashantucket Pequot procedures and to the
254 Mashantucket Pequot memorandum of understanding or a new
255 compact with the Mashantucket Pequot Tribe, pursuant to section 2 of
256 this act, are effective;

257 (2) Regulations adopted by the commissioner pursuant to section 7 of
258 this act are effective; and

259 (3) Online sports wagering and online casino gaming is operated
260 pursuant to the provisions of sections 6 to 10, inclusive, of this act.

261 (b) The Commissioner of Consumer Protection may issue licenses
262 permitting the Mohegan Tribe of Indians of Connecticut to operate one
263 skin for online sports wagering within the state and one skin for online
264 casino gaming within the state, provided:

265 (1) Amendments to the Mohegan compact and to the Mohegan
266 memorandum of understanding, or a new compact with the Mohegan
267 Tribe of Indians of Connecticut, pursuant to section 2 of this act, are
268 effective;

269 (2) Regulations adopted by the commissioner pursuant to section 7 of
270 this act are effective; and

271 (3) Online sports wagering and online casino gaming are operated
272 pursuant to the provisions of sections 6 to 10, inclusive, of this act.

273 (c) Any license issued pursuant to subsection (a) or (b) of this section
274 shall expire (1) upon the expiration of any new compact or amendment,
275 or renewal thereof, entered into pursuant to section 2 of this act, or (2) if
276 the tribe holding such license operates E-bingo machines for purposes
277 of class II gaming under the Indian Gaming Regulatory Act, 25 USC
278 2701, et seq., at a casino on Indian lands in this state at any time during
279 the ten-year initial term of any amendment or new compact, as
280 described in subdivision (3) of subsection (a) of section 2 of this act.

281 (d) The Mashantucket Pequot Tribe or the Mohegan Tribe of Indians
282 of Connecticut may enter into an agreement with a person or entity for
283 the provision of services for a skin authorized pursuant to this section.

284 Sec. 4. (NEW) (*Effective July 1, 2021*) (a) If amendments to the
285 Mashantucket Pequot procedures and to the Mashantucket Pequot
286 memorandum of understanding with the Mashantucket Pequot Tribe
287 and amendments to the Mohegan compact and to the Mohegan
288 memorandum of understanding with the Mohegan Tribe of Indians of
289 Connecticut, or new compacts with the Mashantucket Pequot Tribe,
290 Mohegan Tribe of Indians of Connecticut, or both, pursuant to section 2
291 of this act, are effective, the Connecticut Lottery Corporation may
292 operate:

293 (1) Retail sports wagering pursuant to sections 6 to 8, inclusive, of this
294 act, at not more than fifteen facilities located throughout the state,
295 provided (A) no such facility shall be located within twenty-five miles
296 of Indian lands, (B) the corporation may develop new facilities in the
297 cities of Bridgeport and Hartford, and (C) any number of such fifteen
298 facilities may be located at facilities authorized pursuant to section 12-
299 571a of the general statutes and operated by the person or business
300 organization licensed to operate the off-track betting system pursuant
301 to chapter 226 of the general statutes, under an operating agreement
302 with such person or business organization;

303 (2) One skin for online sports wagering pursuant to sections 6 to 8,
304 inclusive, of this act;

305 (3) Keno through lottery sales agents of such corporation and through
306 the corporation's Internet web site, online service or mobile application,
307 provided:

308 (A) Any electronic platform or combination of hardware, software
309 and data networks used to manage, administer, offer or control keno
310 over the Internet, including through an Internet web site or a mobile
311 device, shall, at a minimum, be developed to: (i) Verify that an
312 individual with a keno account is eighteen years of age or older and is
313 located in the state, (ii) provide a mechanism to prevent the
314 unauthorized use of a keno account, and (iii) maintain the security of
315 data and other confidential information;

316 (B) Drawings may occur not more frequently than once every three
317 minutes; and

318 (C) The state shall make payments to the Mashantucket Pequot Tribe
319 and the Mohegan Tribe of Indians of Connecticut each in the amount of
320 twelve and one-half per cent of the gross gaming revenue from keno;
321 and

322 (4) A program to sell lottery tickets for lottery draw games through
323 the corporation's Internet web site, online service or mobile application,
324 provided:

325 (A) Lottery draw games for which tickets are sold through the
326 program occur regularly and not more frequently than once every four
327 minutes;

328 (B) The corporation submits to the Commissioner of Consumer
329 Protection official game rules for each lottery draw game the
330 corporation seeks to offer through the program, and the corporation
331 may not offer a lottery draw game through the program until the
332 commissioner approves, in writing, the official rules for such game;

333 (C) The corporation verifies that a person who establishes an online
334 lottery account to purchase a lottery ticket through such program is
335 eighteen years of age or older and is located in the state;

336 (D) Any transaction to sell lottery tickets shall be initiated and
337 received within the state;

338 (E) The program (i) allows a person to establish an online lottery
339 account and use a credit card, debit card or verified bank account to
340 purchase lottery tickets through such account, (ii) limits a person with
341 an online lottery account to the use of only one debit card or credit card,
342 and (iii) provides that any money in an online lottery account belongs
343 solely to the owner of the account and may be withdrawn by the owner;

344 (F) The corporation establishes a voluntary self-exclusion process to
345 allow a person to exclude himself or herself from establishing an online
346 lottery account or purchasing a lottery ticket through such program;

347 (G) At least every five years, the program is subject to an independent
348 review for responsible play as assessed by industry standards;

349 (H) The program provides responsible gambling and problem
350 gambling information;

351 (I) The corporation limits the amount of money a person may (i)
352 deposit into an online lottery account, and (ii) spend per day through
353 such program; and

354 (J) The results of lottery draw game drawings are displayed on the
355 corporation's Internet web site, online service or mobile application,
356 provided the lottery draw game drawings may not take place on the
357 corporation's Internet web site, online service or mobile application.

358 (b) The Connecticut Lottery Corporation shall not conduct any of the
359 activities authorized by subsection (a) of this section until regulations
360 concerning such activity are adopted and effective pursuant to section 7
361 of this act.

362 (c) After establishing a program to sell lottery tickets for lottery draw
363 games through the corporation's Internet web site, online service or
364 mobile application pursuant to subsection (a) of this section, the
365 corporation: (1) May implement initiatives to promote the purchase of
366 lottery tickets through lottery sales agents; (2) may implement initiatives
367 to promote the purchase of both online lottery draw games and the
368 purchase of lottery tickets through lottery sales agents; and (3) shall
369 conduct a public awareness campaign to educate the public regarding
370 responsible gambling and to inform the public of the programs available
371 for the prevention, treatment and rehabilitation of compulsive gamblers
372 in the state.

373 (d) The authority of the Connecticut Lottery Corporation to conduct
374 retail sports wagering pursuant to subdivision (1) of subsection (a) of
375 this section and online sports wagering pursuant to subdivision (2) of
376 subsection (a) of this section shall expire upon the expiration of any new
377 compact or amendment, or renewal thereof, entered into pursuant to
378 section 2 of this act.

379 Sec. 5. (NEW) (*Effective July 1, 2021*) (a) If the Connecticut Lottery
380 Corporation is authorized to conduct retail sports wagering pursuant to
381 section 4 of this act, said corporation may enter into one or more
382 agreements with a person or business organization licensed to operate
383 the off-track betting system pursuant to chapter 226 of the general
384 statutes to operate retail sports wagering at any of the system facilities
385 authorized for off-track betting under section 12-571a of the general
386 statutes, provided the total number of facilities that may conduct retail
387 sports wagering, whether operated directly by the corporation or by
388 such person or business organization, shall not exceed fifteen.

389 (b) If a person or business organization licensed to operate the off-
390 track betting system pursuant to chapter 226 of the general statutes
391 operates retail sports wagering under an agreement under subsection
392 (a) of this section, such retail sports wagering shall be conducted
393 pursuant to sections 6 to 8, inclusive, of this act.

394 (c) Any agreement to conduct retail sports wagering pursuant to
395 subsection (a) of this section shall expire upon the expiration of any new
396 compact or amendment, or renewal thereof, entered into pursuant to
397 section 2 of this act.

398 Sec. 6. (NEW) (*Effective July 1, 2021*) (a) An individual may only place
399 a sports wager on a sporting event through retail sports wagering or
400 online sports wagering conducted outside of Indian lands or place a
401 wager through online casino gaming conducted outside of Indian lands,
402 if the wagering is authorized pursuant to sections 3 to 5, inclusive, of
403 this act, and the individual (1) has attained the age of twenty-one, and
404 (2) is physically present in the state when placing the wager.

405 (b) Any electronic wagering platform used for conducting online
406 sports wagering or online casino gaming shall be developed to: (1)
407 Verify that an individual with a wagering account is twenty-one years
408 of age or older and is physically present in the state when placing a
409 wager, (2) provide a mechanism to prevent the unauthorized use of a
410 wagering account, and (3) maintain the security of wagering data and
411 other confidential information.

412 Sec. 7. (NEW) (*Effective July 1, 2021*) The Commissioner of Consumer
413 Protection shall adopt regulations, in accordance with the provisions of
414 chapter 54 of the general statutes, and to the extent not prohibited by
415 federal law or any gaming agreement or procedure entered into
416 pursuant to the Indian Gaming Regulatory Act, P.L. 100-497, 25 USC
417 2701 et seq., to implement the provisions of sections 3 to 6, inclusive, of
418 this act. Such regulations shall address the operation of, participation in
419 and advertisement of, sports wagering, online casino gaming, keno and
420 sales of lottery tickets for lottery draw games through an Internet web
421 site, online service or mobile application, designation of additional
422 games that may be permitted as online casino gaming and any other
423 provisions to protect the public interest in the integrity of gaming.

424 Sec. 8. (NEW) (*Effective July 1, 2021*) (a) The Mashantucket Pequot
425 Tribe and the Mohegan Tribe of Indians of Connecticut shall each pay

426 to the state for deposit in the General Fund: (1) Thirteen and three-
427 quarters per cent of the gross gaming revenue from sports wagering, for
428 online sports wagering authorized under section 3 of this act and
429 conducted outside of Indian lands; and (2) (A) eighteen per cent of the
430 gross gaming revenue from online casino gaming, for online casino
431 gaming authorized under section 3 of this act and conducted outside of
432 Indian lands, and occurring during the first five years of operation of
433 such gaming, or (B) twenty per cent of the gross gaming revenue from
434 online casino gaming, for online casino gaming authorized under
435 section 3 of this act conducted outside of Indian lands, and occurring
436 during the sixth and any succeeding year of operation of such gaming.
437 Each tribe shall make such payment not later than thirty days after the
438 date that operation of online sports wagering and online casino gaming
439 commences under section 3 of this act, and on a monthly basis thereafter
440 while such online sports wagering or online casino gaming is
441 conducted.

442 (b) The Connecticut Lottery Corporation shall pay to the state for
443 deposit in the General Fund, thirteen and three-quarters per cent of the
444 gross gaming revenue from sports wagering, as a result of conducting
445 retail sports wagering and online sports wagering authorized under
446 section 4 of this act. The corporation shall make such payment not later
447 than thirty days after the date that operation of retail sports wagering
448 and online sports wagering commences under section 4 of this act, and
449 on a monthly basis thereafter while such retail sports wagering or online
450 sports wagering is conducted.

451 (c) A person or business organization licensed to operate the off-track
452 betting system pursuant to chapter 226 of the general statutes operating
453 retail sports wagering at any of the system facilities authorized for off-
454 track betting under section 12-571a of the general statutes pursuant to
455 an agreement with the Connecticut Lottery Corporation, shall pay to the
456 state for deposit in the General Fund, thirteen and three-quarters per
457 cent of the gross gaming revenue from sports wagering, from the retail
458 sports wagering authorized under section 5 of this act. Such person or

459 business organization shall make such payment not later than thirty
460 days after the date that operation of retail sports wagering commences
461 under section 5 of this act, and on a monthly basis thereafter while such
462 retail sports wagering is conducted.

463 Sec. 9. (NEW) (*Effective July 1, 2021*) (a) (1) At the commencement of
464 any fiscal year that online sports wagering or online casino gaming is
465 conducted pursuant to section 3 of this act outside of Indian lands and
466 on or before September thirtieth in each fiscal year thereafter, the
467 Commissioner of Consumer Protection shall estimate and assess, after
468 consultation with the Mashantucket Pequot Tribe and the Mohegan
469 Tribe of Indians of Connecticut, the reasonable and necessary costs that
470 will be incurred by the department in the next fiscal year to regulate the
471 operation of such wagering or gaming under sections 3, 6 and 7 of this
472 act by each tribe.

473 (2) At the commencement of any fiscal year that a person or business
474 organization licensed to operate the off-track betting system pursuant
475 to chapter 226 of the general statutes operates retail sports wagering
476 pursuant to section 5 of this act and on or before September thirtieth in
477 each fiscal year thereafter, the Commissioner of Consumer Protection
478 shall estimate and assess, after consultation with such person or
479 business organization, the reasonable and necessary costs that will be
480 incurred by the department in the next fiscal year to regulate the
481 operation of such wagering under sections 5 to 7, inclusive, of this act
482 by such person or organization.

483 (3) The estimated costs under subdivision (1) or (2) of this subsection
484 shall not exceed the estimate of expenditure requirements transmitted
485 by the commissioner pursuant to section 4-77 of the general statutes. The
486 assessment for any fiscal year shall be: (A) Reduced pro rata by the
487 amount of any surplus from the assessment of the prior fiscal year,
488 which shall be maintained in accordance with subsection (d) of this
489 section, or (B) increased pro rata by the amount of any deficit from the
490 assessment of the prior fiscal year.

491 (b) The Mashantucket Pequot Tribe, the Mohegan Tribe of Indians of
492 Connecticut and a person or business organization licensed to operate
493 the off-track betting system pursuant to chapter 226 of the general
494 statutes shall each pay to the commissioner the amount assessed to such
495 tribe or person or organization pursuant to subsection (a) of this section
496 not later than the date specified by the commissioner for payment,
497 provided such date is not less than thirty days from the date of such
498 assessment. The commissioner shall remit to the State Treasurer all
499 funds received pursuant to this section.

500 (c) (1) There is established a fund to be known as the "State Sports
501 Wagering and Online Gaming Regulatory Fund". The fund shall contain
502 any moneys required or permitted to be deposited in the fund and shall
503 be held by the Treasurer separate and apart from all other moneys,
504 funds and accounts. Any balance remaining in said fund at the end of
505 any fiscal year shall be carried forward in said fund for the fiscal year
506 next succeeding. Moneys in the fund shall be expended by the Treasurer
507 for the purposes of paying the costs incurred by the department to
508 regulate sports wagering and online casino gaming.

509 (2) The Treasurer shall deposit all funds received pursuant to
510 subsection (b) of this section in the State Sports Wagering and Online
511 Gaming Regulatory Fund.

512 (d) On or before September thirtieth, annually, the Comptroller shall
513 calculate the actual reasonable and necessary costs incurred by the
514 department to regulate retail sports wagering, online sports wagering
515 or online casino gaming during the prior fiscal year. The Treasurer shall
516 set aside amounts received pursuant to subsection (b) of this section in
517 excess of such actual costs. Such excess amounts shall be considered a
518 surplus for the purposes of subsection (a) of this section.

519 (e) If the Mashantucket Pequot Tribe, the Mohegan Tribe of Indians
520 of Connecticut or the person or business organization licensed to
521 operate the off-track betting system pursuant to chapter 226 of the
522 general statutes is aggrieved by an assessment under the provisions of

523 this section, the tribe or person or business organization may request a
524 hearing before the commissioner not later than thirty days after such
525 assessment. The commissioner shall hold such hearing, in accordance
526 with the provisions of chapter 54 of the general statutes, not later than
527 thirty days after receiving such request.

528 Sec. 10. (NEW) (*Effective July 1, 2021*) (a) Any payment to the state
529 made by the Mashantucket Pequot Tribe under section 8 of this act
530 during the five-year period commencing on the date that said tribe
531 began operating online sports wagering and online casino gaming
532 pursuant to section 3 of this act shall count toward the calculation of the
533 "minimum contribution" for such tribe pursuant to the Mashantucket
534 Pequot memorandum of understanding.

535 (b) Any payment to the state made by the Mohegan Tribe of Indians
536 of Connecticut under section 8 of this act during the five-year period
537 commencing on the date that said tribe began operating online sports
538 wagering and online casino gaming pursuant to section 3 of this act shall
539 count toward the calculation of the "minimum contribution" for such
540 tribe pursuant to the Mohegan memorandum of understanding.

541 Sec. 11. Section 12-586f of the general statutes is repealed and the
542 following is substituted in lieu thereof (*Effective July 1, 2021*):

543 (a) For the purposes of this section, "tribe" means the Mashantucket
544 Pequot Tribe and "compact" means the Tribal-State Compact between
545 the tribe and the state of Connecticut, as incorporated and amended in
546 the Final Mashantucket Pequot Gaming Procedures prescribed by the
547 Secretary of the United States Department of the Interior pursuant to
548 Section 2710(d)(7)(B)(vii) of Title 25 of the United States Code and
549 published in 56 Federal Register 24996 (May 31, 1991), as amended from
550 time to time.

551 (b) The expenses of administering the provisions of the compact shall
552 be financed as provided in this section. Assessments for regulatory costs
553 incurred by any state agency which are subject to reimbursement by the

554 tribe in accordance with the provisions of the compact shall be made by
555 the Commissioner of Revenue Services in accordance with the
556 provisions of the compact, including provisions respecting adjustment
557 of excess assessments. Any underassessment for a prior fiscal year may
558 be included in a subsequent assessment but shall be specified as such.
559 Payments made by the tribe in accordance with the provisions of the
560 compact shall be deposited in the General Fund and shall be credited to
561 the appropriation for the state agency incurring such costs.

562 (c) Assessments for law enforcement costs incurred by any state
563 agency which are subject to reimbursement by the tribe in accordance
564 with the provisions of the compact shall be made by the Commissioner
565 of Emergency Services and Public Protection in accordance with the
566 provisions of the compact, including provisions respecting adjustment
567 of excess assessments. Any underassessment for a prior fiscal year may
568 be included in a subsequent assessment but shall be specified as such.
569 Payments made by the tribe in accordance with the provisions of the
570 compact shall be deposited in the General Fund and shall be credited to
571 the appropriation for the state agency incurring such costs.

572 (d) If the tribe is aggrieved due to any assessment levied pursuant to
573 such compact and this section or by any failure to adjust an excess
574 assessment in accordance with the provisions of the compact and this
575 section, it may, not later than thirty days after the time provided for the
576 payment of such assessment, appeal therefrom in accordance with the
577 terms of the compact, to the superior court for the judicial district of
578 Hartford, which appeal shall be accompanied by a citation to the
579 Commissioner of Consumer Protection to appear before said court. Such
580 citation shall be signed by the same authority, and such appeal shall be
581 returnable at the same time and served and returned in the same
582 manner as is required in case of a summons in a civil action. Proceedings
583 in such matter shall be conducted in the same manner as provided for
584 in section 38a-52.

585 (e) The Commissioner of Consumer Protection shall require each
586 applicant for a casino gaming employee license, casino gaming service

587 license or casino gaming equipment license to submit to state and
588 national criminal history records checks before such license is issued.
589 The criminal history records checks required pursuant to this subsection
590 shall be conducted in accordance with section 29-17a.

591 Sec. 12. Section 12-586g of the general statutes is repealed and the
592 following is substituted in lieu thereof (*Effective July 1, 2021*):

593 (a) For the purposes of this section, "tribe" means the Mohegan Tribe
594 of Indians of Connecticut and "compact" means the Tribal-State
595 Compact between the tribe and the state of Connecticut, dated May 17,
596 1994, as amended from time to time.

597 (b) The expenses of administering the provisions of the compact shall
598 be financed as provided in this section. Assessments for regulatory costs
599 incurred by any state agency which are subject to reimbursement by the
600 tribe in accordance with the provisions of the compact shall be made by
601 the Commissioner of Revenue Services in accordance with the
602 provisions of the compact, including provisions respecting adjustment
603 of excess assessments. Any underassessment for a prior fiscal year may
604 be included in a subsequent assessment but shall be specified as such.
605 Payments made by the tribe in accordance with the provisions of the
606 compact shall be deposited in the General Fund and shall be credited to
607 the appropriation for the state agency incurring such costs.

608 (c) Assessments for law enforcement costs incurred by any state
609 agency which are subject to reimbursement by the tribe in accordance
610 with the provisions of the compact shall be made by the Commissioner
611 of Emergency Services and Public Protection in accordance with the
612 provisions of the compact, including provisions respecting adjustment
613 of excess assessments. Any underassessment for a prior fiscal year may
614 be included in a subsequent assessment but shall be specified as such.
615 Payments made by the tribe in accordance with the provisions of the
616 compact shall be deposited in the General Fund and shall be credited to
617 the appropriation for the state agency incurring such costs.

618 (d) If the tribe is aggrieved due to any assessment levied pursuant to
619 such compact and this section or by any failure to adjust an excess
620 assessment in accordance with the provisions of the compact and this
621 section, it may, not later than thirty days after the time provided for the
622 payment of such assessment, appeal therefrom in accordance with the
623 terms of the compact, to the superior court for the judicial district of
624 New Britain, which appeal shall be accompanied by a citation to the
625 Commissioner of Consumer Protection to appear before said court. Such
626 citation shall be signed by the same authority, and such appeal shall be
627 returnable at the same time and served and returned in the same
628 manner as is required in case of a summons in a civil action. Proceedings
629 in such matter shall be conducted in the same manner as provided for
630 in section 38a-52.

631 (e) The Commissioner of Consumer Protection shall require each
632 applicant for a casino gaming employee license, casino gaming service
633 license or casino gaming equipment license to submit to state and
634 national criminal history records checks before such license is issued.
635 The criminal history records checks required pursuant to this subsection
636 shall be conducted in accordance with section 29-17a.

637 Sec. 13. Section 12-578aa of the general statutes is repealed and the
638 following is substituted in lieu thereof (*Effective July 1, 2021*):

639 (a) For the purposes of this section:

640 (1) "Entry fee" means the amount of cash or cash equivalent that is
641 required to be paid by a fantasy contest player to a fantasy contest
642 operator to participate in a fantasy contest;

643 (2) "Fantasy contest" means any online fantasy or simulated game or
644 contest with an entry fee in which: (A) The value of all prizes and
645 awards offered to winning fantasy contest players is established and
646 made known to the players in advance of the game or contest; (B) all
647 winning outcomes reflect the knowledge and skill of the players and are
648 determined predominantly by accumulated statistical results of the

649 performance of individuals, including athletes in the case of sporting
650 events; and (C) no winning outcome is based on the score, point spread
651 or any performance of any single actual team or combination of teams
652 or solely on any single performance of an individual athlete or player in
653 any single actual sporting event. Fantasy contests [shall] do not include
654 lottery games;

655 (3) "Fantasy contest operator" means a person or entity that [operates]
656 is licensed to operate a fantasy contest and offers such fantasy contest to
657 members of the general public in the state;

658 (4) "Fantasy contest player" means a person who participates in a
659 fantasy contest offered by a fantasy contest operator;

660 (5) "Gross receipts" means the amount equal to the total of all entry
661 fees that a fantasy contest operator collects from all fantasy contest
662 players, less the total of all sums paid out as prizes to all fantasy contest
663 players, multiplied by the location percentage; and

664 (6) "Location percentage" means the percentage rounded to the
665 nearest tenth of a per cent of the total of entry fees collected from fantasy
666 contest players located in the state, divided by the total of entry fees
667 collected from all fantasy contest players. [;]

668 [(7) "Mashantucket Pequot memorandum of understanding" means
669 the memorandum of understanding entered into by and between the
670 state and the Mashantucket Pequot Tribe on January 13, 1993, as
671 amended on April 30, 1993;

672 (8) "Mashantucket Pequot procedures" means the Final
673 Mashantucket Pequot Gaming Procedures prescribed by the Secretary
674 of the United States Department of the Interior pursuant to Section
675 2710(d)(7)(B)(vii) of Title 25 of the United States Code and published in
676 56 Federal Register 24996 (May 31, 1991);

677 (9) "Mohegan compact" means the Tribal-State Compact entered into
678 by and between the state and the Mohegan Tribe of Indians of

679 Connecticut on May 17, 1994; and

680 (10) "Mohegan memorandum of understanding" means the
681 memorandum of understanding entered into by and between the state
682 and the Mohegan Tribe of Indians of Connecticut on May 17, 1994.

683 (b) The provisions of this section shall not be effective unless the
684 following conditions have been met:

685 (1) The Governor enters into amendments to the Mashantucket
686 Pequot procedures and to the Mashantucket Pequot memorandum of
687 understanding with the Mashantucket Pequot Tribe and amendments
688 to the Mohegan compact and to the Mohegan memorandum of
689 understanding with the Mohegan Tribe of Indians of Connecticut
690 concerning the authorization of fantasy contests in the state.

691 (2) The amendments to the Mashantucket Pequot procedures and the
692 Mohegan compact shall include a provision that the authorization of
693 fantasy contests in the state does not terminate the moratorium against
694 the operation of video facsimile games by the Mashantucket Pequot
695 Tribe and Mohegan Tribe of Indians of Connecticut on each tribe's
696 reservation.

697 (3) The amendments to each tribe's memorandum of understanding
698 shall include a provision that the authorization of fantasy contests in the
699 state does not relieve each tribe from each tribe's obligation to contribute
700 a percentage of the gross operating revenues of video facsimile games
701 to the state as provided in each tribe's memorandum of understanding.

702 (4) The amendments to the Mashantucket Pequot procedures, the
703 Mashantucket Pequot memorandum of understanding, the Mohegan
704 compact and the Mohegan memorandum of understanding are
705 approved or deemed approved by the Secretary of the United States
706 Department of the Interior pursuant to the federal Indian Gaming
707 Regulatory Act, P.L. 100-497, 25 USC 2701 et seq., and its implementing
708 regulations. If such approval is overturned by a court in a final
709 judgment, which is not appealable, the authorization provided under

710 this section shall cease to be effective.

711 (5) The amendments to the Mashantucket Pequot procedures and to
712 the Mohegan compact are approved by the General Assembly pursuant
713 to section 3-6c.

714 (6) The amendments to the Mashantucket Pequot memorandum of
715 understanding and to the Mohegan memorandum of understanding are
716 approved by the General Assembly pursuant to the process described
717 in section 3-6c.]

718 (b) The Commissioner of Consumer Protection may issue licenses
719 permitting the operation of fantasy contests outside of Indian lands,
720 provided:

721 (1) Amendments to the Mashantucket Pequot procedures and to the
722 Mashantucket Pequot memorandum of understanding with the
723 Mashantucket Pequot Tribe and amendments to the Mohegan compact
724 and to the Mohegan memorandum of understanding with the Mohegan
725 Tribe of Indians of Connecticut, or new compacts with the
726 Mashantucket Pequot Tribe, Mohegan Tribe of Indians of Connecticut
727 or both, or renewals thereof, pursuant to section 2 of this act, are
728 effective; and

729 (2) Fantasy contests are conducted pursuant to the provisions of this
730 section.

731 (c) (1) If the Mashantucket Pequot Tribe or Mohegan Tribe of Indians
732 of Connecticut holds a license pursuant to subsection (b) of this section,
733 such tribe's license shall expire if the tribe operates E-bingo machines
734 for purposes of class II gaming under the Indian Gaming Regulatory
735 Act, 25 USC 2701, et seq., at a casino on Indian lands in this state at any
736 time during the ten-year initial term of any new amendment or new
737 compact, as described in subdivision (3) of subsection (a) of section 2 of
738 this act.

739 (2) All licenses issued pursuant to subsection (b) of this section shall

740 expire upon the expiration of any new compact or amendment, or
741 renewal thereof, entered into pursuant to section 2 of this act.

742 [(c)] (d) Not later than [July 1, 2018] January 1, 2022, the
743 Commissioner of Consumer Protection shall adopt regulations, in
744 accordance with the provisions of chapter 54, regarding the licensing,
745 operation of, participation in and advertisement of fantasy [contest]
746 contests in the state. Such regulations shall protect fantasy contest
747 players who pay an entry fee to play fantasy contests from unfair or
748 deceptive acts or practices. Such regulations shall include, but need not
749 be limited to: (1) A prohibition on fantasy contest operators allowing
750 persons under the age of eighteen to participate in a fantasy contest
751 offered by such operators; (2) protections for fantasy contest players'
752 funds on deposit with fantasy contest operators; (3) requirements
753 regarding truthful advertising by fantasy contest operators; (4)
754 procedures to ensure the integrity of fantasy contests offered by fantasy
755 contest operators; (5) procedures to ensure that fantasy contest
756 operators provide fantasy contest players with: (A) Information
757 regarding responsible playing and places to seek assistance for
758 addictive or compulsive behavior, and (B) protections against
759 compulsive behavior; and (6) reporting requirements and procedures to
760 demonstrate eligibility for a reduction of the initial [registration]
761 licensing fee and annual [registration] licensing renewal fee pursuant to
762 subsection [(d)] (e) of this section.

763 [(d)] (e) (1) [Not later than sixty days after the adoption of regulations
764 pursuant to subsection (c) of this section, and thereafter, each fantasy
765 contest operator that operates fantasy contests in the state shall register
766 annually with the Commissioner of Consumer Protection on a form
767 prescribed by the commissioner.] Each fantasy contest operator shall
768 [submit] pay an initial [registration] licensing fee of fifteen thousand
769 dollars and an annual [registration] licensing renewal fee of fifteen
770 thousand dollars, except that the commissioner shall reduce the initial
771 [registration fee] and annual [registration] licensing fee so that such fees
772 do not exceed ten per cent of the gross receipts of such operator for the

773 [registration] licensing period.

774 (2) To demonstrate the eligibility of a fantasy contest operator for a
775 reduction of the initial [registration fee] or annual [registration] renewal
776 fee pursuant to subdivision (1) of this subsection, the fantasy contest
777 operator shall provide to the commissioner, in a manner prescribed by
778 the commissioner, an estimation of the gross receipts such operator
779 expects to receive in the upcoming [registration] licensing period. Prior
780 to renewing a [registration] license where such operator paid a reduced
781 [registration] licensing fee for the previous [registration] licensing
782 period, or after a [registration] licensing period where such operator
783 should have paid a reduced fee for the previous [registration] licensing
784 period, such operator shall submit to the commissioner, in a manner
785 prescribed by the commissioner, the actual amount of gross receipts
786 received by such operator [in] during the previous [registration]
787 licensing period. The commissioner shall calculate the difference, if any,
788 between the estimated gross receipts and the actual gross receipts and
789 determine if the [registration] licensing fee previously paid by such
790 operator was the correct amount. If such operator paid an amount in
791 excess of the amount determined to be the correct amount of the
792 [registration] licensing fee, the commissioner shall refund such operator
793 accordingly or credit such amount against the [registration] licensing fee
794 for the upcoming [registration] licensing period, provided such operator
795 renews his or her [registration] license. If such operator did not pay the
796 amount determined to be the correct amount of the [registration]
797 licensing fee, such operator shall pay to the commissioner the difference
798 between the correct amount and the [registration] licensing fee
799 previously paid.

800 [(e)] (f) Any person who violates any provision of this section or any
801 regulation adopted pursuant to subsection [(c)] (d) of this section shall
802 be fined not more than one thousand dollars for each violation.

803 Sec. 14. Section 12-578f of the general statutes is repealed and the
804 following is substituted in lieu thereof (*Effective July 1, 2021*):

805 (a) For the purposes of this section and section 12-578g:

806 (1) "Authorized games" means any game of chance, including, but not
807 limited to, blackjack, poker, dice, money-wheels, roulette, baccarat,
808 chuck-a-luck, pan game, over and under, horse race game, acey-deucey,
809 beat the dealer, bouncing ball, video facsimile game and any other game
810 of chance authorized by the Commissioner of Consumer Protection;

811 (2) "Mashantucket Pequot memorandum of understanding" means
812 the memorandum of understanding entered into by and between the
813 state and the Mashantucket Pequot Tribe on January 13, 1993, as
814 amended on April 30, 1993;

815 (3) "Mashantucket Pequot procedures" means the Final
816 Mashantucket Pequot Gaming Procedures prescribed by the Secretary
817 of the United States Department of the Interior pursuant to Section
818 2710(d)(7)(B)(vii) of Title 25 of the United States Code and published in
819 56 Federal Register 24996 (May 31, 1991);

820 (4) "MMCT Venture, LLC" means a limited liability company
821 described in subsection (d) of this section;

822 (5) "Mohegan compact" means the Tribal-State Compact entered into
823 by and between the state and the Mohegan Tribe of Indians of
824 Connecticut on May 17, 1994; and

825 (6) "Mohegan memorandum of understanding" means the
826 memorandum of understanding entered into by and between the state
827 and the Mohegan Tribe of Indians of Connecticut on May 17, 1994.

828 (b) MMCT Venture, LLC, is authorized to conduct authorized games
829 at a casino gaming facility at 171 Bridge Street, East Windsor,
830 Connecticut.

831 (c) Such authorization shall not be effective unless the following
832 conditions have been met:

833 (1) (A) The Governor enters into amendments to the Mashantucket
834 Pequot procedures and to the Mashantucket Pequot memorandum of
835 understanding with the Mashantucket Pequot Tribe and amendments
836 to the Mohegan compact and to the Mohegan memorandum of
837 understanding with the Mohegan Tribe of Indians of Connecticut
838 concerning the operation of a casino gaming facility in the state.

839 (B) The amendments to the Mashantucket Pequot procedures and the
840 Mohegan compact shall include a provision that the authorization of
841 MMCT Venture, LLC, to conduct authorized games in the state does not
842 terminate the moratorium against the operation of video facsimile
843 games by the Mashantucket Pequot Tribe and Mohegan Tribe of Indians
844 of Connecticut on each tribe's reservation.

845 (C) The amendments to each tribe's memorandum of understanding
846 shall include a provision that the authorization of MMCT Venture, LLC,
847 to conduct authorized games in the state does not relieve each tribe from
848 each tribe's obligation to contribute a percentage of the gross operating
849 revenues of video facsimile games to the state as provided in each tribe's
850 memorandum of understanding.

851 (2) The amendments to the Mashantucket Pequot procedures, the
852 Mashantucket Pequot memorandum of understanding, the Mohegan
853 compact and the Mohegan memorandum of understanding are
854 approved or deemed approved by the Secretary of the United States
855 Department of the Interior pursuant to the federal Indian Gaming
856 Regulatory Act, P.L. 100-497, 25 USC 2701 et seq., and its implementing
857 regulations. If such approval is overturned by a court in a final
858 judgment, which is not appealable, the authorization provided under
859 this section shall cease to be effective.

860 (3) The amendments to the Mashantucket Pequot procedures and to
861 the Mohegan compact are approved by the General Assembly pursuant
862 to section 3-6c.

863 (4) The amendments to the Mashantucket Pequot memorandum of

864 understanding and to the Mohegan memorandum of understanding are
865 approved by the General Assembly pursuant to the process described
866 in section 3-6c.

867 (5) The governing bodies of the Mashantucket Pequot Tribe and
868 Mohegan Tribe of Indians of Connecticut enact resolutions providing:
869 (A) That if MMCT Venture, LLC, fails to pay any fees or taxes due the
870 state, the tribes, as the members of MMCT Venture, LLC, waive the
871 possible defense of sovereign immunity with respect to any action or
872 claim by the state against the tribes as the members of MMCT Venture,
873 LLC, to the extent such action or claim is permitted to be brought against
874 a member of a limited liability company under state law to collect any
875 fees or taxes, while preserving any other defenses available to the tribes,
876 and (B) that the venue for such action or claim shall be in the judicial
877 district of Hartford.

878 (d) Such authorization shall apply to MMCT Venture, LLC, provided:
879 (1) MMCT Venture, LLC, is a limited liability company jointly and
880 exclusively owned by the Mashantucket Pequot Tribe and the Mohegan
881 Tribe of Indians of Connecticut; (2) no other person or business
882 organization holds an equity interest in MMCT Venture, LLC; and (3)
883 each tribe holds at least a twenty-five per cent equity interest in MMCT
884 Venture, LLC. If MMCT Venture, LLC, ceases to be a limited liability
885 company jointly and exclusively owned by the Mashantucket Pequot
886 Tribe and the Mohegan Tribe of Indians of Connecticut in which each
887 tribe holds at least a twenty-five per cent equity interest, such
888 authorization shall be void.

889 (e) Notwithstanding the provisions of subsections (b) and (c) of this
890 section, the authorization to conduct authorized games at a casino
891 gaming facility pursuant to said subsections shall not be effective during
892 the ten-year initial term that amendments to the Mashantucket Pequot
893 procedures and to the Mashantucket Pequot memorandum of
894 understanding with the Mashantucket Pequot Tribe and amendments
895 to the Mohegan compact and to the Mohegan memorandum of
896 understanding with the Mohegan Tribe of Indians of Connecticut, or

897 new compacts with the Mashantucket Pequot Tribe or the Mohegan
898 Tribe of Indians of Connecticut, or both entered into pursuant to section
899 2 of this act are effective, as described in subdivision (3) of subsection
900 (b) of section 2 of this act.

901 Sec. 15. Section 12-806c of the general statutes is repealed and the
902 following is substituted in lieu thereof (*Effective July 1, 2021*):

903 (a) Notwithstanding the provisions of section 3-6c, the Secretary of
904 the Office of Policy and Management, on behalf of the state of
905 Connecticut, may enter into separate agreements with the
906 Mashantucket Pequot Tribe and the Mohegan Tribe of Indians of
907 Connecticut concerning the operation of keno by the Connecticut
908 Lottery Corporation in the state of Connecticut. Any such agreement
909 shall provide that the state of Connecticut shall distribute to each tribe
910 a sum not to exceed a twelve and one-half per cent share of the gross
911 operating revenue received by the state from the operation of keno. The
912 corporation may not operate keno until such separate agreements are
913 effective. For the purposes of this section, "gross operating revenues"
914 means the total amounts wagered, less amounts paid out as prizes.

915 (b) The provisions of this section shall cease to be effective once
916 amendments to the Mashantucket Pequot procedures and to the
917 Mashantucket Pequot memorandum of understanding with the
918 Mashantucket Pequot Tribe and amendments to the Mohegan compact
919 and to the Mohegan memorandum of understanding with the Mohegan
920 Tribe of Indians of Connecticut, or new compacts with the
921 Mashantucket Pequot Tribe, Mohegan Tribe of Indians of Connecticut,
922 or both, governing the operation of keno by the Connecticut Lottery
923 Corporation, pursuant to section 2 of this act, are effective.

924 Sec. 16. Section 12-801 of the general statutes is repealed and the
925 following is substituted in lieu thereof (*Effective July 1, 2021*):

926 As used in section 12-563a, as amended by this act, and sections 12-
927 800 to 12-818, inclusive, the following terms [shall] have the following

928 meanings unless the context clearly indicates another meaning:

929 (1) "Board" or "board of directors" means the board of directors of the
930 corporation;

931 (2) "Corporation" means the Connecticut Lottery Corporation as
932 created under section 12-802;

933 (3) "Division" means the former Division of Special Revenue in the
934 Department of Revenue Services;

935 (4) "Lottery" means (A) the Connecticut state lottery conducted prior
936 to the transfer authorized under section 12-808 by the Division of Special
937 Revenue, (B) after such transfer, the Connecticut state lottery conducted
938 by the corporation pursuant to sections 12-563a, as amended by this act,
939 and 12-800 to 12-818, inclusive, and section 4 of this act, (C) the state
940 lottery referred to in subsection (a) of section 53-278g, and (D) keno
941 conducted by the corporation pursuant to section 12-806c, as amended
942 by this act, or section 4 of this act;

943 (5) "Keno" means a lottery game in which a subset of numbers are
944 drawn from a larger field of numbers by a central computer system
945 using an approved random number generator, wheel system device or
946 other drawing device; ["Keno" does not include a game operated on a
947 video facsimile machine;]

948 (6) "Lottery fund" means a fund or funds established by, and under
949 the management and control of, the corporation, into which all lottery
950 revenues of the corporation are deposited, from which all payments and
951 expenses of the corporation are paid and from which transfers to the
952 General Fund or the Connecticut Teachers' Retirement Fund Bonds
953 Special Capital Reserve Fund, established in section 10-183vv, are made
954 pursuant to section 12-812; [and]

955 (7) "Online sports wagering" has the same meaning as provided in
956 section 1 of this act;

957 [(7)] (8) "Operating revenue" means total revenue received from
958 lottery sales less all cancelled sales and amounts paid as prizes but
959 before payment or provision for payment of any other expenses;

960 (9) "Retail sports wagering" has the same meaning as provided in
961 section 1 of this act; and

962 (10) "Skin" has the same meaning as provided in section 1 of this act.

963 Sec. 17. Section 12-806 of the general statutes is repealed and the
964 following is substituted in lieu thereof (*Effective July 1, 2021*):

965 (a) The purposes of the corporation shall be to: (1) Operate and
966 manage the lottery, and operate and manage retail sports wagering and
967 online sports wagering if authorized to do so pursuant to section 4 of
968 this act, in an entrepreneurial and business-like manner free from the
969 budgetary and other constraints that affect state agencies; (2) provide
970 continuing and increased revenue to the people of the state through the
971 lottery, and retail sports wagering and online sports wagering if
972 authorized to operate such wagering pursuant to section 4 of this act, by
973 being responsive to market forces and acting generally as a corporation
974 engaged in entrepreneurial pursuits; (3) pay to the trustee of the
975 Connecticut Teachers' Retirement Fund Bonds Special Capital Reserve
976 Fund, established in section 10-183vv, the amounts, if any, required
977 pursuant to subsection (c) of section 12-812, as amended by this act; and
978 (4) ensure that the lottery, [continues] and retail sports wagering and
979 online sports wagering, if authorized to operate such wagering
980 pursuant to section 4 of this act, continue to be operated with integrity
981 and for the public good.

982 (b) The corporation shall have the following powers:

983 (1) To receive as transferee from the state of Connecticut all of the
984 tangible and intangible assets constituting the lottery including the
985 exclusive right to operate the lottery as the exclusive lottery of the state
986 and, subject to subsection (b) of section 12-808, to assume and discharge
987 all of the agreements, covenants and obligations of the Department of

988 Consumer Protection entered into which constitute a part of the
989 operation and management of the lottery;

990 (2) To operate and manage the lottery consistent with the provisions
991 of sections 1-120, 1-121, 1-125, 12-563, 12-563a, as amended by this act,
992 12-564, 12-566, 12-568a and 12-569, subsection (c) of section 12-574, [and]
993 sections 12-800 to 12-818, inclusive, and section 4 of this act, and as
994 specifically provided in section 12-812, as amended by this act;

995 (3) To have perpetual succession as a body corporate and to adopt
996 bylaws, policies and procedures for the operation of its affairs and
997 conduct of its businesses;

998 (4) (A) To introduce new lottery games, modify existing lottery
999 games, utilize existing and new technologies, determine distribution
1000 channels for the sale of lottery tickets, introduce keno pursuant to signed
1001 agreements with the Mashantucket Pequot Tribe and the Mohegan
1002 Tribe of Indians of Connecticut, in accordance with section 12-806c, as
1003 amended by this act, or pursuant to section 4 of this act, and, to the
1004 extent specifically authorized by regulations adopted by the
1005 Department of Consumer Protection pursuant to chapter 54, introduce
1006 instant ticket vending machines, kiosks and automated wagering
1007 systems or machines, with all such rights being subject to regulatory
1008 oversight by the Department of Consumer Protection; [, except that the
1009 corporation shall not offer any interactive on-line lottery games,
1010 including on-line video lottery games for promotional purposes;] and

1011 (B) (i) To sell lottery draw games through the corporation's Internet
1012 web site, online service or mobile application in accordance with section
1013 4 of this act and to advertise lottery games on the corporation's Internet
1014 web site, online service or mobile application; and (ii) to offer interactive
1015 lottery games for promotional purposes through the corporation's
1016 Internet web site, online service or mobile application, provided (I) there
1017 is no cost to play such interactive lottery games for promotional
1018 purposes, (II) no prizes or rewards of any monetary value are awarded
1019 for playing such interactive lottery games for promotional purposes,

1020 and (III) no lottery ticket purchase is required to play such interactive
1021 lottery games for promotional purposes. The corporation shall not offer
1022 any interactive lottery game, including for promotional purposes,
1023 except as expressly permitted pursuant to this subdivision;

1024 (5) To establish an annual budget of revenues and expenditures,
1025 along with reasonable reserves for working capital, capital
1026 expenditures, debt retirement and other anticipated expenditures, in a
1027 manner and at levels considered by the board of directors as appropriate
1028 and prudent;

1029 (6) To adopt such administrative and operating procedures which the
1030 board of directors deems appropriate;

1031 (7) To enter into agreements with one or more states or territories of
1032 the United States for the promotion and operation of joint lottery games
1033 and to continue to participate in any joint lottery game in which the
1034 corporation participates on July 1, 2003, regardless of whether any
1035 government-authorized lottery operated outside of the United States
1036 participates in such game;

1037 (8) Subject to the provisions of section 12-815, as amended by this act,
1038 to enter into agreements with vendors with respect to (A) the operation
1039 and management of the lottery, including operation of lottery terminals,
1040 management services, printing of lottery tickets, management expertise,
1041 marketing expertise, advertising or such other goods or services as the
1042 board of directors deems necessary and appropriate, and (B) services
1043 related to operation of a skin for online sport wagering;

1044 (9) To purchase or lease operating equipment, including, but not
1045 limited to, computer gaming and automated wagering systems and to
1046 employ agents or employees to operate such systems;

1047 (10) To retain unclaimed prize funds as additional revenue for the
1048 state, or to use unclaimed prize funds to increase sales, or to return to
1049 participants unclaimed prize funds in a manner designed to increase
1050 sales;

1051 (11) To establish prize reserve accounts as the board of directors
1052 deems appropriate;

1053 (12) To pay lottery prizes as awarded under section 12-812, as
1054 amended by this act, to purchase annuities to fund such prizes, and to
1055 assure that all annuities from which payments to winners of lottery
1056 prizes are made are invested in instruments issued by agencies of the
1057 United States government and backed by the full faith and credit of the
1058 United States, or are issued by insurance companies licensed to do
1059 business in the state, provided the issuer has been determined by the
1060 Department of Consumer Protection to be financially stable and meets
1061 the minimum investment rating as determined by the department;

1062 (13) To pay the Office of Policy and Management to reimburse the
1063 Department of Consumer Protection for the reasonable and necessary
1064 costs arising from the department's regulatory oversight of the
1065 operation of the lottery, keno, retail sports wagering and online sports
1066 wagering by the corporation, in accordance with the assessment made
1067 pursuant to section 12-806b, including costs arising directly or indirectly
1068 from the licensing of lottery agents, performance of state police
1069 background investigations, and the implementation of subsection (b) of
1070 section 12-562 and sections 12-563a, as amended by this act, 12-568a, 12-
1071 569, 12-570, 12-570a and 12-800 to 12-818, inclusive, and section 4 of this
1072 act;

1073 (14) In the event that the operation or management of the corporation
1074 becomes subject to the federal gaming occupation tax, to pay such tax
1075 on behalf of lottery sales agents and to assist agents subject thereto;

1076 (15) To determine the commissions payable to lottery sales agents,
1077 provided any agent's commission shall not average less than four per
1078 cent of such agent's lottery sales;

1079 (16) To invest in, acquire, lease, purchase, own, manage, hold and
1080 dispose of real property and lease, convey or deal in or enter into
1081 agreements with respect to such property on any terms necessary or

1082 incidental to carrying out the purposes of sections 12-563a, as amended
1083 by this act, and 12-800 to 12-818, inclusive, provided such transactions
1084 shall not be subject to approval, review or regulation pursuant to title
1085 4b or any other statute by any state agency, except that real property
1086 transactions shall be subject to review by the State Properties Review
1087 Board;

1088 (17) To borrow money for the purpose of obtaining working capital;

1089 (18) To hold patents, copyrights, trademarks, marketing rights,
1090 licenses or any other evidence of protection or exclusivity issued under
1091 the laws of the United States or any state;

1092 (19) To employ such assistants, agents and other employees as may
1093 be necessary or desirable to carry out its purposes in accordance with
1094 sections 12-563a, as amended by this act, and 12-800 to 12-818, inclusive,
1095 and section 4 and sections 6 to 8, inclusive, of this act, to fix their
1096 compensation and, subject to the provisions of subsections (e) and (f) of
1097 section 12-802, establish all necessary and appropriate personnel
1098 practices and policies; to engage consultants, accountants, attorneys and
1099 financial and other independent professionals as may be necessary or
1100 desirable to assist the corporation in performing its purposes in
1101 accordance with sections 12-563a, as amended by this act, and 12-800 to
1102 12-818, inclusive, and section 4 and sections 6 to 8, inclusive, of this act;

1103 (20) To make and enter into all contracts and agreements necessary
1104 or incidental to the performance of its duties and the execution of its
1105 powers under sections 12-563a, as amended by this act, and 12-800 to
1106 12-818, inclusive, and section 4 and sections 6 to 8, inclusive, of this act;

1107 (21) In its own name, to sue and be sued, plead and be impleaded,
1108 adopt a seal and alter the same at pleasure;

1109 (22) Subject to the approval of the board and to the requirement to
1110 remit excess lottery funds to the General Fund as set forth in section 12-
1111 812, as amended by this act, to invest any funds not needed for
1112 immediate use or disbursement, including any funds held in approved

1113 reserve accounts, in investments permitted by sections 3-20 and 3-27a
1114 for the proceeds of state bonds;

1115 (23) To procure insurance against any loss in connection with its
1116 property and other assets in such amounts and from such insurers as it
1117 deems desirable;

1118 (24) To the extent permitted under any contract with other persons to
1119 which the corporation is a party, to consent to any termination,
1120 modification, forgiveness or other change of any term of any contractual
1121 right, payment, royalty, contract or agreement of any kind;

1122 (25) To acquire, lease, purchase, own, manage, hold and dispose of
1123 personal property, and lease, convey or deal in or enter into agreements
1124 with respect to such property on any terms necessary or incidental to
1125 the carrying out of these purposes;

1126 (26) To account for and audit funds of the corporation;

1127 (27) To pay or provide for payment from operating revenues all
1128 expenses, costs and obligations incurred by the corporation in the
1129 exercise of the powers of the corporation under sections 12-563a, as
1130 amended by this act, and 12-800 to 12-818, inclusive, and section 4 and
1131 sections 6 to 8, inclusive, of this act; [and]

1132 (28) To operate retail sports wagering at up to fifteen facilities located
1133 throughout the state and one skin for online sports wagering pursuant
1134 to the provisions of section 4 and sections 6 to 8, inclusive, of this act;
1135 and

1136 ~~[(28)]~~ (29) To exercise any powers necessary to carry out the purposes
1137 of sections 12-563a, as amended by this act, and 12-800 to 12-818,
1138 inclusive, and section 4 and sections 6 to 8, inclusive, of this act.

1139 Sec. 18. Section 12-806a of the general statutes is repealed and the
1140 following is substituted in lieu thereof (*Effective July 1, 2021*):

1141 As used in this section, "procedure" has the same meaning as
1142 "procedure", as defined in subdivision (2) of section 1-120. The
1143 Department of Consumer Protection shall, for the purposes of section
1144 12-568a, subsection (c) of section 12-574, sections 12-802a and 12-815a,
1145 sections 4 and sections 6 to 8, inclusive, of this act and this section,
1146 regulate the activities of the Connecticut Lottery Corporation to assure
1147 the integrity of the state lottery, retail sports wagering and online sports
1148 wagering. In addition to the requirements of the provisions of chapter
1149 12 and notwithstanding the provisions of section 12-806, as amended by
1150 this act, the Connecticut Lottery Corporation shall, prior to
1151 implementing any procedure designed to assure the integrity of the
1152 state lottery, retail sports wagering or online sports wagering, obtain the
1153 written approval of the Commissioner of Consumer Protection in
1154 accordance with regulations adopted under section 12-568a.

1155 Sec. 19. Section 12-810 of the general statutes is repealed and the
1156 following is substituted in lieu thereof (*Effective July 1, 2021*):

1157 (a) The Freedom of Information Act, as defined in section 1-200, shall
1158 apply to all actions, meetings and records of the corporation, except (1)
1159 where otherwise limited by subsection (c) of this section as to new
1160 lottery games and serial numbers of unclaimed lottery tickets, [and] (2)
1161 with respect to financial, credit and proprietary information submitted
1162 by any person to the corporation in connection with any proposal to
1163 provide goods, services or professional advice to the corporation as
1164 provided in section 12-815, as amended by this act, and (3) where
1165 otherwise limited by subsection (d) of this section as to information
1166 submitted by any person to the corporation regarding such person's
1167 participation in the corporation's voluntary self-exclusion process
1168 established pursuant to subparagraph (F) of subdivision (4) of
1169 subsection (a) of section 4 of this act.

1170 (b) The records of proceedings as provided in subsection (a) of section
1171 12-805 shall be subject to disclosure pursuant to the provisions of
1172 subsection (a) of section 1-210.

1173 (c) Any new lottery game and the procedures for such game, until the
1174 game is publicly announced by the corporation, and any serial number
1175 of an unclaimed lottery ticket shall not be deemed public records, as
1176 defined in section 1-200, and shall not be available to the public under
1177 the provisions of section 1-210. The president shall submit a fiscal note
1178 prepared by the corporation with respect to the procedures for a new
1179 lottery game to the joint standing committees of the General Assembly
1180 having cognizance of matters relating to finance, revenue, bonding and
1181 public safety after approval of such game by the board.

1182 (d) The name and any personally identifying information of a person
1183 who is participating or who has participated in the corporation's
1184 voluntary self-exclusion process shall not be deemed public records, as
1185 defined in section 1-200, and shall not be available to the public under
1186 the provisions of the Freedom of Information Act, as defined in section
1187 1-200, except that the president may disclose the name and any relevant
1188 records of such person, other than records regarding such person's
1189 participation in the voluntary self-exclusion process, if such person
1190 claims a winning lottery ticket from the use of the online lottery
1191 program established pursuant to subdivision (4) of subsection (a) of
1192 section 4 of this act.

1193 Sec. 20. Section 12-811 of the general statutes is repealed and the
1194 following is substituted in lieu thereof (*Effective July 1, 2021*):

1195 (a) The president and all directors, officers and employees of the
1196 corporation shall be state employees for purposes of sections 1-79 to 1-
1197 89, inclusive.

1198 (b) No director, officer or employee of the corporation shall, directly
1199 or indirectly, participate in, or share in the winnings from, a game
1200 conducted pursuant to sections 12-563a, as amended by this act, [and]
1201 12-800 to 12-818, inclusive, section 4 of this act or sections 6 to 8,
1202 inclusive, of this act.

1203 Sec. 21. Section 12-815 of the general statutes is repealed and the

1204 following is substituted in lieu thereof (*Effective July 1, 2021*):

1205 (a) (1) The corporation shall establish and adopt specific policies,
1206 rules and procedures on purchasing and contracting. Such policies,
1207 rules and procedures or amendments thereto shall be approved by a
1208 two-thirds vote of the entire board. Notwithstanding any other
1209 provision of law to the contrary, the corporation may enter into
1210 management, consulting and other agreements for the provision of
1211 goods, services and professional advisors necessary or useful in
1212 connection with the operation and management of the lottery [(1)] (A)
1213 pursuant to a process of open or competitive bidding, provided [(A)] (i)
1214 the corporation shall first determine the format, content and scope of
1215 any agreement for any procurement of goods or services, the conditions
1216 under which bidding will take place and the schedule and stipulations
1217 for contract award, and [(B)] (ii) the corporation may select the
1218 contractor deemed to have submitted the most favorable bid,
1219 considering price and other factors, when, in the judgment of the
1220 corporation, such award is in the best interests of the corporation, or
1221 [(2)] (B) if the corporation, in its discretion, determines that, due to the
1222 nature of the agreement to be contracted for or procured, open or public
1223 bidding is either impracticable or not in the best interests of the
1224 corporation, by negotiation with such prospective providers as the
1225 corporation may determine. The terms and conditions of agreements
1226 and the fees or other compensation to be paid to such persons shall be
1227 determined by the corporation. The agreements entered into by the
1228 corporation in accordance with the provisions of this section shall not
1229 be subject to the approval of any state department, office or agency,
1230 except as provided in regulations adopted by the Department of
1231 Consumer Protection. Nothing in this section shall be deemed to restrict
1232 the discretion of the corporation to utilize its own staff and workforce
1233 for the performance of any of its assigned responsibilities and functions
1234 whenever, in the discretion of the corporation, it becomes necessary,
1235 convenient or desirable to do so. Copies of all agreements of the
1236 corporation shall be maintained by the corporation at its offices as public
1237 records, subject to said exemption.

1238 (2) The corporation may enter into agreements pursuant to
1239 subdivision (1) of this subsection with vendors for the provision of
1240 services for a skin for online sports wagering, provided such services
1241 (A) are not branded along with an operator of a casino that operates in
1242 any jurisdiction, and (B) do not directly or indirectly promote a casino
1243 that operates in another jurisdiction, including through awarding of
1244 players' points, free play, promotions or other marketing activities. If the
1245 corporation enters an agreement with a vendor that is owned by an
1246 operator of a casino in any jurisdiction, the vendor may not share any
1247 customer information with such operator for purposes of marketing or
1248 any other purposes related to acquiring customers.

1249 (b) The corporation shall not be subject to rules, regulations or
1250 restrictions on purchasing or procurement or the disposition of assets
1251 generally applicable to Connecticut state agencies, including those
1252 contained in titles 4a and 4b and the corresponding rules and
1253 regulations. The board shall adopt rules and procedures on purchasing,
1254 procurement and the disposition of assets applicable to the corporation.
1255 The adoption of such rules or procedures shall not be subject to chapter
1256 54. Any such rules or procedures shall be a public record, as defined in
1257 section 1-200.

1258 Sec. 22. Section 12-816 of the general statutes is repealed and the
1259 following is substituted in lieu thereof (*Effective July 1, 2021*):

1260 The exercise of the powers granted by sections 1-120, 1-121, 1-125, 12-
1261 563, 12-563a, as amended by this act, 12-564, 12-566, 12-568a and 12-569,
1262 subsection (c) of section 12-574, [and] sections 12-800 to 12-818,
1263 inclusive, and section 4 and sections 6 to 8, inclusive, of this act
1264 constitute the performance of an essential governmental function and
1265 all operations of the corporation shall be free from any form of federal
1266 or state taxation. In addition, except pursuant to any federal
1267 requirements, the corporation shall not be required to pay any taxes or
1268 assessments upon or in respect to sales of lottery tickets, or any property
1269 or moneys of the corporation, levied by the state or any political
1270 subdivision or municipal taxing authority. The corporation and its

1271 assets, property and revenues shall at all times be free from taxation of
1272 every kind by the state and by the municipalities and all other political
1273 subdivisions or special districts having taxing powers in the state.

1274 Sec. 23. Section 12-561 of the general statutes is repealed and the
1275 following is substituted in lieu thereof (*Effective July 1, 2021*):

1276 No commissioner or unit head or employee of the department shall
1277 directly or indirectly, individually or as a member of a partnership or as
1278 a shareholder of a corporation, have any interest whatsoever in dealing
1279 in any lottery, racing, fronton, or betting enterprise or casino gaming
1280 facility or in the ownership or leasing of any property or premises used
1281 by or for any lottery, racing, fronton, or betting enterprise or casino
1282 gaming facility. No commissioner or unit head shall, directly or
1283 indirectly, (1) wager at any off-track betting facility, race track or fronton
1284 authorized under this chapter, (2) purchase lottery tickets issued under
1285 this chapter, [or] (3) play [, directly or indirectly,] any authorized game
1286 conducted at a casino gaming facility, (4) place a sports wager, as
1287 defined in section 1 of this act, or (5) participate in online casino gaming,
1288 as defined in section 1 of this act. The commissioner may adopt
1289 regulations in accordance with the provisions of chapter 54 to prohibit
1290 any employee of the department from engaging, directly or indirectly,
1291 in any form of legalized gambling activity in which such employee is
1292 involved because of his or her employment with the department. For
1293 purposes of this section, "unit head" means a managerial employee with
1294 direct oversight of a legalized gambling activity.

1295 Sec. 24. Section 12-563a of the general statutes is repealed and the
1296 following is substituted in lieu thereof (*Effective July 1, 2021*):

1297 The Commissioner of Consumer Protection shall, within available
1298 resources, prepare and distribute informational materials designed to
1299 inform the public of the programs available for the prevention,
1300 treatment and rehabilitation of compulsive gamblers in this state. The
1301 commissioner shall require any casino gaming facility and any person
1302 or business organization which is licensed to sell lottery tickets, operate

1303 an off-track betting system or conduct wagering on racing events or jai
1304 alai games, or conduct retail sports wagering to display such
1305 informational materials at the casino gaming facility and each licensed
1306 premise or retail sports wagering facility, respectively.

1307 Sec. 25. Section 52-553 of the general statutes is repealed and the
1308 following is substituted in lieu thereof (*Effective July 1, 2021*):

1309 All wagers, and all contracts and securities of which the whole or any
1310 part of the consideration is money or other valuable thing won, laid or
1311 bet, at any game, horse race, sport or pastime, and all contracts to repay
1312 any money knowingly lent at the time and place of such game, race,
1313 sport or pastime, to any person so gaming, betting or wagering, or to
1314 repay any money lent to any person who, at such time and place, so
1315 pays, bets or wagers, shall be void, provided nothing in this section shall
1316 (1) affect the validity of any negotiable instrument held by any person
1317 who acquired the same for value and in good faith without notice of
1318 illegality in the consideration, (2) apply to the sale of a raffle ticket
1319 pursuant to section 7-172, (3) apply to online casino gaming, online
1320 sports wagering and retail sports wagering, as such terms are defined
1321 in section 1 of this act, and conducted pursuant to sections 3 to 7,
1322 inclusive, of this act, as applicable, (4) apply to the participation in the
1323 program established by the Connecticut Lottery Corporation pursuant
1324 to section 4 of this act to sell lottery tickets for lottery draw games
1325 through the corporation's Internet web site, online service or mobile
1326 application, or [(3)] (5) apply to any wager or contract otherwise
1327 authorized by law.

1328 Sec. 26. Section 52-554 of the general statutes is repealed and the
1329 following is substituted in lieu thereof (*Effective July 1, 2021*):

1330 Any person who, by playing at any game, or betting on the sides or
1331 hands of such as play at any game, excluding any game permitted under
1332 chapter 226 or any activity not prohibited under the provisions of
1333 sections 53-278a to 53-278g, inclusive, as amended by this act, loses the
1334 sum or value of one dollar in the whole and pays or delivers the same

1335 or any part thereof, may, within three months next following, recover
1336 from the winner the money or the value of the goods so lost and paid or
1337 delivered, with costs of suit in a civil action, without setting forth the
1338 special matter in his complaint. If the defendant refuses to testify, if
1339 called upon in such action, relative to the discovery of the property so
1340 won, [he] the defendant shall be defaulted; but no evidence so given by
1341 [him] the defendant shall be offered against him or her in any criminal
1342 prosecution. Nothing in this section shall prohibit any person from
1343 using a credit card to participate in (1) online casino gaming, online
1344 sports wagering and retail sports wagering, as such terms are defined
1345 in section 1 of this act, and conducted pursuant to sections 3 to 7,
1346 inclusive, of this act, as applicable, or (2) the program established by the
1347 Connecticut Lottery Corporation pursuant to section 4 of this act to sell
1348 lottery tickets for lottery draw games through the corporation's Internet
1349 web site, online service or mobile application.

1350 Sec. 27. Subdivision (2) of section 53-278a of the general statutes is
1351 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1352 *2021*):

1353 (2) "Gambling" means risking any money, credit, deposit or other
1354 thing of value for gain contingent in whole or in part upon lot, chance
1355 or the operation of a gambling device, including the playing of a casino
1356 gambling game such as blackjack, poker, craps, roulette or a slot
1357 machine, but does not include: Legal contests of skill, speed, strength or
1358 endurance in which awards are made only to entrants or the owners of
1359 entries; legal business transactions which are valid under the law of
1360 contracts; activity legal under the provisions of sections 7-169 to 7-186,
1361 inclusive; any lottery or contest conducted by or under the authority of
1362 any state of the United States, Commonwealth of Puerto Rico or any
1363 possession or territory of the United States; and other acts or
1364 transactions expressly authorized by law on or after October 1, 1973.
1365 Fantasy contests, as defined in section 12-578aa, as amended by this act,
1366 shall not be considered gambling, provided the conditions set forth in
1367 subsection (b) of section 12-578aa, as amended by this act, have been met

1368 and the operator of such contests is [registered] licensed pursuant to
1369 [subdivision (1) of subsection (d) of] section 12-578aa, as amended by
1370 this act. Online casino gaming, online sports wagering and retail sports
1371 wagering, as such terms are defined in section 1 of this act, shall not be
1372 considered gambling if the online casino gaming, online sports
1373 wagering or retail sports wagering is conducted pursuant to sections 3
1374 to 7, inclusive, of this act;

1375 Sec. 28. Subdivision (4) of section 53-278a of the general statutes is
1376 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1377 *2021*):

1378 (4) "Gambling device" means any device or mechanism by the
1379 operation of which a right to money, credits, deposits or other things of
1380 value may be created, as the result of the operation of an element of
1381 chance; any device or mechanism which, when operated for a
1382 consideration, does not return the same value or thing of value for the
1383 same consideration upon each operation thereof; any device,
1384 mechanism, furniture or fixture designed primarily for use in
1385 connection with professional gambling; and any subassembly or
1386 essential part designed or intended for use in connection with any such
1387 device, mechanism, furniture, fixture, construction or installation,
1388 provided an immediate and unrecorded right of replay mechanically
1389 conferred on players of pinball machines and similar amusement
1390 devices shall be presumed to be without value. "Gambling device" does
1391 not include a crane game machine or device or a redemption machine.
1392 A device or equipment used to play fantasy contests, as defined in
1393 section 12-578aa, as amended by this act, shall not be considered a
1394 gambling device, provided [the conditions set forth in subsection (b) of
1395 section 12-578aa have been met] such device or equipment is used by a
1396 licensee pursuant to section 12-578aa, as amended by this act. A device
1397 or equipment used to participate in online casino gaming, online sports
1398 wagering or retail sports wagering, as such terms are defined in section
1399 1 of this act, shall not be considered a gambling device if the conditions
1400 set forth in sections 3 to 7, inclusive, of this act, as applicable, have been

1401 met;

1402 Sec. 29. Section 53-278g of the general statutes is repealed and the
1403 following is substituted in lieu thereof (*Effective July 1, 2021*):

1404 (a) Nothing in sections 53-278a to 53-278f, inclusive, as amended by
1405 this act, shall be construed to prohibit the publication of an
1406 advertisement of, or the operation of, or participation in, a state lottery,
1407 pari-mutuel betting at race tracks licensed by the state, off-track betting
1408 conducted by the state or a licensee authorized to operate the off-track
1409 betting system, authorized games at a casino gaming facility, online
1410 casino gaming, online sports wagering and retail sports wagering, as
1411 authorized by sections 3 to 7, inclusive, of this act, a promotional
1412 drawing for a prize or prizes, conducted for advertising purposes by
1413 any person, firm or corporation other than a retail grocer or retail
1414 grocery chain, wherein members of the general public may participate
1415 without making any purchase or otherwise paying or risking credit,
1416 money, or any other tangible thing of value or a sweepstakes conducted
1417 pursuant to sections 42-295 to 42-301, inclusive.

1418 (b) The Mashantucket Pequot [tribe] Tribes and the Mohegan Tribe of
1419 Indians of Connecticut, or their agents, may use and possess at any
1420 location within the state, solely for the purpose of training individuals
1421 in skills required for employment by the tribe or testing a gambling
1422 device, any gambling device which the tribes are authorized to utilize
1423 on their reservations pursuant to the federal Indian Gaming Regulatory
1424 Act; provided no money or other thing of value shall be paid to any
1425 person as a result of the operation of such gambling device in the course
1426 of such training or testing at locations outside of the reservation of the
1427 tribe. Any person receiving such training or testing such device may use
1428 any such device in the course of such training or testing. Whenever
1429 either of said tribes intends to use and possess at any location within the
1430 state any such gambling device for the purpose of testing such device,
1431 the tribe shall give prior notice of such testing to the Department of
1432 Consumer Protection.

1433 (c) Any casino gaming facility, or its agents, may use and possess at
1434 any location within the state, solely for the purpose of training
1435 individuals in skills required for employment by the casino gaming
1436 facility or testing a gambling device, any gambling device which the
1437 casino gaming facility may use for conducting authorized games at the
1438 casino gaming facility, provided no money or other thing of value shall
1439 be paid to any person as a result of the operation of such gambling
1440 device in the course of such training or testing at locations outside of the
1441 casino gaming facility. Any person receiving such training or testing
1442 such device may use any such device in the course of such training or
1443 testing. Whenever a casino gaming facility intends to use and possess at
1444 any location within the state any such gambling device for the purpose
1445 of testing such device, the casino gambling facility shall give prior notice
1446 of such testing to the Department of Consumer Protection.

1447 Sec. 30. (*Effective July 1, 2021*) Notwithstanding the provisions of
1448 section 1-3 of the general statutes, if any provision of sections 1 to 10,
1449 inclusive, of this act, or any amendment made to the provisions of the
1450 general statutes pursuant to this act, except for those provisions
1451 regarding keno and the sale of lottery tickets for lottery draw games
1452 through the corporation's Internet web site, online service or mobile
1453 application, is held invalid by a court of competent jurisdiction in a final
1454 judgment which is not appealable, (1) the provisions of sections 1 to 10,
1455 inclusive, of this act shall cease to be effective, except for those
1456 provisions regarding keno and the sale of lottery tickets for lottery draw
1457 games through the corporation's Internet web site, online service or
1458 mobile application, and (2) the amendments made to the provisions of
1459 the sections of the general statutes pursuant to this act shall be
1460 inoperative, except for those provisions regarding keno and the sale of
1461 lottery tickets for lottery draw games through the corporation's Internet
1462 web site, online service or mobile application.

1463 Sec. 31. Section 12-565a of the general statutes is repealed. (*Effective*
1464 *July 1, 2021*)

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|---|---------------------|------------------|
| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>July 1, 2021</i> | New section |
| Sec. 2 | <i>July 1, 2021</i> | New section |
| Sec. 3 | <i>July 1, 2021</i> | New section |
| Sec. 4 | <i>July 1, 2021</i> | New section |
| Sec. 5 | <i>July 1, 2021</i> | New section |
| Sec. 6 | <i>July 1, 2021</i> | New section |
| Sec. 7 | <i>July 1, 2021</i> | New section |
| Sec. 8 | <i>July 1, 2021</i> | New section |
| Sec. 9 | <i>July 1, 2021</i> | New section |
| Sec. 10 | <i>July 1, 2021</i> | New section |
| Sec. 11 | <i>July 1, 2021</i> | 12-586f |
| Sec. 12 | <i>July 1, 2021</i> | 12-586g |
| Sec. 13 | <i>July 1, 2021</i> | 12-578aa |
| Sec. 14 | <i>July 1, 2021</i> | 12-578f |
| Sec. 15 | <i>July 1, 2021</i> | 12-806c |
| Sec. 16 | <i>July 1, 2021</i> | 12-801 |
| Sec. 17 | <i>July 1, 2021</i> | 12-806 |
| Sec. 18 | <i>July 1, 2021</i> | 12-806a |
| Sec. 19 | <i>July 1, 2021</i> | 12-810 |
| Sec. 20 | <i>July 1, 2021</i> | 12-811 |
| Sec. 21 | <i>July 1, 2021</i> | 12-815 |
| Sec. 22 | <i>July 1, 2021</i> | 12-816 |
| Sec. 23 | <i>July 1, 2021</i> | 12-561 |
| Sec. 24 | <i>July 1, 2021</i> | 12-563a |
| Sec. 25 | <i>July 1, 2021</i> | 52-553 |
| Sec. 26 | <i>July 1, 2021</i> | 52-554 |
| Sec. 27 | <i>July 1, 2021</i> | 53-278a(2) |
| Sec. 28 | <i>July 1, 2021</i> | 53-278a(4) |
| Sec. 29 | <i>July 1, 2021</i> | 53-278g |
| Sec. 30 | <i>July 1, 2021</i> | New section |
| Sec. 31 | <i>July 1, 2021</i> | Repealer section |

PS *Joint Favorable Subst.*