

The Senate Committee on Regulated Industries and Utilities offered the following substitute to SB 172:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 50 of the Official Code of Georgia Annotated, relating to state government,
2 so as to authorize and provide for the regulation and taxation of sports betting in this state;
3 to provide for additional powers and duties of the Georgia Lottery Corporation; to provide
4 for the Georgia Lottery Corporation to engage in certain activities related to sports betting;
5 to provide for a short title; to provide for legislative findings; to provide for definitions; to
6 create a public corporation to regulate sports betting; to provide for such corporation to be
7 governed by the Georgia Sports Betting Commission; to provide for the qualifications,
8 appointment, removal, and powers of the commission and its members; to provide for the
9 appointment and compensation of a chief executive officer; to provide for the procedures,
10 limitations, requirements, and qualifications of the licensing of any person offering,
11 operating, or managing sports betting in this state; to provide for criminal background
12 checks; to regulate wagers and provide requirements for bettors; to provide for bettors to
13 restrict themselves from placing certain wagers; to provide certain resources for individuals
14 with problem gambling or a betting or gambling disorder; to provide for a privilege tax; to
15 require certain reports; to provide for the collection and disposition of fees and fines; to
16 prohibit certain conduct by commissioners, employees of the corporation, licensees, and
17 other persons; to provide for certain penalties; to provide for construction; to provide bettors
18 with certain rights; to amend Part 1 of Article 2 of Chapter 12 of Title 16 of the Official Code

19 of Georgia Annotated, relating to gambling, so as to exclude any consideration paid to a
20 sports betting licensee from the definition of "bet"; to provide for the exemption of persons
21 licensed for sports betting from regulations and restrictions regarding gambling information;
22 to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and
23 taxation, so as to exempt wagers placed as part of sports betting; to provide for related
24 matters; to provide for a contingent effective date and automatic repeal; to repeal conflicting
25 laws; and for other purposes.

26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

27 **PART I**
28 **SECTION 1-1.**

29 Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended
30 in Code Section 50-27-9, relating to general powers of the Georgia Lottery Corporation, by
31 revising paragraphs (18) and (19) of and adding a new paragraph to subsection (a) to read as
32 follows:

33 "(18) To act as a retailer, to conduct promotions which involve the dispensing of lottery
34 tickets or shares, and to establish and operate a sales facility to sell lottery tickets or
35 shares and any related merchandise; ~~and~~

36 (19) To perform any actions and carry out any responsibilities provided for in Article 4
37 of this chapter and Chapter 28 of this title; and

38 ~~(19)~~(20) To adopt and amend such regulations, policies, and procedures as necessary to
39 carry out and implement its powers and duties, organize and operate the corporation,
40 regulate the conduct of lottery games in general, and any other matters necessary or
41 desirable for the efficient and effective operation of the lottery or the convenience of the
42 public. The promulgation of any such regulations, policies, and procedures shall be

43 exempt from the requirements of Chapter 13 of this title, the 'Georgia Administrative
44 Procedure Act.'"

45 **SECTION 1-2.**

46 Said title is further amended by adding a new article to Chapter 27, relating to lottery for
47 education, to read as follows:

48 "ARTICLE 4

49 50-27-120.

50 As used in this article, the term:

51 (1) 'Online sports betting' shall have the same meaning as provided in Code
52 Section 50-28-3.

53 (2) 'Online sports betting services provider' shall have the same meaning as provided in
54 Code Section 50-28-3.

55 (3) 'Type 1 sports betting licensee' shall have the same meaning as provided in Code
56 Section 50-28-3.

57 50-27-121.

58 The corporation, as a Type 1 sports betting licensee as provided in Code Section 50-28-43,
59 may offer online sports betting; provided, however, that the corporation shall only offer
60 online sports betting through an online sports betting services provider. If the corporation
61 elects to offer online sports betting, it shall, through a public procurement process to be
62 established by the corporation, select one online sports betting services provider to contract
63 with to provide sports betting in this state as governed by Chapter 28 of this title. The
64 board shall develop and adopt procedures for such public procurement process. The
65 corporation may administer such public procurement process in accordance with the

66 board's procedures on its own or it may choose to utilize the services of the Department of
67 Administrative Services or any other state agency or subdivision thereof to administer such
68 process."

69 **PART II**
70 **SECTION 2-1.**

71 Said title is further amended by revising Chapter 28, which was reserved, as follows:

72 "CHAPTER 28

73 ARTICLE 1

74 Part 1

75 50-28-1.

76 This chapter shall be known and may be cited as the 'Georgia Sports Betting Integrity Act.'

77 50-28-2.

78 It is found and declared by the General Assembly that:

79 (1) Sports betting shall be overseen and regulated, and may also be offered, by the
80 Georgia Sports Betting Commission in a manner that provides continuing entertainment
81 to the public, maximizes revenues, and ensures that sports betting is operated in this state
82 with integrity and dignity and free of political influence;

83 (2) The commission shall be accountable to the General Assembly and to the public for
84 the management and oversight of sports betting in this state through a system of audits
85 and reports;

86 (3) The ability to offer sports betting in this state under a license issued in accordance
87 with this chapter constitutes a taxable privilege and not a right;

88 (4) Net proceeds of sports betting conducted pursuant to this chapter shall be used for the
89 purposes authorized by Article I, Section II, Paragraph VIII of the Constitution; and

90 (5) Sports betting shall be conducted in a manner so as to safeguard the fiscal soundness
91 of the state, enhance public welfare, and support the funding authorized by Article I,
92 Section II, Paragraph VIII of the Constitution.

93 50-28-3.

94 As used in this chapter, the term:

95 (1) 'Adjusted gross income' means the total of all moneys actually paid to a licensee as
96 bets minus federal excise taxes and minus the total amount actually paid out to winning
97 bettors over a specified period of time.

98 (2) 'Applicant' means any person that applies for a license under this chapter.

99 (3) 'Bettor' means an individual who is:

100 (A) Physically present in this state when placing a wager with a licensee;

101 (B) Twenty-one years of age or older; and

102 (C) Not prohibited from placing a wager or bet under Code Section 50-28-82.

103 (4) 'Bond' means a bond held in escrow for the purpose of maintaining adequate reserves
104 to account for losses suffered by a licensee and owed to bettors.

105 (5) 'Cheating' means improving the chances of winning or altering the outcome through
106 deception, interference, or manipulation of a sporting event or of any equipment,
107 including software, pertaining to or used in relation to the equipment used for or in
108 connection with the sporting event on which wagers are placed or invited. Such term
109 shall include attempts and conspiracy to cheat.

110 (6) 'Collegiate sporting event' means a sporting or athletic event involving a sports or
111 athletic team of a public or private institution of higher education.

- 112 (7) 'Commission' means the Georgia Sports Betting Commission created pursuant to
113 Code Section 50-28-4.
- 114 (8) 'Commission vendor' means a contractor, subcontractor, or independent contractor
115 that is hired by or that contracts with the commission or a licensee for the purpose of
116 facilitating the business of the commission or licensee under this chapter.
- 117 (9) 'Commissioner' means a member of the Georgia Sports Betting Commission.
- 118 (10) 'Corporation' means the Georgia Gaming Corporation.
- 119 (11) 'Executive director' means the chief executive officer of the corporation and the
120 executive director of the commission.
- 121 (12) 'Fantasy or simulated contest' means a game or event in which one or more players
122 compete and winning outcomes reflect the relative knowledge and skill of the player or
123 players and are determined predominantly by accumulated statistical results of the
124 performance of individuals, which may include, but shall not be limited to, athletes in
125 sporting events.
- 126 (13) 'Fixed-odds betting' means bets made at predetermined odds or on the spread where
127 the return to the bettor is unaffected by any later change in odds or the spread.
- 128 (14) 'Futures bet' means a wager made on the occurrence of an event in the future
129 relating to a sporting event.
- 130 (15) 'License' means a license issued by the commission under this chapter.
- 131 (16) 'Licensee' means a person that holds a license issued by the commission under this
132 chapter.
- 133 (17) 'Live betting' means a type of wager that is placed while the sporting event is in
134 progress and for which the odds on sporting events occurring are adjusted in real time.
- 135 (18) 'Material nonpublic information' means information that has not been disseminated
136 publicly concerning an athlete, contestant, prospective contestant, or athletic team,
137 including, without limitation, confidential information related to medical conditions or
138 treatment, physical or mental health or conditioning, physical therapy or recovery,

139 discipline, sanctions, academic status, education records, eligibility, playbooks, signals,
140 schemes, techniques, game plans, practices, strategies, assessments, systems, drills, or
141 recordings of practices or other athletic activities.

142 (19) 'Minor' means an individual who is less than 21 years of age.

143 (20) 'Money line' means the fixed odds in relation to a dollar amount that a team or
144 person participating in a sporting event will win outright regardless of the spread.

145 (21) 'Official event data' means statistics, results, outcomes, and other data related to a
146 sporting event obtained pursuant to an agreement with the relevant sporting events
147 operator whose corporate headquarters is based in the United States or an entity expressly
148 authorized by such sporting events operator to provide such information to licensees for
149 purposes of determining the outcome of tier 2 sports wagers.

150 (22) 'Official league data' means statistics, results, outcomes, and other data related to
151 a sporting event obtained pursuant to an agreement with the relevant sports governing
152 body whose corporate headquarters is based in the United States or an entity expressly
153 authorized by such sports governing body to provide such information to licensees for
154 purposes of determining the outcome of tier 2 sports wagers.

155 (23) 'Online sports betting' means a wager on a sporting event that is placed via the
156 internet through any electronic device other than a Type 2 sports betting machine and
157 accepted through an online sports betting platform that is operated by a Type 1 sports
158 betting licensee or such licensee's online sports betting services provider.

159 (24) 'Online sports betting platform' means the combination of hardware, software, and
160 data networks used to manage, administer, or control online sports betting and any
161 associated wagers accessible by any electronic means.

162 (25) 'Online sports betting services provider' means a person that contracts with a Type 1
163 sports betting licensee under Code Section 50-28-43 to operate online sports betting on
164 behalf of the Type 1 sports betting licensee and that is licensed by the commission.

165 (26) 'Over-under bet' means a single wager that predicts whether the combined score of
166 the two persons or teams engaged in a sporting event will be lower or higher than a
167 predetermined number.

168 (27) 'Parlay bet' means a single wager that incorporates two or more individual bets for
169 purposes of earning a higher payout if each bet incorporated within the wager wins.

170 (28) 'Person' means an individual or entity.

171 (29) 'Principal owner' means a person that owns an interest of 10 percent or more of an
172 entity.

173 (30) 'Professional sports team' means a major league professional team that plays
174 baseball, football, basketball, hockey, or soccer.

175 (31) 'Proposition bet' means a wager that does not depend on the final result of a sporting
176 event but on some occurrence within it.

177 (32) 'Relative' means a spouse, father, mother, son, daughter, grandfather, grandmother,
178 brother, sister, uncle, aunt, cousin, nephew, niece, father-in-law, mother-in-law,
179 son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother,
180 stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.

181 (33) 'Retail sports betting' means sports betting in which wagers, other than live betting
182 wagers, are placed by the bettor through a Type 2 sports betting machine at a Type 2
183 sports betting retail licensee's place of business.

184 (34) 'Sporting event' means any:

185 (A) Professional sporting or professional athletic event, including motor sports
186 sanctioned by a national or international organization or association;

187 (B) Collegiate sporting event;

188 (C) Olympic sporting or athletic event;

189 (D) Sporting or athletic event sanctioned by a national or international organization or
190 association;

191 (E) Sporting or athletic event conducted or organized by a sporting events operator; or

- 192 (F) Other event authorized by the commission.
193 Such term shall not include a nonprofessional or non-Olympic sporting or athletic event
194 if the majority of the participants are under 18 years of age.
- 195 (35) 'Sporting events operator' means a person that conducts or organizes a sporting
196 event for athletes or other participants that is not held or sanctioned as an official sporting
197 event of a sports governing body.
- 198 (36) 'Sports betting' means placing one or more wagers.
- 199 (37) 'Sports betting equipment' means any of the following that directly relate to or
200 affect, or are used in, the operation of sports betting:
- 201 (A) Any mechanical, electronic, or other device, mechanism, or equipment, including
202 Type 2 sports betting machines;
- 203 (B) Any software, application, components, or other goods; or
- 204 (C) Anything to be installed or used on a patron's personal electronic device.
- 205 (38) 'Sports betting license' means any of the licenses issued by the commission under
206 this chapter.
- 207 (39) 'Sports betting licensee' means a person that holds a valid sports betting license
208 issued by the commission under this chapter.
- 209 (40)(A) 'Sports betting supplier' means a person that provides sports betting equipment
210 or services necessary for the creation of sports betting markets and the determination
211 of bet outcomes, directly or indirectly, to any sports betting licensee involved in the
212 acceptance of bets, including any of the following:
- 213 (i) Providers of data feeds and odds services;
- 214 (ii) Providers of Type 2 sports betting machines;
- 215 (iii) Internet platform providers;
- 216 (iv) Risk management providers;
- 217 (v) Integrity monitoring providers; and
- 218 (vi) Other providers of sports betting services as determined by the commission.

- 219 (B) Such term shall not include a sports governing body that:
- 220 (i) Provides official league data concerning its own sporting event to a sports betting
- 221 licensee solely on that basis; or
- 222 (ii) Provides raw statistical match data to one or more designated and licensed
- 223 suppliers of data feeds and odds services solely on that basis.
- 224 (41) 'Sports governing body' means the organization, league, or association that oversees
- 225 a sport and prescribes final rules and enforces codes of conduct with respect to such sport
- 226 and participants therein.
- 227 (42) 'Spread' means the predicted scoring differential between two persons or teams
- 228 engaged in a sporting event.
- 229 (43) 'Supervisory employee' means a principal owner or employee having the authority
- 230 to act on behalf of a licensee or whose judgment is relied upon to manage and advance
- 231 the business operations of a licensee.
- 232 (44) 'Tier 1 sports wager' means a wager that is not a tier 2 sports wager.
- 233 (45) 'Tier 2 sports wager' means a wager that is placed on a sporting event while the
- 234 sporting event is in progress that does not depend on the final results of the sporting event
- 235 but on some occurrence within it.
- 236 (46) 'Type 1 sports betting licensee' means a person licensed or authorized by the
- 237 commission to directly or indirectly offer online sports betting.
- 238 (47) 'Type 2 sports betting distributor licensee' means a person licensed or authorized by
- 239 the commission to purchase and own Type 2 sports betting machines that permit
- 240 individuals to engage in retail sports betting through a Type 2 sports betting platform
- 241 licensee, and to place such machines at a Type 2 sports betting retail licensee's place of
- 242 business.
- 243 (48) 'Type 2 sports betting machine' means a self-service or clerk operated electronic
- 244 machine approved by the commission that is owned by a Type 2 sports betting distributor
- 245 licensee and that permits individuals to engage in retail sports betting through a Type 2

246 sports betting platform licensee while on the premises of a Type 2 sports betting retail
247 licensee's place of business; provided, however, that such machines shall not permit live
248 betting wagers. Such term shall not include a bona fide coin operated amusement
249 machine.

250 (49) 'Type 2 sports betting platform licensee' means a sports betting platform operator
251 licensed or authorized by the commission to offer retail sports betting on behalf of the
252 commission at a Type 2 sports betting retail licensee's place of business through Type 2
253 sports betting machines owned by Type 2 sports betting distributor licensees.

254 (50) 'Type 2 sports betting retail licensee' means a person licensed or authorized by the
255 commission to allow the placement of Type 2 sports betting machines owned by Type 2
256 sports betting distributor licensees in their places of business that permit individuals to
257 engage in retail sports betting through a Type 2 sports betting platform licensee.

258 (51) 'Wager' or 'bet' means a sum of money that is risked by a bettor on the unknown
259 outcome of one or more sporting events. Such term shall be limited to fixed-odds betting,
260 futures bets, live betting, a money line bet, an over-under bet, a parlay bet, a proposition
261 bet, or a bet on the spread. Such term shall not include a pari-mutuel bet or wager and
262 shall not include entry fees paid to participate in a fantasy or simulated contest.

263 50-28-4.

264 (a) There is created a body corporate and politic to be known as the Georgia Gaming
265 Corporation which shall be deemed to be an instrumentality of the state, and not a state
266 agency, and a public corporation. Venue for the corporation shall be in Fulton County.

267 (b)(1) The corporation shall be governed by a board of directors.

268 (2) Until otherwise provided by law, the commissioners of the Georgia Sports Betting
269 Commission appointed as provided in Code Section 50-28-5 shall, in addition to serving
270 as members of the commission, serve as members of the board of directors of the
271 corporation.

272 (3) The executive director of the Georgia Sports Betting Commission appointed as
273 provided in Code Section 50-28-8 shall, in addition to serving as executive director of the
274 commission, serve as chief executive officer of the corporation.

275 (c) The board of directors of the corporation shall:

276 (1) Oversee the chief executive officer and the operations of the corporation and any
277 commissions thereof;

278 (2) Adopt bylaws of the corporation, not inconsistent with law, for the administration of
279 its affairs;

280 (3) Approve or disapprove the employment of any person with the corporation by any
281 commission thereof; and

282 (4) Perform such other duties as provided by law.

283 50-28-5.

284 (a) The commission shall be composed of seven members as follows:

285 (1) Three members appointed by the Governor;

286 (2) Two members appointed by the President of the Senate; and

287 (3) Two members appointed by the Speaker of the House of Representatives.

288 (b) The terms of office of the members of the commission shall be four years, except that:

289 (1)(A) The initial term of office of the three gubernatorial appointees shall be one, two,
290 and three years, respectively, and the Governor shall make such appointments on or
291 before January 3, 2025, and shall specify the length of such initial term for each of the
292 three appointments;

293 (B) The initial term of office of the two members appointed by the President of the
294 Senate shall be two and four years, respectively, and the President of the Senate shall
295 make such appointments on or before January 3, 2025, and shall specify the length of
296 such initial term for each of the two appointments; and

- 297 (C) The initial term of office of the two members appointed by the Speaker of the
298 House of Representatives shall be one and three years, respectively, and the Speaker
299 of the House of Representatives shall make such appointments on or before January 3,
300 2025, and shall specify the length of such initial term for each of the two appointments;
301 (2) All successors shall be appointed in the same manner as the original appointments;
302 (3) Vacancies in office shall be filled in the same manner as the original appointments.
303 An appointment to fill a vacancy shall be for the remainder of the unexpired term; and
304 (4) No member shall serve more than two full consecutive terms; provided, however, that
305 an initial term of office provided for under paragraph (1) of this subsection that is less
306 than three years shall not constitute a full term for purposes of this paragraph; and
307 provided, further, that a member appointed to fill a vacancy as provided for under
308 paragraph (3) of this subsection may serve two full terms following the expiration of the
309 term related to the vacancy.
- 310 (c) The appointing authorities shall consider the following criteria when making
311 appointments to the commission:
- 312 (1) At least one member shall have at least ten years of experience in law enforcement
313 and criminal investigations;
- 314 (2) At least one member shall be a certified public accountant licensed in this state with
315 at least ten years of experience in accounting and auditing; and
- 316 (3) At least one member shall be an attorney admitted and authorized to practice law in
317 this state for at least ten years preceding such appointment.
- 318 (d) To be considered for appointment to the commission, the person shall have obtained
319 a certificate of fitness for sports betting affiliation pursuant to Code Section 50-28-30.
- 320 (e) A person shall be ineligible for appointment to the commission if he or she:
- 321 (1) For a period of one year immediately preceding the date of appointment:
- 322 (A) Held a license issued under this chapter, Chapter 27 of this title, or a gaming
323 license issued by any other jurisdiction;

- 324 (B) Was an officer, official, or employee of a licensee;
325 (C) Held 5 percent or more, whether directly or indirectly, of a beneficial ownership
326 of a licensee;
327 (D) Was a registered lobbyist for the executive or legislative branch, except while a
328 commissioner or employee of the corporation when officially representing the
329 commission; or
330 (E) Was an employee or member of the Georgia Lottery Corporation;
331 (2) Had a license issued under this chapter, Chapter 27 of this title, or a gaming license
332 issued by any other jurisdiction denied, suspended, or revoked;
333 (3) Acquired any direct or indirect interest in an applicant or a licensee;
334 (4) Had any direct or indirect business association, partnership, or financial relationship
335 with an applicant or licensee; or
336 (5) Is a relative of any applicant or licensee.

337 50-28-6.

338 A member of the commission shall be removed from office by the appointing authority:

- 339 (1) For misconduct in office, willful neglect of duty, conduct evidencing unfitness for
340 office, or incompetence; or
341 (2) Upon conviction of a felony offense, an offense under this chapter or Chapter 27 of
342 this title, or an equivalent offense under federal law or the law of another jurisdiction.

343 50-28-7.

- 344 (a) The commission shall convene at the call of its chairperson, as selected by and from
345 the members of the commission, or at the request of a majority of the members of the
346 commission.
347 (b) Meetings of the commission may be held via teleconference or other electronic means
348 or in any city or county of the state.

349 (c) Four members of the commission shall constitute a quorum, and the affirmative vote
350 of the majority of a quorum shall be required for any action or recommendation by the
351 commission. The affirmative vote of at least three members is required to adopt a proposed
352 rule or regulation, including an amendment to or repeal of an existing rule or regulation.

353 50-28-8.

354 (a) The commission shall appoint a person who is not a member of the commission to
355 serve as the executive director of the commission and who shall be confirmed by the
356 Senate. Such person shall also serve as the chief executive officer of the corporation. No
357 person shall be appointed as executive director unless he or she has been issued a certificate
358 of fitness for sports betting affiliation pursuant to Code Section 50-28-30.

359 (b) The executive director shall supervise, direct, coordinate, and administer all activities
360 necessary to fulfill the commission's responsibilities. The commission shall appoint the
361 executive director by April 1, 2025.

362 (c) The executive director shall be appointed for a term of five years or until his or her
363 successor is appointed and confirmed.

364 (d) The compensation of the executive director shall be fixed by the commission, provided
365 that such compensation shall not be less than 1 percent nor more than 5 percent of the total
366 privilege taxes collected by the commission under Code Section 50-28-70 in any
367 corresponding fiscal year.

368 50-28-9.

369 (a) The commission shall have all powers and duties necessary to carry out the provisions
370 of this chapter and to exercise the control of sports betting in this state as authorized by this
371 chapter. Such powers and duties shall include, but shall not be limited to, the following:

372 (1) To have jurisdiction, supervision, and regulatory authority over sports betting;

- 373 (2) To have jurisdiction and supervision of all persons conducting, participating in, or
374 attending any facility with sports betting;
- 375 (3) To appoint and employ such persons on behalf of the corporation as the commission
376 deems essential to perform its duties under this chapter and to ensure that sports betting
377 is conducted with order and the highest integrity. Such employees shall possess such
378 authority and perform such duties as the commission shall prescribe or delegate to them.
379 Such employees may include stewards, chemists, physicians, psychiatrists, psychologists,
380 counselors, therapists, inspectors, accountants, attorneys, security officers, and such other
381 employees deemed by the commission to be necessary for the supervision and proper
382 conduct of the highest standard of sports betting. Such employees shall be compensated
383 as provided by the commission;
- 384 (4) To enter upon, investigate, and have free access to all places of business of any
385 licensee under this chapter and to compel the production of any books, ledgers,
386 documents, records, memoranda, or other information of any licensee to ensure such
387 licensee's compliance with the rules and regulations promulgated by the commission
388 pursuant to this chapter;
- 389 (5) To promulgate any rules and regulations as the commission deems necessary and
390 proper pursuant to Chapter 13 of this title, the 'Georgia Administrative Procedure Act,'
391 to administer the provisions of this chapter; provided, however, that the initial rules and
392 regulations governing sports betting shall be promulgated and adopted by the commission
393 within 90 days of the effective date of this chapter after an opportunity has been provided
394 for public comment. The promulgation and adoption of such initial rules and regulations
395 shall not be subject to Chapter 13 of this title;
- 396 (6) To issue subpoenas for the attendance of witnesses before the commission,
397 administer oaths, and compel production of records or other documents and testimony of
398 witnesses whenever, in the judgment of the commission, it is necessary to do so for the
399 effectual discharge of the duties of the commission;

400 (7) To compel any person licensed by the commission to file with the commission such
401 data, documents, and information as shall appear to the commission to be necessary for
402 the performance of its duties, including, but not limited to, financial statements and
403 information relative to stockholders and all others with a pecuniary interest in such
404 person;

405 (8) To prescribe the manner in which books and records of persons licensed or permitted
406 by the commission shall be kept;

407 (9) To enter into arrangements with any foreign or domestic government or
408 governmental agency for the purposes of exchanging information or performing any other
409 act to better ensure the proper conduct of sports betting under this chapter;

410 (10) To order such audits, in addition to those otherwise required by this chapter, as the
411 commission deems necessary and desirable;

412 (11) Upon the receipt of a complaint of an alleged criminal violation of this chapter, to
413 immediately report such complaint to the appropriate law enforcement agency with
414 jurisdiction to investigate criminal activity;

415 (12) To provide for the reporting of the applicable amount of state and federal income
416 taxes of persons claiming a prize or payoff for a winning wager;

417 (13) To establish and administer programs for providing assistance to compulsive or
418 problem gamblers, including, but not limited to:

419 (A) Educating potential gamblers of methods and types of bets and fairly informing
420 potential gamblers of the odds or likelihood of winning such bets;

421 (B) Establishing and administering programs for educating potential gamblers about
422 responsible gambling, the warning signs of problem or compulsive gambling, and how
423 to prevent and treat problem or compulsive gambling;

424 (C) Developing and funding responsible gaming education campaigns coupled with
425 prevention and education efforts within communities that raise awareness of potential
426 signs or risk factors of problem or compulsive gambling;

- 427 (D) Encouraging the use of harm-minimizing measures by bettors, such as excluding
428 or limiting oneself from obtaining credit extensions, making credit card or cashless
429 payments, cashing checks, and making automated teller machine withdrawals, as well
430 as utilizing limit-setting tools and personal data and information to make informed
431 decisions about gambling;
- 432 (E) Promulgating rules and regulations that enable bettors to cool off, self-limit, and
433 self-exclude from gaming activities state wide and across multiple jurisdictions;
- 434 (F) Adopting processes for individuals to express concerns related to problem or
435 compulsive gambling to the commission;
- 436 (G) Developing state-wide advertising guidelines to ensure that the marketing of sports
437 betting is not targeted to minors and does not include content, themes, and promotions
438 that have special appeal to problem or compulsive gamblers;
- 439 (H) Requiring the electronic posting of signs or notifications on online sports betting
440 platforms that bear a toll-free number for an organization that provides assistance to
441 problem or compulsive gamblers; and
- 442 (I) Promulgating rules and regulations to limit the amount of bets a bettor can place
443 when such bettor has exhibited signs of problem or compulsive gambling;
- 444 (14) To eject or exclude from a sports betting facility or any part thereof any individual,
445 whether licensed or not, whose conduct or reputation is such that his or her presence may,
446 in the opinion of the commission or the designated employees of the corporation, reflect
447 adversely on the honesty and integrity of sports betting or interfere with the orderly
448 conduct of sports betting;
- 449 (15) To keep a true and full record of all proceedings of the commission under this
450 chapter and preserve at the commission's general office all books, documents, and papers
451 of the commission; and
- 452 (16) To adopt rules and regulations specific to the manner in which a licensee may
453 advertise its business operations as authorized by this chapter.

454 (b) The commission shall not have the power to prescribe a licensee's maximum or
455 minimum payout or hold percentage.

456 (c) The commission shall not have the power to issue or award and shall not issue or award
457 any licenses provided for in this chapter prior to September 1, 2025.

458 50-28-10.

459 (a) The commission shall not employ any person on behalf of the corporation if such
460 person:

461 (1) For a period of one year immediately preceding the date of appointment:

462 (A) Held a license issued under this chapter, Chapter 27 of this title, or a gaming
463 license issued by any other jurisdiction;

464 (B) Was an officer, official, or employee of a licensee;

465 (C) Held 5 percent or more, whether directly or indirectly, of a beneficial ownership
466 of a licensee;

467 (D) Was a registered lobbyist for the executive or legislative branch, except while a
468 commissioner or employee of the corporation when officially representing the
469 commission; or

470 (E) Was an employee or member of the Georgia Lottery Corporation;

471 (2) Had a license issued under this chapter or Chapter 27 of this title or a gaming license
472 issued by any other jurisdiction denied, suspended, or revoked;

473 (3) Acquired any direct or indirect interest in an applicant or a licensee;

474 (4) Had any direct or indirect business association, partnership, or financial relationship
475 with an applicant or licensee;

476 (5) Is a relative of any applicant or licensee; or

477 (6) Was dismissed from prior employment for gross misconduct or incompetence.

478 (b) A person who is ineligible for employment under paragraph (5) of subsection (a) of
479 this Code section may submit a waiver request to the corporation for consideration of

480 employment eligibility. The corporation shall consider waiver requests on a case-by-case
481 basis and shall issue the final approval or denial of each request. If the corporation
482 approves the request, the person shall not be ineligible for employment based upon
483 paragraph (5) of subsection (a) of this Code section.

484 50-28-11.

485 (a) If an employee of the corporation who was hired or appointed by the commission is
486 charged with a felony while employed by the corporation, the commission shall suspend
487 the employee, with or without pay, and terminate such individual's employment with the
488 corporation upon conviction.

489 (b) If an employee of the corporation who was hired or appointed by the commission is
490 charged with a misdemeanor while employed by the corporation, the commission shall
491 suspend the employee, with or without pay, and may terminate such individual's
492 employment with the corporation upon conviction if the commission determines that the
493 offense bears a close relationship to the employment duties and responsibilities of the
494 position held with the corporation by such individual.

495 Part 2

496 50-28-20.

497 (a) A commissioner or an employee of the corporation who was hired or appointed by the
498 commission shall notify the commission within three calendar days after arrest for any
499 offense.

500 (b) A commissioner or an employee of the corporation who was hired or appointed by the
501 commission shall immediately provide to the commission detailed written notice of the
502 circumstances if the member or employee is indicted, is charged with, is convicted of,
503 pleads guilty or nolo contendere to, or forfeits bail for:

- 504 (1) A misdemeanor involving gambling, dishonesty, theft, or fraud;
505 (2) A violation of any law in any state or a federal law or a law of any other jurisdiction
506 involving gambling, dishonesty, theft, or fraud which would constitute a misdemeanor
507 under the laws of this state; or
508 (3) A felony under the laws of this or any other state, the United States, or any other
509 jurisdiction.

510 50-28-21.

511 (a) A commissioner or employee of the corporation shall not accept gifts or similar items
512 from any business entity that, directly or indirectly, owns or controls any person regulated
513 by the commission or from any business entity that, directly or indirectly, is an affiliate or
514 subsidiary of any person regulated by the commission.

515 (b) A commissioner or an employee of the corporation may attend conferences, including
516 partaking of associated meals and events that are generally available to all conference
517 participants, without payment of any fees in addition to the conference fee. While
518 attending a conference, a commissioner or an employee may attend meetings, meals, or
519 events that are not sponsored, in whole or in part, by any representative of any person
520 regulated by the commission and that are limited to commissioners or employees only,
521 committee members, or speakers, if the commissioner or employee is a member of a
522 committee of the association of regulatory agencies which organized the conference or is
523 a speaker at the conference. It is not a violation of this subsection for a commissioner or
524 an employee to attend a conference for which conference participants who are employed
525 by a person regulated by the commission have paid a higher conference registration fee
526 than the commissioner or employee, or to attend a meal or event that is generally available
527 to all conference participants without payment of any fees in addition to the conference fee
528 and that is sponsored, in whole or in part, by a person regulated by the commission.

529 (c) A commissioner or an employee of the corporation shall not accept anything of value
530 from a party in a proceeding currently pending before the commission.

531 (d) A commissioner shall not:

532 (1) Serve as the representative of any political party or on any executive committee or
533 other governing body of a political party;

534 (2) Serve as an executive officer or employee of any political party, committee,
535 organization, or association;

536 (3) Receive remuneration for activities on behalf of any candidate for public office;

537 (4) Engage on behalf of any candidate for public office in the solicitation of votes or
538 other activities on behalf of such candidacy; or

539 (5) Become a candidate for election to any public office without first resigning from
540 office.

541 (e) A commissioner, during his or her term of office, shall not make any public comment
542 regarding the merits of any proceeding currently pending before the commission.

543 (f) A commissioner or an employee of the corporation shall not act in an unprofessional
544 manner at any time during the performance of his or her official duties.

545 (g) A commissioner or an employee of the corporation shall avoid impropriety in all
546 activities and shall act at all times in a manner that promotes public confidence in the
547 integrity and impartiality of the commission.

548 (h) A commissioner or an employee of the corporation shall not, directly or indirectly,
549 through staff or other means, solicit anything of value from any person regulated by the
550 commission, or from any business entity that, whether directly or indirectly, is an affiliate
551 or a subsidiary of any person regulated by the commission, or from any party appearing in
552 a proceeding considered by the commission in the preceding calendar year.

553 (i) A commissioner shall not personally represent another person or entity for
554 compensation before the executive or legislative branch or any county or municipal

555 government or governmental agency except to represent the commission in an official
556 capacity.

557 (j) The Georgia Government Transparency and Campaign Finance Commission shall
558 accept and investigate any alleged violations of this Code section. For any investigation
559 of alleged violations, the Georgia Government Transparency and Campaign Finance
560 Commission shall provide the Governor, the President of the Senate, and the Speaker of
561 the House of Representatives with a report of its findings and recommendations. The
562 Governor is authorized to enforce recommendations of the Georgia Government
563 Transparency and Campaign Finance Commission. A commissioner or an employee of the
564 corporation may request an advisory opinion from the Georgia Government Transparency
565 and Campaign Finance Commission regarding the standards of conduct or prohibitions set
566 forth in this Code section.

567 (k) If, during the course of an investigation by the Georgia Government Transparency and
568 Campaign Finance Commission into an alleged violation of this Code section, allegations
569 are made as to the identity of the person giving or providing the prohibited thing, such
570 identified person shall be given notice and an opportunity to participate in the investigation
571 and relevant proceedings to present a defense. If the Georgia Government Transparency
572 and Campaign Finance Commission determines such identified person gave or provided
573 a prohibited thing, such identified person shall not appear before the commission or
574 otherwise represent anyone before the commission for a period of two years.

575 (l) A commissioner, an employee of the corporation, or a relative living in the same
576 household as a commissioner or an employee shall not place a wager with any licensee.

577 50-28-22.

578 (a) A commissioner, the executive director, and an employee of the corporation shall not
579 personally represent another person or entity for compensation before the executive or
580 legislative branch for a period of one year following the commissioner's or executive

581 director's end of service or a period of one year following employment unless employed
582 by another agency of state government.

583 (b) A commissioner shall not, for one year immediately following the date of resignation
584 or termination from the commission:

585 (1) Hold a license issued under this chapter; be an officer, official, or employee of a
586 licensee; or hold 5 percent or more, whether directly or indirectly, of the beneficial
587 ownership of such licensee; or

588 (2) Accept employment by, or compensation from, a business entity that, directly or
589 indirectly, owns or hold a license issued under this chapter;

590 (3) Be an officer, official, or employee of such licensee; or

591 (4) Hold 5 percent or more, whether directly or indirectly, of the beneficial ownership
592 interest of:

593 (A) Any person regulated by the commission;

594 (B) A business entity which, directly or indirectly, is an affiliate or subsidiary of a
595 person regulated by the commission; or

596 (C) A business entity or trade association that has appeared before the commission
597 within one year preceding the commissioner's resignation or termination of service on
598 the commission.

599 (c) An employee of the corporation shall not, for one year immediately following the date
600 of termination or resignation from employment with the corporation, hold a license issued
601 under this chapter; be an officer, official or employee of a licensee; or hold 5 percent or
602 more, whether directly or indirectly, of the beneficial ownership interest in any person
603 regulated by the commission.

604 (d) Any person violating this Code section shall be subject to the penalties for violations
605 of standards of conduct for public officers, employees of agencies, and local government
606 attorneys and a civil penalty of an amount equal to the compensation that such person
607 receives for the prohibited conduct.

608 ARTICLE 2

609 Part 1

610 50-28-30.

611 (a) As used in this Code section, the term 'department' means the Department of Revenue.

612 (b) Each person required under subsection (d) of Code Section 50-28-5, subsection (a) of

613 Code Section 50-28-8, and paragraph (2) of subsection (c) of Code Section 50-28-40 to

614 have a certificate of fitness for sports betting affiliation shall submit to the department an

615 application for such certification. Such application shall constitute express consent and

616 authorization for the department to perform a criminal background check. Each applicant

617 who submits an application to the department for certification agrees to provide the

618 department with any and all information necessary to run a criminal background check,

619 including, but not limited to, classifiable sets of fingerprints as set forth in subsection (c)

620 of this Code section. The applicant shall be responsible for all fees associated with the

621 performance of such background check.

622 (c) An applicant who submits an application for a certificate of fitness for sports betting

623 affiliation to the department shall submit, with the application, one set of classifiable

624 electronically recorded fingerprints to the department in accordance with the fingerprint

625 system of identification established by the director of the Federal Bureau of Investigation.

626 The department shall transmit the fingerprints to the Georgia Crime Information Center,

627 which shall perform technical searches of the fingerprints, as required by the National

628 Fingerprint File Qualification Requirements, and, thereafter, submit the fingerprints to the

629 Federal Bureau of Investigation for a search of the bureau's records. After receiving results

630 of the Georgia Crime Information Center's technical searches and the Federal Bureau of

631 Investigation's search of its records, the department shall determine whether the applicant

632 may be issued a certificate in accordance with subsection (d) of this Code section.

633 (d) The department shall not issue a certificate of fitness for sports betting affiliation to
634 any person who has been convicted of, has been found guilty of, or has pled guilty to,
635 regardless of adjudication and in any jurisdiction, any felony or any misdemeanor that is
636 directly related to gambling, dishonesty, theft, or fraud.

637 50-28-31.

638 Any person who knowingly provides false information in submitting any application for
639 licensure or employment under this chapter commits the offense of false swearing within
640 the meaning of Code Section 16-10-71.

641 50-28-32.

642 (a) A commissioner shall not initiate or consider ex parte communication concerning the
643 merits, threat, or offer of reward in any proceeding that is pending before the commission.
644 No individual shall discuss ex parte with a commissioner the merits, threat, or offer of
645 reward regarding any issue in a proceeding that is pending before the commission. This
646 subsection shall not apply to employees of the corporation that were hired or appointed by
647 the commission.

648 (b) If a commissioner knowingly receives an ex parte communication relative to a
649 proceeding to which the commissioner is assigned, the commissioner shall place on the
650 record of the proceeding copies of all written communications received, all written
651 responses to the communications, and a memorandum stating the substance of all oral
652 communications received and all oral responses made, and shall give written notice to all
653 parties to the communication that such matters have been placed on the record. Any party
654 that desires to respond to an ex parte communication may do so and the response shall be
655 received by the commission within ten days after receiving notice that the ex parte
656 communication has been placed on the record. The commissioner may, if deemed by such
657 commissioner to be necessary to eliminate the effect of an ex parte communication,

658 withdraw from the proceeding, in which case the chairperson shall substitute another
659 commissioner for the proceeding.

660 (c) Any individual who makes an ex parte communication shall submit to the commission
661 a written statement describing the nature of such communication, to include the name of
662 the person making the communication, the name of the commissioner or commissioners
663 receiving the communication, copies of all written communications made, all written
664 responses to such communications, and a memorandum stating the substance of all oral
665 communications received and all oral responses made. The commission shall place on the
666 record of a proceeding all such communications.

667 (d) Any commissioner who knowingly fails to place on the record any such
668 communications in violation of this Code section within 15 days after the date of such
669 communication is subject to removal and may be assessed a civil penalty not to
670 exceed \$5,000.00.

671 (e)(1) It shall be the duty of the Georgia Government Transparency and Campaign
672 Finance Commission to receive and investigate sworn complaints of violations of this
673 Code section.

674 (2) The Georgia Government Transparency and Campaign Finance Commission shall
675 accept and investigate any alleged violations of this Code section. For any investigation
676 of alleged violations, the Georgia Government Transparency and Campaign Finance
677 Commission shall provide the Governor, the President of the Senate, and the Speaker of
678 the House of Representatives with a report of its findings and recommendations. The
679 Governor is authorized to enforce recommendations of the Georgia Government
680 Transparency and Campaign Finance Commission, and to remove from office any
681 commissioner who is found by the Georgia Government Transparency and Campaign
682 Finance Commission to have willfully and knowingly violated this Code section. The
683 Governor shall remove from office any commissioner who is found by the Georgia
684 Government Transparency and Campaign Finance Commission to have willfully and

685 knowingly violated this Code section after a previous finding by the Georgia Government
686 Transparency and Campaign Finance Commission that the commissioner willfully and
687 knowingly violated this Code section in a separate matter.

688 (3) If a commissioner fails or refuses to pay to the Georgia Government Transparency
689 and Campaign Finance Commission any civil penalty assessed pursuant to this
690 subsection, the Georgia Government Transparency and Campaign Finance Commission
691 may bring an action in any state court to enforce such penalty.

692 (4) If, during the course of an investigation by the Georgia Government Transparency
693 and Campaign Finance Commission into an alleged violation of this Code section,
694 allegations are made as to the identity of the person who participated in the ex parte
695 communication, such identified person shall be given notice and an opportunity to
696 participate in the investigation and relevant proceedings to present a defense. If the
697 Georgia Government Transparency and Campaign Finance Commission determines that
698 such identified person participated in the ex parte communication, the person shall not
699 appear before the commission or otherwise represent anyone before the commission for
700 a period of two years.

701 Part 2

702 50-28-40.

703 (a) Any person offering, operating, or managing sports betting, including retail sports
704 betting, in this state shall be licensed by the commission.

705 (b) The commission shall issue licenses to qualified applicants able to meet the duties of
706 a license holder under this chapter and that the commission determines will be best able to
707 maximize revenues for the state.

708 (c) An applicant for a license shall submit an application on a form in such manner and in
709 accordance with such requirements as may be prescribed by rules and regulations of the

710 commission. Such rules and regulations shall require, at a minimum, that the application
711 include the following:

712 (1) If the applicant is an entity, identification of the applicant's principal owners, board
713 of directors, officers, and supervisory employees;

714 (2) Evidence of the applicant's certificate of fitness for sports betting affiliation. If the
715 applicant is an entity, such evidence shall be provided for every individual who is a
716 principal owner;

717 (3) Information, documentation, and assurances as may be required by the commission
718 to establish by clear and convincing evidence the applicant's good character, honesty, and
719 integrity, including, but not limited to, information pertaining to family, habits, character,
720 reputation, criminal and arrest records, business activities, financial affairs, and business,
721 professional, and personal associates, covering at least the ten-year period immediately
722 preceding the filing of the application;

723 (4) Notice and a description of civil judgments obtained against the applicant pertaining
724 to antitrust or security regulation laws of the federal government, this state, or any other
725 state, jurisdiction, province, or country;

726 (5) To the extent available, letters of reference or the equivalent from law enforcement
727 agencies having jurisdiction of the applicant's place of residence and principal place of
728 business. Each such letter of reference shall indicate that the law enforcement agency
729 does not have any pertinent information concerning the applicant or, if such law
730 enforcement agency does have information pertaining to the applicant, shall provide such
731 information;

732 (6) If the applicant has conducted sports betting operations in another jurisdiction, a
733 letter of reference from the regulatory body that governs sports betting that specifies the
734 standing of the applicant with such regulatory body; provided, however, that, if no such
735 letter is received within 60 days of the request therefor, the applicant may submit a

736 statement under oath that the applicant is or was, during the period such activities were
737 conducted, in good standing with the regulatory body;

738 (7) Information, documentation, and assurances concerning financial background and
739 resources as may be required to establish by clear and convincing evidence the financial
740 stability, integrity, and responsibility of the applicant, including, but not limited to, bank
741 references, business and personal income and disbursement schedules, tax returns and
742 other reports filed with governmental agencies, and business and personal accounting and
743 check records and ledgers. Each applicant shall, in writing, authorize the examination of
744 all bank accounts and records as may be deemed necessary by the commission. The
745 commission may consider any relevant evidence of financial stability. The applicant
746 shall be presumed to be financially stable if the applicant establishes by clear and
747 convincing evidence the ability to:

748 (A) Assure the financial integrity of sports betting operations by the maintenance of
749 a reserve of not less than \$500,000.00 or the amount required to cover the outstanding
750 liabilities for wagers accepted by the licensee, whichever is greater. Such reserve may
751 take the form of a bond, an irrevocable letter of credit, payment processor reserves and
752 receivables, cash or cash equivalents segregated from operational funds, or a
753 combination thereof. Such reserve shall be adequate to pay winning wagers to bettors
754 when due. An applicant is presumed to have met this standard if the applicant
755 maintains, on a daily basis, a minimum reserve in an amount which is at least equal to
756 the average daily minimum reserve, calculated on a monthly basis, for the
757 corresponding month in the previous year;

758 (B) Meet ongoing operating expenses which are essential to the maintenance of
759 continuous and stable sports betting operations; and

760 (C) Pay, as and when due, all state and federal taxes;

761 (8) Information, documentation, and assurances as may be required to establish by clear
762 and convincing evidence that the applicant has sufficient business ability and sports

763 betting experience to establish the likelihood of the creation and maintenance of
764 successful, efficient sports betting operations in this state;

765 (9) Information, as required by rules and regulations of the commission, regarding the
766 financial standing of the applicant, including, without limitation, each person or entity
767 that has provided loans or financing to the applicant;

768 (10) A nonrefundable application fee and licensing fee as follows:

769 (A) Applicants for a Type 1 sports betting license shall pay a nonrefundable
770 application fee in the amount of \$100,000.00 and an annual licensing fee in the amount
771 of \$1 million;

772 (B) Applicants for a Type 2 sports betting distributor license shall pay a nonrefundable
773 application fee in the amount of \$10,000.00 and an annual licensing fee of \$100,000.00;

774 (C) Applicants for a Type 2 sports betting platform license shall pay a nonrefundable
775 application fee in the amount of \$10,000.00 and an annual licensing fee of \$100,000.00;

776 (D) Applicants for a Type 2 sports betting retail license shall pay a nonrefundable
777 application fee in the amount of \$500.00 and an annual licensing fee of \$1,000.00; and

778 (E) Applicants for an online sports betting services provider license and applicants for
779 a sports betting supplier license shall pay a nonrefundable application fee in the amount
780 of \$10,000.00 and an annual licensing fee of \$100,000.00; and

781 (11) Any additional information, documents, or assurances required by rules and
782 regulations of the commission.

783 (d) The commission shall review and approve or deny an application for a license not more
784 than 90 days after receipt of an application.

785 50-28-41.

786 (a) A licensee may renew its license by submitting an application on a form in such
787 manner and in accordance with such requirements as may be prescribed by rules and
788 regulations of the commission. A licensee shall submit the nonrefundable application fee
789 prescribed under paragraph (10) of subsection (c) of Code Section 50-28-40 with its
790 application for license renewal.

791 (b) For each renewal of a license approved under this Code section, the amount of the
792 application fee shall be credited toward the licensee's annual licensing fee and the licensee
793 shall remit the balance of the annual fee to the commission upon renewal of its license.

794 (c) Each licensee shall have a continuing duty to promptly inform the commission of any
795 change in status relating to any information that may disqualify the licensee from holding
796 a license.

797 (d) All licenses issued under this chapter shall be valid for a term of ten years, unless
798 suspended or revoked as provided under this chapter.

799 (e) The commission may adopt rules and regulations prescribing the manner in which a
800 license may be transferred and a fee for a license transfer.

801 (f) A licensee may maintain the bond, letter of credit, or cash reserve at any bank lawfully
802 operating in this state and the licensee shall be the beneficiary of any interest accrued
803 thereon.

804 50-28-42.

805 (a) For purposes of this Code section, the term 'corporation vendor' shall have the same
806 meaning as provided for the term 'vendor' in Code Section 50-27-3.

807 (b) The following persons shall not be eligible to apply for or obtain a license under this
808 chapter:

- 809 (1) A member of the board of directors or employee of the Georgia Lottery Corporation
810 or an employee of a corporation vendor; provided, however, that a corporation vendor as
811 an entity may be eligible to apply for or obtain a license;
- 812 (2) A commissioner, employee of the corporation, or an employee of a commission
813 vendor; provided, however, that a commission vendor as an entity may be eligible to
814 apply for or obtain a license;
- 815 (3) A professional sports team or an employee of a professional sports team;
- 816 (4) An individual or entity that has an ownership interest of 5 percent or more in a
817 professional sports team or an employee of such individual or entity;
- 818 (5) A coach of or player for a collegiate, professional, or Olympic sports team or sport
819 or an entity that has an affiliation or interest in such a sports team or sport;
- 820 (6) An individual who is a member or employee of any sports governing body or
821 sporting events operator or an entity that has an affiliation with any sports governing
822 body or sporting events operator;
- 823 (7) An individual or entity with an owner, officer, or director who has been convicted of
824 a crime of moral turpitude or similar degree as specified in rules and regulations
825 promulgated by the commission;
- 826 (8) A person having the ability to directly affect the outcome of a sporting event upon
827 which the applicant offers sports betting;
- 828 (9) A trustee or regent of a governing board of a public or private institution of higher
829 education;
- 830 (10) An individual prohibited by the rules or regulations of a sports governing body or
831 sporting events operator of a collegiate sports team, league, or association from
832 participating in sports betting;
- 833 (11) A student or an employee of a public or private institution of higher education who
834 has access to material nonpublic information concerning a student athlete or a sports
835 team; and

836 (12) Any other category of persons, established by rules and regulations of the
837 commission, that, if licensed, would negatively affect the integrity of sports betting in this
838 state.

839 (c) An individual listed in paragraphs (2) through (12) of subsection (b) of this Code
840 section may hold an ownership interest in an applicant or licensee without disqualifying
841 the applicant or licensee from obtaining or holding a license; provided, however, that such
842 an ownership interest of 5 percent or more shall require approval from the commission.
843 In determining whether such an ownership interest shall be the basis of disqualification, the
844 commission shall consider whether such interest would negatively affect the integrity of
845 sports betting in this state and any other factors the commission shall deem relevant.

846 50-28-43.

847 (a) A Type 1 sports betting license authorizes a Type 1 sports betting licensee, or its
848 designated online sports betting services provider, to offer online sports betting.

849 (b)(1) The commission shall issue no fewer than six Type 1 sports betting licenses to
850 qualified applicants able to meet the duties of a license holder under this chapter and that
851 the commission determines will be best able to maximize tax revenue for the state;
852 provided, however, that, if fewer than six qualified applicants seek Type 1 sports betting
853 licenses, the commission shall issue as many Type 1 sports betting licenses as there are
854 qualified applicants, and the absence of six issued Type 1 sports betting licenses shall not
855 preclude Type 1 sports betting licensees from offering online sports betting. If a Type 1
856 sports betting license is revoked, expires, or otherwise becomes ineffective, such Type 1
857 sports betting license shall not be included in the number of Type 1 sports betting licenses
858 issued.

859 (2) Although six is the minimum number of Type 1 sports betting licenses the
860 commission shall issue, there is no maximum limitation.

861 (3) One of the Type 1 sports betting licenses issued by the commission shall be issued
862 to the Georgia Lottery Corporation.

863 (c) A Type 1 sports betting licensee may contract with no more than one online sports
864 betting services provider to operate online sports betting on behalf of the Type 1 sports
865 betting licensee.

866 (d) Online sports betting may be offered under any brand that the Type 1 sports betting
867 licensee or online sports betting services provider licensee chooses, consistent with state
868 and federal law.

869 (e) No Type 1 sports betting licensee shall offer online sports betting until the commission
870 has issued a license to at least one online sports betting services provider.

871 (f) All applicants for any of the Type 1 sports betting licenses under subsection (b) of this
872 Code section that have submitted an application within 30 days of the date in which the
873 commission begins to accept applications for Type 1 sports betting licenses shall be given
874 an equal opportunity to first commence offering, conducting, or operating online sports
875 betting in this state on the same day as such other applicants.

876 50-28-44.

877 (a) A Type 2 sports betting distributor license authorizes a Type 2 sports betting distributor
878 licensee to place Type 2 sports betting machines in Type 2 sports betting retail licensees'
879 places of business that offer retail sports betting on behalf of the commission through one
880 or more Type 2 sports betting platform licensees; provided, however, that such retail sports
881 betting shall not include live betting wagers.

882 (b) The commission shall license not less than five nor more than ten qualified applicants
883 as Type 2 sports betting distributor licensees. The Type 2 sports betting distributor licenses
884 shall be issued to the Type 2 eligible distributor entities upon meeting the qualification and
885 suitability criteria applicable to such Type 2 eligible distributor entities established under
886 rules and regulations of the commission.

887 (c) A Type 2 sports betting distributor licensee shall maintain at least one operational place
888 of business in this state.

889 (d) Each Type 2 sports betting distributor licensee shall contract with the commission to
890 operate retail sports betting on behalf of the commission, through one or more Type 2
891 sports betting platform licensees, in exchange for 80 percent of the proceeds generated
892 from the retail sports betting conducted on the Type 2 sports betting machines owned by
893 such Type 2 sports betting distributor licensee.

894 (e) A Type 2 sports betting distributor licensee may offer retail sports betting, through one
895 or more Type 2 sports betting retail licensees, by using Type 2 sports betting machines
896 approved by the commission. Such Type 2 sports betting machines shall only offer retail
897 sports betting and shall not be bona fide coin operated amusement machines.

898 (f) A Type 2 sports betting distributor licensee shall not place more than two Type 2 sports
899 betting machines at a Type 2 sports betting retail licensee's place of business.

900 (g) A Type 2 sports betting distributor licensee shall contract with one or more Type 2
901 sports betting platform licensees to offer retail sports betting on its Type 2 sports betting
902 machines.

903 (h) A Type 2 sports betting distributor licensee may install sports betting equipment on its
904 Type 2 sports betting machines that allows bettors to place wagers through such machines
905 using their cellular telephones while on the premises of the Type 2 sports betting retail
906 licensee.

907 (i) There shall be no limit on the number of Type 2 sports betting platform licenses or
908 Type 2 sports betting retail licenses.

909 (j) The commission shall adopt rules and regulations that:

910 (1) Prescribe the ratios by which revenue from retail sports betting shall be divided
911 among Type 2 sports betting distributor licensees, Type 2 sports betting platform
912 licensees, and Type 2 sports betting retail licensees; and

913 (2) Are reasonable and necessary to effectuate the provisions of this chapter.

914 (k) The commission may adopt rules and regulations that limit sports betting within a
915 Type 2 sports betting retail licensee's place of business to retail sports betting, so far as
916 technically practical.

917 50-28-45.

918 (a) An online sports betting services provider shall offer online sports betting only in
919 accordance with the provisions of this chapter and the rules and regulations adopted by the
920 commission under this chapter.

921 (b) An online sports betting services provider shall obtain a license under this chapter
922 before offering online sports betting pursuant to a contract with a Type 1 sports betting
923 licensee. An online sports betting services provider license shall entitle the holder to
924 contract with no more than one Type 1 sports betting licensee.

925 50-28-46.

926 No licensee shall offer or accept any proposition bet on a collegiate sporting event.

927 50-28-47.

928 If this chapter becomes effective on January 1, 2025, following the ratification of an
929 amendment to the Constitution of Georgia, any person offering or engaging in sports
930 betting in this state after January 1, 2025, prior to being licensed by the commission to
931 offer or engage in such activity shall be prohibited from obtaining a license under this
932 chapter for a minimum period of two years. The prohibition and penalty provided in this
933 Code section shall be in addition to any other civil or criminal prohibitions and penalties
934 as may be provided in this chapter, Title 16, or other provisions of law.

935

Part 3936 50-28-60.937 The commission shall prescribe by rules and regulations:938 (1) The reserves that must be kept by licensees to comply with subparagraph (c)(7)(A)
939 of Code Section 50-28-40 to pay off bettors;940 (2) Any insurance requirements for a licensee;941 (3) Minimum requirements by which each licensee shall exercise effective control over
942 its internal fiscal affairs, including, without limitation, requirements for:943 (A) Safeguarding assets and revenues, including evidence of indebtedness;944 (B) Maintaining reliable records relating to accounts, transactions, profits and losses,
945 operations, and events; and946 (C) Global risk management;947 (4) Requirements for internal and independent audits of licensees;948 (5) The manner in which periodic financial reports shall be submitted to the commission
949 from each licensee, including the financial information to be included in the reports;950 (6) The type of information deemed to be confidential financial or proprietary
951 information that is not subject to any reporting requirements under this chapter;952 (7) Policies, procedures, and processes designed to mitigate the risk of cheating and
953 money laundering; and954 (8) Any post-employment restrictions necessary to maintain the integrity of sports
955 betting in this state.

Part 4

956

957 50-28-70.

958 (a) In addition to any other taxes as may be provided by law and except as provided in
959 paragraph (55) of Code Section 48-8-3, there shall be imposed an annual privilege tax on
960 the adjusted gross income derived from online sports betting as follows:

961 (1) Twenty-five percent of the adjusted gross income derived from parlay bets,
962 proposition bets, and live betting wagers; and

963 (2) Twenty percent of the adjusted gross income derived from all other sports betting
964 wagers.

965 (b) The privilege tax described in subsection (a) of this Code section shall be paid by the
966 Type 1 sports betting licensee.

967 (c) The privilege tax imposed under this Code section shall be paid monthly by a Type 1
968 sports betting licensee based on its monthly adjusted gross income for the immediately
969 preceding calendar month. The privilege tax shall be paid to the commission in accordance
970 with rules and regulations promulgated by the commission. If the Type 1 sports betting
971 licensee's adjusted gross income for a month is a negative number, such licensee may carry
972 over such negative amount to subsequent months.

973 (d) All moneys from privilege taxes and fees collected under this Code section shall be
974 distributed and used as provided under Article I, Section II, Paragraph VIII of the
975 Constitution.

976 50-28-71.

977 (a) Each licensee shall report to the commission, no later than January 15 of each year:

978 (1) The total amount of wagers received from bettors for the immediately preceding
979 calendar year;

980 (2) The adjusted gross income of the licensee for the immediately preceding calendar
981 year; and

982 (3) Any additional information required by rules and regulations of the commission
983 deemed in the public interest or necessary to maintain the integrity of sports betting in
984 this state.

985 (b) A licensee shall promptly report to the commission any information relating to:

986 (1) The name of any newly elected officer or director of the board of the licensed entity;
987 and

988 (2) The acquisition by any person of 10 percent or more of any class of corporate stock.

989 (c) With respect to information reported under subsection (b) of this Code section, a
990 licensee shall include with such report a statement of any conflict of interest that may exist
991 as a result of such election or acquisition.

992 (d) Upon receiving a report under this Code section or subsection (b) of Code
993 Section 50-28-111, the commission may conduct a hearing in accordance with Code
994 Section 50-28-120 to determine whether the licensee remains in compliance with this
995 chapter.

996 ARTICLE 3

997 Part 1

998 50-28-80.

999 (a) A licensee shall not knowingly:

1000 (1) Allow a minor to place a wager;

1001 (2) Offer, accept, or extend credit to a bettor; provided, however, that promotions and
1002 promotional credits shall be permitted to be offered and extended to bettors;

1003 (3) Target minors in advertising or promotions for sports betting;

1004 (4) Offer or accept a proposition bet on a collegiate sporting event;

1005 (5) Offer or accept a wager on any event, outcome, or occurrence other than a sporting
1006 event, including, without limitation, a high school sporting event offered, sponsored, or
1007 played in connection with a public or private institution that offers education at the
1008 secondary level; or

1009 (6) Accept a wager from an individual who is on the registry created and maintained by
1010 the commission under subsection (c) of Code Section 50-28-82.

1011 (b) A person that knowingly violates this Code section:

1012 (1) For a first offense, shall be guilty of a misdemeanor; and

1013 (2) For a second or subsequent offense, shall be guilty of a misdemeanor of a high and
1014 aggravated nature.

1015 50-28-81.

1016 (a) Except for those individuals ineligible to place bets under Code Section 50-28-82, an
1017 individual who is 21 years of age or older and who is physically located in this state may
1018 place a wager in the manner authorized under this chapter and the rules and regulations of
1019 the commission.

1020 (b) A licensee shall ensure that all wagers accepted in this state are from qualified bettors
1021 and in accordance with this chapter and the rules and regulations of the commission.

1022 50-28-82.

1023 (a) The following individuals and categories of individuals shall not, directly or indirectly,
1024 place a wager on sporting events or online sports betting platforms in this state:

1025 (1) A commissioner or member, officer, or employee of the corporation shall not place
1026 a wager on any sporting event or platform;

1027 (2) A member, officer, or employee of the Georgia Lottery Corporation shall not place
1028 a wager on any sporting event or platform;

1029 (3) A commission vendor shall not place a wager on any sporting event or platform;

- 1030 (4) A licensee or principal owner, partner, member of the board of directors, officer, or
1031 supervisory employee of a licensee shall not place a wager on the licensee's platform;
- 1032 (5) A vendor of a licensee or any principal owner, partner, member of the board of
1033 directors, officer, or supervisory employee of a vendor shall not place a wager on the
1034 licensee's platform;
- 1035 (6) A contractor, subcontractor, or consultant or any officer or employee of a contractor,
1036 subcontractor, or consultant of a licensee shall not place a wager on the licensee's
1037 platform, if such individual is directly involved in the licensee's operation of sports
1038 betting or the processing of sports betting claims or payments through the licensee's
1039 platform;
- 1040 (7) An individual subject to a contract with the commission shall not place a wager on
1041 any platform, if the contract contains a provision prohibiting the individual from
1042 participating in sports betting;
- 1043 (8) An individual with access to material nonpublic information that is known
1044 exclusively by an individual who is prohibited from placing a wager in this state under
1045 this Code section shall not use any such information to place a wager on any sporting
1046 event or platform;
- 1047 (9) An amateur or Olympic athlete shall not place a wager on any sporting event in
1048 which the athlete participates;
- 1049 (10) A professional athlete shall not place a wager on any sporting event overseen by
1050 such athlete's sports governing body or sporting events operator;
- 1051 (11) An owner or employee of a team, player, umpire, or sports union personnel, or
1052 employee, referee, coach, or official of a sports governing body or sporting events
1053 operator shall not place a wager on any sporting event, if the wager is based on a sporting
1054 event overseen by the individual's sports governing body or sporting events operator;
- 1055 (12) An individual having the ability to directly affect the outcome of a sporting event
1056 shall not place a wager on such sporting event;

1057 (13) A trustee or regent of a governing board of a public or private institution of higher
1058 education shall not place a wager on a collegiate sporting event;

1059 (14) An individual prohibited by the rules or regulations of a sports governing body or
1060 sporting events operator of a collegiate sports team, league, or association from
1061 participating in sports betting shall not place a wager on any sporting event to which such
1062 prohibition applies; and

1063 (15) A student or an employee of a public or private institution of higher education who
1064 has access to material nonpublic information concerning a student athlete or a sports team
1065 shall be prohibited from placing a wager on a collegiate sporting event if such
1066 information is relevant to the outcome of such event.

1067 (b) The commission may prescribe by rules and regulations additional individuals and
1068 categories of individuals who are prohibited from placing a wager on specified sporting
1069 events or online sports betting platforms in this state.

1070 (c) The commission shall issue rules and regulations that require periodic reports from
1071 licensees and the information to be contained therein so that the commission can develop
1072 and maintain a confidential registry of a consolidated list of individuals and categories of
1073 individuals who are ineligible to place a wager in this state and shall provide the registry
1074 to each licensee in this state. The commission shall provide each updated registry to the
1075 licensees as soon as practicable. Each licensee shall maintain the registry provided by the
1076 commission confidentially. Such registry shall not be considered a record open to the
1077 public pursuant to Article 4 of Chapter 18 of this title and shall be exempt from such
1078 provisions.

1079 (d) Any individual who places a wager in violation of this Code section:

1080 (1) For a first offense, shall be guilty of a misdemeanor;

1081 (2) For a second offense, shall be guilty of a misdemeanor and shall be fined not less
1082 than \$500.00 nor more than \$1,000.00 or shall be imprisoned for not less than one month
1083 nor more than five months, or both; and

1084 (3) For a third or subsequent offense, shall be guilty of a misdemeanor of a high and
1085 aggravated nature and shall be fined not less than \$750.00 or shall be imprisoned for not
1086 less than three months, or both.

1087 50-28-83.

1088 (a) The commission shall by rules and regulations prohibit betting on injuries, penalties,
1089 or the outcome of player discipline rulings or replay reviews under this chapter that are
1090 contrary to public policy or unfair to bettors.

1091 (b)(1) A sports governing body or sporting events operator may submit to the
1092 commission in writing, by providing notice in such form and manner as the commission
1093 may require, a request to restrict, limit, or prohibit a certain type, form, or category of
1094 sports betting with respect to its sporting events, if the sports governing body or sporting
1095 events operator believes that such type, form, or category of sports betting with respect
1096 to its sporting events may undermine the integrity or perceived integrity of such sports
1097 governing body or sporting events operator or its sporting events. The commission shall
1098 request comments from sports betting licensees on all such requests it receives.

1099 (2) After giving due consideration to all comments received, the commission shall, upon
1100 demonstration of good cause from the requestor that such type, form, or category of
1101 sports betting is likely to undermine the integrity or perceived integrity of such sports
1102 governing body or sporting events operator or its sporting events, grant the request. The
1103 commission shall respond to a request concerning a particular event before the start of the
1104 event, or if it is not feasible to respond before then, no later than seven days after the
1105 request is made. If the commission determines that the requestor is more likely than not
1106 to prevail in successfully demonstrating good cause for its request, the commission may
1107 provisionally grant the request of the sports governing body or sporting events operator
1108 until the commission makes a final determination as to whether the requestor has
1109 demonstrated good cause. Absent such a provisional grant by the commission, sports

1110 betting licensees may continue to offer sports betting on sporting events that are the
1111 subject of such a request during the pendency of the commission's consideration of the
1112 applicable request.

1113 Part 2

1114 50-28-90.

1115 (a) Prior to placing a wager with a licensee via online sports betting or retail sports betting,
1116 a bettor shall remotely register and establish a master account with the commission and a
1117 player account with the licensee that is linked to the master account and attest that the
1118 bettor meets the requirements to place a wager with a licensee in this state. Prior to
1119 verifying a bettor's identity in accordance with this Code section and that the bettor has
1120 registered and established a master account with the commission, a Type 1 sports betting
1121 licensee, or its designated online sports betting services provider, a Type 2 sports betting
1122 platform licensee, or a Type 2 sports betting distributor licensee, as applicable, shall not
1123 allow the bettor to engage in sports betting, make a deposit, or process a withdrawal via the
1124 bettor's player account with such licensee. A licensee shall implement commercially and
1125 technologically reasonable procedures to prevent access to sports betting by minors on its
1126 online sports betting platforms or its Type 2 sports betting machines. A licensee may use
1127 information obtained from third parties to verify that an individual is authorized to open
1128 a player account, place wagers, and make deposits and withdrawals.

1129 (b) Each licensee shall adopt a registration policy to ensure that all bettors utilizing online
1130 sports betting or retail sports betting are authorized to place a wager with a licensee within
1131 this state. Such policy shall include, without limitation, commercially reasonable
1132 mechanisms which shall:

1133 (1) Verify the name and age of the registrant;

- 1134 (2) Verify that the registrant is not knowingly prohibited from placing a wager under
1135 Code Section 50-28-82; and
- 1136 (3) Obtain the following information from the registrant:
- 1137 (A) Legal name;
1138 (B) Date of birth;
1139 (C) Physical address other than a post office box;
1140 (D) Phone number;
1141 (E) Social security number;
1142 (F) A unique username; and
1143 (G) An active email account.
- 1144 (c) Each licensee may in its discretion require a bettor to provide the licensee with a signed
1145 and notarized document attesting that the bettor is qualified to engage in sports betting
1146 under this chapter as part of the registration policy of the licensee.
- 1147 (d) A bettor shall not register more than one player account with a licensee, and each
1148 licensee shall use commercially and technologically reasonable means to ensure that each
1149 bettor is limited to one player account.
- 1150 (e) Each licensee, in addition to complying with state and federal law pertaining to the
1151 protection of the private, personal information of registered bettors, shall use all other
1152 commercially and technologically reasonable means to protect such information consistent
1153 with industry standards.
- 1154 (f) When a bettor's player account with a licensee is created, a bettor may fund the account
1155 through:
- 1156 (1) Electronic bank transfer of funds, including such transfers through third parties;
1157 (2) Cash;
1158 (3) Debit cards;
1159 (4) Online and mobile payment systems that support online money transfers; and
1160 (5) Any other method approved by rules and regulations of the commission.

1161 (g)(1) Except as provided in paragraph (2) of this subsection, the total amount a bettor
1162 shall be permitted to deposit in any 30 day period into such bettor's player account or
1163 accounts with a licensee or licensees shall not exceed \$2,000.00 in total, unless the bettor
1164 has self-imposed a restriction of a lesser amount as provided in Code Section 50-28-91
1165 or the commission has imposed a restriction of a lesser amount pursuant to subparagraph
1166 (a)(13)(I) of Code Section 50-28-9.

1167 (2) A bettor shall be permitted to deposit more than \$2,000.00 into such bettor's player
1168 account or accounts with a licensee or licensees in any 30 day period if such bettor:

1169 (A) Has the financial ability to deposit such higher amounts as determined by the
1170 commission pursuant to rules and regulations designed to protect bettors from the
1171 consequences of problem gambling;

1172 (B) Has not self-imposed a restriction of a lesser amount as provided in Code
1173 Section 50-28-91; and

1174 (C) Is not subject to a restriction of a lesser amount imposed by the commission
1175 pursuant to subparagraph (a)(13)(I) of Code Section 50-28-9.

1176 (h)(1) Each financial transaction with respect to a player account between a bettor and
1177 a licensee shall be confirmed by email, telephone, text message, or other means agreed
1178 upon by the account holder. A licensee shall use commercially and technologically
1179 reasonable means to independently verify the identity of the bettor making a deposit or
1180 withdrawal.

1181 (2) If a licensee determines that the information provided by a bettor to make a deposit
1182 or process a withdrawal is inaccurate or incapable of verification or violates the policies
1183 and procedures of the licensee, the licensee shall, within ten days, require the submission
1184 of additional information that can be used to verify the identity of such bettor.

1185 (3) If such information is not provided or does not result in verification of the bettor's
1186 identity, the licensee shall:

1187 (A) Immediately suspend the bettor's player account and shall not allow the bettor to
1188 place wagers;

1189 (B) Retain any winnings attributable to the bettor;

1190 (C) Refund the balance of deposits made to the player account to the source of such
1191 deposit or by issuance of a check; and

1192 (D) Suspend the player account.

1193 (i) A licensee shall utilize geolocation or geofencing technology to ensure that sports
1194 betting is available only to bettors who are physically located in this state. A licensee shall
1195 maintain in this state the servers it uses to transmit information for purposes of accepting
1196 wagers on a sporting event placed by bettors located in this state.

1197 (j) Each licensee shall clearly and conspicuously display on its internet website a statement
1198 indicating that it is illegal for a person under 21 years of age to engage in sports betting in
1199 this state.

1200 (k) The commission shall promulgate rules and regulations for purposes of regulating
1201 sports betting via online sports betting and retail sports betting.

1202 50-28-91.

1203 (a) Licensees shall allow bettors to restrict themselves from placing wagers with the
1204 licensee, including limits on the amounts wagered, and take reasonable steps to prevent
1205 those bettors from placing such wagers. At the request of a bettor, a licensee may share the
1206 request with the commission for the sole purpose of disseminating the request to other
1207 licensees.

1208 (b) The commission shall promulgate rules and regulations that require a licensee to
1209 implement responsible sports betting programs that include comprehensive training on
1210 responding to circumstances in which individuals present signs of problem gambling or a
1211 betting or gambling disorder.

1212 (c) The commission shall work with national and local organizations to provide services
1213 for individuals with problem gambling or a betting or gambling disorder and to establish
1214 prevention initiatives to reduce the number of individuals with problem gambling or a
1215 betting or gambling disorder, including, but not limited to, utilizing currently established
1216 programs for problem gambling or betting or gambling disorders.

1217 (d) The commission shall annually generate a report outlining activities with respect to
1218 problem gambling and betting or gambling disorders, including, but not limited to,
1219 descriptions of programs, grants, and other resources made available; the number of
1220 individuals seeking assistance; the number of individuals who reported completing
1221 programs and therapies; and the rate of recidivism, if known to the commission. The
1222 commission shall file the annual report with the Governor, the President of the Senate, and
1223 the Speaker of the House of Representatives and shall publish such report on its internet
1224 website no later than January 1 of each year.

1225 50-28-92.

1226 (a) Each licensee shall adopt and adhere to a written, comprehensive policy outlining its
1227 rules governing the acceptance of wagers and payouts. Such policy and rules shall be
1228 approved by the commission prior to the acceptance of a wager by a licensee. Such policy
1229 and rules shall be readily available to a bettor on the licensee's internet website.

1230 (b) The commission shall promulgate rules and regulations regarding:

1231 (1) The manner in which a licensee accepts wagers from and issues payouts to bettors,
1232 including payouts in excess of \$10,000.00; and

1233 (2) Requirements for reporting suspicious wagers.

1234

Part 31235 50-28-100.

1236 (a) Except as provided in subsection (b) of this Code section, a licensee may use any data
1237 source for determining the results of any tier 1 sports wager or tier 2 sports wager.

1238 (b)(1) A sports governing body or sporting events operator with headquarters located in
1239 the United States may notify the commission that it desires licensees to use official league
1240 data or official event data, respectively, for determining the results of tier 2 sports wagers.

1241 A notification under this subsection shall be made in the form and manner as the
1242 commission shall require through rules and regulations. The commission shall notify
1243 each licensee within five days after receipt of such notification from a sports governing
1244 body or sporting events operator. If a sports governing body or sporting events operator
1245 does not notify the commission of its desire to supply official league data or official event
1246 data, a licensee may use any data source for determining the results of any tier 2 wagers
1247 on sporting events of that sports governing body or sporting events operator.

1248 (2) Within 60 days after the commission notifies each licensee of the desire of a sports
1249 governing body or sporting events operator to require official league data or official event
1250 data as provided under paragraph (1) of this subsection, each such licensee shall be
1251 required to use only official league data or official event data, as applicable, to determine
1252 the results of tier 2 sports wagers on sporting events sanctioned by such sports governing
1253 body or sporting events operator, except when:

1254 (A) The licensee provides advance notice to all bettors placing tier 2 wagers on a
1255 particular sporting event that it will not use official league data or official event data,
1256 as applicable, to determine the results of such tier 2 wagers on the particular sporting
1257 event;

1258 (B) The sports governing body or sporting events operator, or a designee thereof, is
1259 unable to provide a feed of official league data or official event data to determine the

1260 results of a particular type of tier 2 sports wager, in which case licensees may use any
1261 data source for determining the results of the applicable tier 2 sports wager until the
1262 data feed becomes available on commercially reasonable terms; or

1263 (C) A licensee is able to demonstrate to the commission that the sports governing body
1264 or sporting events operator, or a designee thereof, will not provide a feed of official
1265 league data or official event data to the licensee on commercially reasonable terms.

1266 (3) The commission may consider the following factors in evaluating whether official
1267 league data or official event data is being provided by the sports governing body or
1268 sporting events operator on commercially reasonable terms:

1269 (A) The availability of official league data of a sports governing body or the official
1270 event data of a sporting events operator on tier 2 sports wagers to a licensee from more
1271 than one authorized source;

1272 (B) Market information regarding the purchase of comparable data by licensees for the
1273 purpose of settling sports wagers, for use in this state or other jurisdictions;

1274 (C) The nature and quantity of data, including the quality and complexity of the
1275 process used for collecting such data; and

1276 (D) The extent to which sports governing bodies or sporting events operators, or
1277 designees thereof, have made available to licensees the data used to determine the
1278 results of tier 2 sports wagers.

1279 (4) While the commission is determining whether a feed of official league data or official
1280 event data has been provided on commercially reasonable terms pursuant to paragraph (3)
1281 of this subsection, a licensee may use any data source for determining the results of any
1282 tier 2 sports wagers.

1283 (5) The commission shall make a determination under paragraph (3) of this subsection
1284 within 120 days after the licensee notifies the commission that it desires to demonstrate
1285 that the sports governing body or sporting events operator, or a designee thereof, will not

1286 provide a feed of official league data or official event data to such licensee on
1287 commercially reasonable terms.

1288 ARTICLE 4

1289 Part 1

1290 50-28-110.

1291 Members of the commission or designated employees of the corporation may, during
1292 normal business hours, enter the premises of any facility of a licensee, or a third party
1293 utilized by the licensee to operate and conduct business in accordance with this chapter, for
1294 the purpose of inspecting books and records kept as required by this chapter to ensure that
1295 the licensee is in compliance with this chapter or to make any other inspection of the
1296 premises necessary to protect the public interests of this state and its consumers.

1297 50-28-111.

1298 (a) The commission, licensees, commission vendors, and vendors shall use commercially
1299 reasonable efforts to cooperate with investigations conducted by any sports governing
1300 body, any sporting events operator, and law enforcement agencies, including, but not
1301 limited to, using commercially reasonable efforts to provide or facilitate the provision of
1302 anonymized account level betting information and audio or video files relating to
1303 individuals placing wagers. All disclosures under this Code section shall be subject to the
1304 obligation of a sports betting licensee to comply with all federal, state, and local laws and
1305 rules and regulations relating to privacy and personally identifiable information.

1306 (b) Licensees shall promptly report to the commission any information relating to:

1307 (1) Criminal or disciplinary proceedings commenced against the licensee in connection
1308 with its operations;

1309 (2) Abnormal betting activity or patterns that may indicate a concern with the integrity
1310 of a sporting event;

1311 (3) Any potential breach of the internal rules and codes of conduct of a sports governing
1312 body or sporting events operator pertaining to sports betting to the extent that such rules
1313 or codes of conduct are provided to the licensee by the sports governing body or sporting
1314 events operator or are otherwise known to the licensee;

1315 (4) Conduct that corrupts the betting outcome of a sporting event for purposes of
1316 financial gain, including match fixing; and

1317 (5) Suspicious or illegal betting activities, including cheating, use of funds derived from
1318 illegal activity, wagers to conceal or launder funds derived from illegal activity, use of
1319 agents to place wagers, and use of false identification.

1320 (c) Licensees shall as soon as is practicable report any information relating to conduct
1321 described in paragraphs (2) through (4) of subsection (b) of this Code section to the
1322 relevant sports governing body or sporting events operator.

1323 (d) Licensees shall use commercially reasonable efforts to maintain, in real time and at the
1324 account level, anonymized information regarding a bettor; the amount and type of bet; the
1325 time the bet was placed; the location of the bet, including the internet protocol address if
1326 applicable; the outcome of the bet; and records of abnormal betting activity. The
1327 commission may request such information in the form and manner as required by rules and
1328 regulations of the commission. For purposes of this subsection, the term 'real time' means
1329 on a commercially reasonable periodic interval.

1330 (e) All records, documents, and information received by the commission pursuant to this
1331 Code section shall be considered investigative records of a law enforcement agency, shall
1332 not be subject to Article 4 of Chapter 18 of this title, and shall not be released under any
1333 condition without the permission of the person providing such records, documents, or
1334 information.

1335 (f) Nothing in this Code section shall require a sports betting licensee to provide any
1336 information that is prohibited by federal, state, or local laws or rules and regulations,
1337 including, without limitation, laws and rules and regulations relating to privacy and
1338 personally identifiable information.

1339 (g) If a sports governing body or sporting events operator has notified the commission that
1340 real-time information sharing for wagers placed on its sporting events is necessary and
1341 desirable and the commission determines it is necessary so as to further the goals of this
1342 chapter, licensees shall share the same information with the sports governing body or
1343 sporting events operator, or a designee thereof, with respect to wagers on its sporting
1344 events. A sports governing body or sporting events operator, or a designee thereof, shall
1345 only use information received under this subsection for integrity-monitoring purposes and
1346 shall not use such information for any other purpose. Nothing in this subsection shall
1347 require a licensee to provide any information that is prohibited by federal, state, or local
1348 laws, rules, or regulations, including, but not limited to laws, rules, or regulations relating
1349 to privacy and personally identifiable information.

1350 50-28-112.

1351 The commission shall assist in any investigations by law enforcement to determine
1352 whether:

1353 (1) A licensee is accepting wagers from minors or other persons ineligible to place
1354 wagers in this state; and

1355 (2) An individual is unlawfully accepting wagers from another individual without a
1356 license or at a location in violation of this chapter.

1357

Part 21358 50-28-120.

1359 (a) The commission may investigate and conduct a hearing with respect to a licensee upon
1360 information and belief that the licensee has violated this chapter or upon the receipt of a
1361 credible complaint from any person that a licensee has violated this chapter. The
1362 commission shall conduct investigations and hearings in accordance with rules and
1363 regulations adopted by the commission.

1364 (b) If the commission determines that a licensee has violated any provision of this chapter
1365 or any rules and regulations of the commission, the commission may suspend, revoke, or
1366 refuse to renew a license; impose an administrative fine not to exceed \$25,000.00 per
1367 violation; or both.

1368 (c) The commission shall promulgate rules and regulations establishing a schedule of
1369 administrative fines that may be assessed in accordance with subsection (b) of this Code
1370 section for each violation of this chapter; provided, however, that, if the commission finds
1371 that:

1372 (1) A licensee is accepting wagers from minors or other persons ineligible to place
1373 wagers in this state, the commission shall impose a fine against the licensee as follows:

1374 (A) For a first offense, \$1,000.00;

1375 (B) For a second offense, \$2,000.00; and

1376 (C) For a third or subsequent offense, \$5,000.00; or

1377 (2) An individual is unlawfully accepting wagers from another individual without a
1378 license, the commission shall impose a fine against the individual as follows:

1379 (A) For a first offense, \$10,000.00;

1380 (B) For a second offense, \$15,000.00; and

1381 (C) For a third or subsequent offense, \$25,000.00.

1382 (d) The commission may refer conduct that it reasonably believes is a violation of
1383 Article 2 of Chapter 12 of Title 16 to the appropriate law enforcement agency.

1384 50-28-121.

1385 (a) Fines assessed under this chapter shall be accounted for separately for use by the
1386 commission in a manner consistent with rules and regulations of the commission.

1387 (b) The commission may issue subpoenas to compel the attendance of witnesses and the
1388 production of relevant books, accounts, records, and documents for purposes of carrying
1389 out its duties under this chapter.

1390 50-28-122.

1391 (a) A licensee or other individual aggrieved by a final decision or action of the commission
1392 may appeal such decision or action to the Superior Court of Fulton County.

1393 (b) The Superior Court of Fulton County shall hear appeals from decisions or actions of
1394 the commission and, based upon the record of the proceedings before the commission, may
1395 reverse the decision or action of the commission only if the appellant proves the decision
1396 or action to be:

1397 (1) Clearly erroneous;

1398 (2) Arbitrary and capricious;

1399 (3) Procured by fraud;

1400 (4) A result of substantial misconduct by the commission; or

1401 (5) Contrary to the United States Constitution, the Constitution of Georgia, or this
1402 chapter.

1403 (c) The Superior Court of Fulton County may remand an appeal to the commission to
1404 conduct further hearings.

1405

Part 31406 50-28-123.

1407 (a) It shall be unlawful for any person, directly or indirectly, to knowingly receive, supply,
1408 broadcast, display, or otherwise transmit material nonpublic information for the purpose
1409 of betting on a sporting event or influencing another individual's or entity's wager on a
1410 sporting event.

1411 (b) This Code section shall not apply to the dissemination of public information as news,
1412 entertainment, or advertising.

1413 (c) Any person in violation of this Code section shall be guilty of a misdemeanor.

1414 50-28-124.

1415 (a) Any person that violates any provisions of this chapter shall be liable for a civil penalty
1416 of not more than \$5,000.00 per violation, not to exceed \$50,000.00 for violations arising
1417 out of the same transaction or occurrence, which shall accrue to the commission and may
1418 be recovered in a civil action brought by or on behalf the commission.

1419 (b) The commission may seek and obtain an injunction in a court of competent jurisdiction
1420 for purposes of enforcing this chapter.

1421 (c) Costs shall not be taxed against the commission or this state for actions brought under
1422 this chapter.

1423

Part 41424 50-28-130.

1425 Bettors shall have certain rights as set forth in this part.

1426 50-28-131.

1427 Bettors shall have the right to access information necessary for making wagers, as well as
1428 information demonstrating that the licensee's offerings are administered legally and fairly
1429 in all respects. Such information includes but is not limited to:

1430 (1) The handling of wagers;

1431 (2) The odds and pertinent information used to calculate those odds;

1432 (3) Payout amounts and schedule of payouts;

1433 (4) Systems for reporting suspicions of fraud, such as internal reporting protocols and
1434 available legal actions;

1435 (5) Prohibition of certain parties with an interest in or ability to affect the outcome of a
1436 sporting event from betting on such sporting events;

1437 (6) The source of data utilized to determine outcomes of wagers;

1438 (7) Contact information for the licensee;

1439 (8) Resources for problem gambling, expressed in a clear and easily accessible manner;

1440 and

1441 (9) How to limit amounts of individual or aggregate wagers within specified time periods

1442 and later deposits into accounts.

1443 50-28-132.

1444 Bettors shall have the right to privacy and protection of their personally identifiable
1445 information and to the security of their funds and financial activities on sports betting
1446 platforms.

1447 50-28-133.

1448 Licensees shall provide bettors with easy access to resources about the warning signs and
1449 treatment of gambling addictions and shall be proactive in preventing at-risk customers

1450 from becoming problem gamblers by implementing responsible gaming programs,
 1451 trainings, and other practices to help bettors participate responsibly.

1452 50-28-134.

1453 A bettor shall have the right to recourse against a licensee in the event he or she believes
 1454 a transaction or other interaction has been mishandled. Such recourse is essential to
 1455 establish the credibility of sports betting and to maintain consumer trust. Bettors shall have
 1456 the right to seek relief as may be provided in this chapter and by rules and regulations of
 1457 the corporation. Licensees shall provide a clear, expeditious protocol to address concerns
 1458 raised by bettors. Reserved."

1459

PART III

1460

SECTION 3-1.

1461 Part 1 of Article 2 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated,
 1462 relating to gambling, is amended by revising paragraph (1) of Code Section 16-12-20,
 1463 relating to definitions, as follows:

1464 "(1) 'Bet' means an agreement that, dependent upon chance even though accompanied
 1465 by some skill, one stands to win or lose something of value. A bet does not include:

1466 (A) Contracts of indemnity or guaranty or life, health, property, or accident insurance;

1467 or

1468 (B) An offer of a prize, award, or compensation to the actual contestants in any bona
 1469 fide contest for the determination of skill, speed, strength, or endurance or to the owners
 1470 of animals, vehicles, watercraft, or aircraft entered in such contest; or

1471 (C) Any consideration paid to a person licensed by the Georgia Sports Betting
 1472 Commission under Chapter 28 of Title 50 or an employee, agent, or other person acting
 1473 in furtherance of his or her employment by such licensee on the partial or final result

1474 of or performance during any professional or intercollegiate sporting event, contest, or
1475 exhibition that had not begun at the time the consideration was paid."

1476 **SECTION 3-2.**

1477 Said part is further amended by revising Code Section 16-12-27, relating to advertisement
1478 or solicitation for participation in lotteries, as follows:

1479 "16-12-27.

1480 (a) It shall be unlawful for any person, partnership, firm, corporation, or other entity to
1481 sell, distribute, televise, broadcast, or disseminate any advertisement, television or radio
1482 commercial, or any book, magazine, periodical, newspaper, or other written or printed
1483 matter containing an advertisement or solicitation for participation in any lottery declared
1484 to be unlawful by the laws of this state unless such advertisement, commercial, or
1485 solicitation contains or includes the words 'void in Georgia' printed or spoken so as to be
1486 clearly legible or audible to persons viewing or hearing such advertisement, commercial,
1487 or solicitation.

1488 (b) Any person, partnership, firm, corporation, or other entity violating subsection (a) of
1489 this Code section shall be guilty of a misdemeanor.

1490 (c) This Code section shall not apply to any advertisement or solicitation for participation
1491 in sports betting by any person licensed by the Georgia Sports Betting Commission under
1492 Chapter 28 of Title 50 that is concerning such licensee's lawful activities."

1493 **SECTION 3-3.**

1494 Said part is further amended by revising Code Section 16-12-28, relating to communicating
1495 gambling information, as follows:

1496 "16-12-28.

1497 (a) A person who knowingly communicates information as to bets, betting odds, or
1498 changes in betting odds or who knowingly installs or maintains equipment for the

1499 transmission or receipt of such information with the intent to further gambling commits the
1500 offense of communicating gambling information.

1501 (b) A person who commits the offense of communicating gambling information, upon
1502 conviction thereof, shall be punished by imprisonment for not less than one nor more than
1503 five years or by a fine not to exceed \$5,000.00, or both.

1504 (c) This Code section shall not apply to the activities of a person licensed by the Georgia
1505 Sports Betting Commission under Chapter 28 of Title 50 or an employee, agent, or other
1506 person acting in furtherance of his or her employment by such licensee."

1507 **PART IV**
1508 **SECTION 4-1.**

1509 Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is
1510 amended by revising paragraph (55) of Code Section 48-8-3, relating to exemptions from
1511 state sales and use tax, as follows:

1512 "(55) The sale of lottery tickets authorized by Chapter 27 of Title 50 or wagers
1513 authorized by Chapter 28 of Title 50;"

1514 **PART V**
1515 **SECTION 5-1.**

1516 This Act shall become effective on January 1, 2025, following the ratification of an
1517 amendment to the Constitution of Georgia providing for lotteries, bingo games, raffles, sports
1518 betting, and other forms of betting and gambling; provided, however, to the extent that this
1519 Act conflicts with law in effect at the time of ratification, this Act and such amendment shall
1520 control, and to the extent such law is not in conflict, the law in effect at the time of

1521 ratification shall control and shall remain in full force and effect. If such amendment is not
1522 so ratified, then this Act shall stand automatically repealed.

1523

SECTION 5-2.

1524 All laws and parts of laws in conflict with this Act are repealed.