



House of Representatives

General Assembly

File No. 77

February Session, 2022

Substitute House Bill No. 5253

House of Representatives, March 22, 2022

The Committee on Public Safety and Security reported through REP. HORN of the 64th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING DISCLOSURE OF GAMING VOLUNTARY SELF-EXCLUSION RECORDS AND ALLOWING SINGLE-USE STORED VALUE INSTRUMENTS TO BE USED TO FUND CERTAIN KENO AND LOTTERY ACCOUNTS.

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

1 Section 1. Section 12-863 of the 2022 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective from passage*):

4 (a) (1) An individual may only place a sports wager through retail
5 sports wagering or online sports wagering outside of the reservations of
6 the Mashantucket Pequot Tribe and the Mohegan Tribe of Indians of
7 Connecticut or place a wager through online casino gaming conducted
8 outside of such reservations, if the wagering is authorized pursuant to
9 sections 12-852 to 12-854, inclusive, and the individual (A) has attained
10 the age of twenty-one, and (B) is physically present in the state when
11 placing the wager, and, in the case of retail sports wagering, is
12 physically present at a retail sports wagering facility in this state.

13 (2) An individual may only participate in a fantasy contest outside of
14 the reservations of the Mashantucket Pequot Tribe and the Mohegan
15 Tribe of Indians of Connecticut if the contest is authorized pursuant to
16 section 12-852 or 12-853, as amended by this act, and the individual has
17 attained the age of eighteen.

18 (b) Any electronic wagering platform used to (1) conduct online
19 sports wagering or online casino gaming, (2) conduct keno through the
20 Internet web site, an online service or a mobile application of the
21 Connecticut Lottery Corporation, (3) conduct retail sports wagering, (4)
22 sell lottery draw game tickets through the Internet web site, online
23 service or mobile application of the Connecticut Lottery Corporation, or
24 (5) conduct fantasy contests, shall be developed to:

25 (A) Verify that an individual (i) with an account for online sports
26 wagering, online casino gaming or retail sports wagering is twenty-one
27 years of age or older and is physically present in the state when placing
28 a wager or, in the case of retail sports wagering, is physically present at
29 a retail sports wagering facility, (ii) with an account to participate in
30 keno or to purchase lottery draw game tickets is eighteen years of age
31 or older and is physically present in the state when participating or
32 purchasing such tickets, or (iii) with an account for fantasy contests is
33 eighteen years of age or older;

34 (B) Provide a mechanism to prevent the unauthorized use of a
35 wagering account; and

36 (C) Maintain the security of wagering, participation or purchasing
37 data and other confidential information.

38 (c) A master wagering licensee and a licensed online gaming
39 operator, online gaming service provider and sports wagering retailer
40 shall each, where applicable based on the services provided:

41 (1) Prohibit an individual from establishing more than one account
42 on each electronic wagering platform operated by the licensee;

43 (2) Limit a person to the use of only one debit card or only one credit

44 card for an account, and place a monetary limit on the use of a credit
45 card over a period of time, provided single-use stored value
46 instruments, including, but not limited to, a gift card or a lottery
47 terminal printed value voucher, may be used pursuant to subdivision
48 (3) of subsection (d) of section 12-853, as amended by this act;

49 (3) Allow a person to limit the amount of money that may be
50 deposited into an account, and spent per day through an account;

51 (4) Provide that any money in an online account belongs solely to the
52 owner of the account and may be withdrawn by the owner;

53 (5) Establish a voluntary self-exclusion process to allow a person to
54 (A) exclude himself or herself from establishing an account, (B) exclude
55 himself or herself from placing wagers through an account, or (C) limit
56 the amount such person may spend using such an account;

57 (6) Provide responsible gambling and problem gambling information
58 to participants; and

59 (7) Conspicuously display on each applicable Internet web site or
60 mobile application:

61 (A) A link to a description of the provisions of this subsection;

62 (B) A link to responsible gambling information;

63 (C) A toll-free telephone number an individual may use to obtain
64 information about problem gambling;

65 (D) A link to information about the voluntary self-exclusion process
66 described in subdivision (5) of this subsection;

67 (E) A clear display or periodic pop-up message of the amount of time
68 an individual has spent on the operator's Internet web site or mobile
69 application;

70 (F) A means to initiate a break in play to discourage excessive play;
71 and

72 (G) A clear display of the amount of money available to the
73 individual in his or her account.

74 (d) At least every five years, each master wagering licensee shall be
75 subject to an independent review of operations conducted pursuant to
76 such license for responsible play, as assessed by industry standards and
77 performed by a third party approved by the department, which review
78 shall be paid for by the licensee.

79 (e) No advertisement of online casino gaming, online sports wagering
80 or retail sports wagering may: (1) Depict an individual under twenty-
81 one years of age, unless such individual is a professional athlete or a
82 collegiate athlete who, if permitted by applicable law, is able to profit
83 from the use of his or her name and likeness; or (2) be aimed exclusively
84 or primarily at individuals under twenty-one years of age.

85 (f) The name and any personally identifying information of a person
86 who is participating or who has participated in the voluntary self-
87 exclusion process established pursuant to subdivision (5) of subsection
88 (c) of this section shall not be deemed public records, as defined in
89 section 1-200, and shall not be available to the public under the
90 provisions of the Freedom of Information Act, as defined in section 1-
91 200, except:

92 (1) The Department of Consumer Protection or Connecticut Lottery
93 Corporation may disclose the name and personally identifying
94 information of such person to a master wagering licensee, licensed
95 online gaming operator, licensed online gaming service provider or
96 licensed sports wagering retailer as necessary to achieve the purposes
97 of subdivision (5) of subsection (c) of this section; and

98 (2) The Connecticut Lottery Corporation may disclose the name and
99 any relevant records of such person, other than records regarding such
100 person's participation in the voluntary self-exclusion process, if such
101 person claims a winning lottery ticket or if such person claims or is paid
102 a winning wager from online sports wagering or retail sports wagering
103 or is paid a prize from a fantasy contest.

104 Sec. 2. Section 12-810 of the 2022 supplement to the general statutes
105 is repealed and the following is substituted in lieu thereof (*Effective from*
106 *passage*):

107 (a) The Freedom of Information Act, as defined in section 1-200, shall
108 apply to all actions, meetings and records of the corporation, except (1)
109 where otherwise limited by subsection (c) of this section as to new
110 lottery games and serial numbers of unclaimed lottery tickets, (2) with
111 respect to financial, credit and proprietary information submitted by
112 any person to the corporation in connection with any proposal to
113 provide goods, services or professional advice to the corporation as
114 provided in section 12-815, (3) with respect to any personally
115 identifying, financial, credit or wagering information associated with
116 any person's account for Internet games, as defined in section 12-850,
117 and (4) where otherwise limited by [subsection (d) of this section as to
118 information submitted by any person to the corporation regarding such
119 person's participation in the voluntary self-exclusion process
120 established pursuant to subdivision (5) of subsection (c) of section 12-
121 863] subsection (f) of section 12-863, as amended by this act.

122 (b) The records of proceedings as provided in subsection (a) of section
123 12-805 shall be subject to disclosure pursuant to the provisions of
124 subsection (a) of section 1-210.

125 (c) Any new lottery game and the procedures for such game, until the
126 game is publicly announced by the corporation, and any serial number
127 of an unclaimed lottery ticket shall not be deemed public records, as
128 defined in section 1-200, and shall not be available to the public under
129 the provisions of section 1-210. The president shall submit a fiscal note
130 prepared by the corporation with respect to the procedures for a new
131 lottery game to the joint standing committees of the General Assembly
132 having cognizance of matters relating to finance, revenue, bonding and
133 public safety after approval of such game by the board.

134 [(d) The name and any personally identifying information of a person
135 who is participating or who has participated in the corporation's
136 voluntary self-exclusion process shall not be deemed public records, as

137 defined in section 1-200, and shall not be available to the public under
 138 the provisions of the Freedom of Information Act, as defined in section
 139 1-200, except that the president may disclose the name and any relevant
 140 records of such person, other than records regarding such person's
 141 participation in the voluntary self-exclusion process, if such person
 142 claims a winning lottery ticket from the purchase of a ticket for a lottery
 143 draw game through the corporation's Internet web site, online service
 144 or mobile application or if such person claims or is paid a winning
 145 wager from online sports wagering or retail sports wagering or is paid
 146 a prize from a fantasy contest.]

147 Sec. 3. Subsection (d) of section 12-853 of the 2022 supplement to the
 148 general statutes is repealed and the following is substituted in lieu
 149 thereof (*Effective from passage*):

150 (d) After the corporation commences the sale of lottery tickets for
 151 lottery draw games through the corporation's Internet web site, online
 152 service or mobile application pursuant to subsection (a) of this section,
 153 the corporation: (1) May implement initiatives to promote the purchase
 154 of lottery tickets through lottery sales agents; (2) may implement
 155 initiatives to promote both the purchase of tickets for lottery draw
 156 games through the corporation's Internet web site, online service or
 157 mobile application and the purchase of lottery tickets through lottery
 158 sales agents; (3) may allow a person to use a single-use stored value
 159 instrument, including, but not limited to, a gift card or a lottery terminal
 160 printed value voucher, purchased through a lottery sales agent to fund
 161 the person's account to participate in keno through, or purchase tickets
 162 for lottery draw games through, the corporation's Internet web site,
 163 online service or mobile application; and [(3)] (4) shall conduct a public
 164 awareness campaign to educate the public regarding responsible
 165 gambling and to inform the public of the programs available for the
 166 prevention, treatment and rehabilitation of compulsive gamblers in the
 167 state.

<p>This act shall take effect as follows and shall amend the following sections:</p>
--

Section 1	<i>from passage</i>	12-863
Sec. 2	<i>from passage</i>	12-810
Sec. 3	<i>from passage</i>	12-853(d)

PS *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

The bill makes various changes regarding personally identifying information of participants in the Connecticut Lottery and allows stored value instruments to be used to fund an online gaming account resulting in no fiscal impact to the state.

The Out Years**State Impact:** None**Municipal Impact:** None

OLR Bill Analysis

sHB 5253

AN ACT CONCERNING DISCLOSURE OF GAMING VOLUNTARY SELF-EXCLUSION RECORDS AND ALLOWING SINGLE-USE STORED VALUE INSTRUMENTS TO BE USED TO FUND CERTAIN KENO AND LOTTERY ACCOUNTS.

SUMMARY

This bill allows the use of single-use stored value instruments (e.g., gift cards or value vouchers) bought from a lottery sales agent to fund a person's online gaming account for playing keno or lottery draw games through the state lottery's online platforms. It also generally expands privacy protections for people participating in voluntary self-exclusion processes from gaming entities, where a person can choose to limit their gaming account spending or block themselves from making an account or placing wagers.

Under current law, the name and personally identifying information of participants in the Connecticut Lottery Corporation's (CLC's) voluntary self-exclusion process are exempt from disclosure under the Freedom of Information Act. The bill broadens this exemption to participants in the voluntary self-exclusion processes that must be established with the gaming services provided by master wagering licensees (generally CLC and the Mashantucket Pequot and Mohegan tribes) and their associated licensed online gaming operators, online gaming service providers, and sports wagering retailers.

However, under current law, CLC may disclose the name and any relevant records, other than participation in its exclusion process, of a person who (1) claims a winning online lottery ticket (2) claims or is paid a winning online or retail sports wager, or (3) is paid a fantasy contest prize. The bill expands this exception to allow CLC to disclose when someone wins any lottery ticket. The bill creates an additional exception

to allow the Department of Consumer Protection (DCP) and CLC to disclose the self-exclusion participants' information to the above gaming entities as necessary to achieve the purposes of the exclusion processes. (Under existing regulations, online gaming operators and sports wagering retailers must submit certain requests for voluntary self-exclusion to DCP (Conn. Agencies Reg. § 12-865-23).)

Lastly, the bill makes conforming changes.

EFFECTIVE DATE: Upon passage

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable Substitute

Yea 23 Nay 0 (03/08/2022)