

Senate Bill 172

By: Senators Cowser of the 46th, Butler of the 55th, Beach of the 21st, Parent of the 42nd,
Summers of the 13th and others

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 commission, licensees, and
17 other persons; to provide for certain penalties; to provide for construction; to provide bettors
18 with certain rights; to amend Title 48 of the Official Code of Georgia Annotated, relating to
19 revenue and taxation, so as to exempt wagers placed as part of sports betting; to provide for

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20 related matters; to provide for a contingent effective date and automatic repeal; to repeal
21 conflicting laws; and for other purposes.

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

23 **PART I**
24 **SECTION 1-1.**

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

29 "(18) To act as a retailer, to conduct promotions which involve the dispensing of lottery
30 tickets or shares, and to establish and operate a sales facility to sell lottery tickets or
31 shares and any related merchandise; and
32 (19) To perform any actions and carry out any responsibilities provided for in Article 4
33 of this chapter and Chapter 28 of this title; and
34 ~~(19)~~(20) To adopt and amend such regulations, policies, and procedures as necessary to
35 carry out and implement its powers and duties, organize and operate the corporation,
36 regulate the conduct of lottery games in general, and any other matters necessary or
37 desirable for the efficient and effective operation of the lottery or the convenience of the
38 public. The promulgation of any such regulations, policies, and procedures shall be
39 exempt from the requirements of Chapter 13 of this title, the 'Georgia Administrative
40 Procedure Act.'"

SECTION 1-2.

41
42 Said title is further amended by adding a new article to Chapter 27, relating to lottery for
43 education, to read as follows:

"ARTICLE 4

44
45 50-27-120.

46 As used in this article, the term:

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

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

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

53 50-27-121.

54 The corporation, as a Type 1 sports betting licensee as provided in Code Section 50-28-43,
55 may offer online sports betting; provided, however, that the corporation shall only offer
56 online sports betting through an online sports betting services provider. If the corporation
57 elects to offer online sports betting, it shall, through a public procurement process to be
58 established by the corporation, select one online sports betting services provider to contract
59 with to provide sports betting in this state as governed by Chapter 28 of this title. The
60 board shall develop and adopt procedures for such public procurement process. The
61 corporation may administer such public procurement process in accordance with the
62 board's procedures on its own or it may choose to utilize the services of the Department of
63 Administrative Services or any other state agency or subdivision thereof to administer such
64 process."

65

PART II

66

SECTION 2-1.

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

68

"CHAPTER 28

69

ARTICLE 1

70

Part 1

71 50-28-1.

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

73 50-28-2.

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

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

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

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

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

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

89 50-28-3.

90 As used in this chapter, the term:

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

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

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

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

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

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

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

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

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

108 (7) 'Commission' means the Georgia Gaming Commission created pursuant to Code
109 Section 50-28-4.

- 110 (8) 'Commission vendor' means a contractor, subcontractor, or independent contractor
111 hired by or contracted with the commission or a licensee for the purpose of facilitating
112 the business of the commission or licensee under this chapter.
- 113 (9) 'Executive director' means the chief executive officer of the commission.
- 114 (10) 'Fantasy or simulated contest' means a game or event in which players compete and
115 winning outcomes reflect the relative knowledge and skill of the players and are
116 determined predominantly by accumulated statistical results of the performance of
117 individuals, which may include, but shall not be limited to, athletes in sporting events.
- 118 (11) 'Fixed-odds betting' means bets made at predetermined odds or on the spread where
119 the return to the bettor is unaffected by any later change in odds or the spread.
- 120 (12) 'Futures bet' means a wager made on the occurrence of an event in the future
121 relating to a sporting event.
- 122 (13) 'License' means a license issued by the commission under this chapter.
- 123 (14) 'Licensee' means a person that holds a license issued by the commission under this
124 chapter.
- 125 (15) 'Live betting' means a type of wager that is placed while the sporting event is in
126 progress and for which the odds on sporting events occurring are adjusted in real time.
- 127 (16) 'Material nonpublic information' means information that has not been disseminated
128 publicly concerning an athlete, contestant, prospective contestant, or athletic team,
129 including, without limitation, confidential information related to medical conditions or
130 treatment, physical or mental health or conditioning, physical therapy or recovery,
131 discipline, sanctions, academic status, education records, eligibility, playbooks, signals,
132 schemes, techniques, game plans, practices, strategies, assessments, systems, drills, or
133 recordings of practices or other athletic activities.
- 134 (17) 'Minor' means an individual who is less than 21 years of age.
- 135 (18) 'Money line' means the fixed odds in relation to a dollar amount that a team or
136 person participating in a sporting event will win outright regardless of the spread.

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

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

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

151 (22) 'Online sports betting platform' means the combination of hardware, software, and
152 data networks used to manage, administer, or control online sports betting and any
153 associated wagers accessible by any electronic means.

154 (23) 'Online sports betting services provider' means a person that contracts with a Type 1
155 sports betting licensee under Code Section 50-28-43 to operate online sports betting on
156 behalf of the Type 1 sports betting licensee and that is licensed by the commission as an
157 online sports betting services provider under that Code section.

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

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

163 (26) 'Person' means an individual or entity.

164 (27) 'Principal owner' means a person that owns an interest of 10 percent or more of the
165 entity.

166 (28) 'Professional sports team' means a major league professional team that plays
167 baseball, football, basketball, hockey, or soccer.

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

170 (30) 'Relative' means a spouse, father, mother, son, daughter, grandfather, grandmother,
171 brother, sister, uncle, aunt, cousin, nephew, niece, father-in-law, mother-in-law,
172 son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother,
173 stepson, stepdaughter, stepbrother, stepsister, half-brother, or half-sister.

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

177 (32) 'Sporting event' means any:

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

180 (B) Collegiate sporting event;

181 (C) Olympic sporting or athletic event;

182 (D) Sporting or athletic event sanctioned by a national or international organization or
183 association;

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

185 (F) Other event authorized by the commission.

186 Such term shall not include a nonprofessional or non-Olympic sporting or athletic event
187 if the majority of the participants are under the age of 18 years.

188 (33) 'Sporting events operator' means a person that conducts or organizes a sporting
189 event for athletes or other participants that is not held or sanctioned as an official sporting
190 event of a sports governing body.

- 191 (34) 'Sports betting' means placing one or more wagers for a sporting event.
- 192 (35) 'Sports betting equipment' means any of the following that directly relate to or
193 affect, or are used in, the operation of sports betting:
- 194 (A) Any mechanical, electronic, or other device, mechanism, or equipment, including
195 Type 2 sports betting machines;
- 196 (B) Any software, application, components, or other goods; or
- 197 (C) Anything to be installed or used on a patron's personal electronic device.
- 198 (36) 'Sports betting license' means any of the licenses issued by the commission under
199 this chapter.
- 200 (37) 'Sports betting licensee' means a person that holds a valid sports betting license
201 issued by the commission under this chapter.
- 202 (38)(A) 'Sports betting supplier' means a person that provides sports betting equipment
203 necessary for the creation of sports betting markets and the determination of bet
204 outcomes, directly or indirectly, to any sports betting licensee involved in the
205 acceptance of bets, including any of the following:
- 206 (i) Providers of data feeds and odds services;
- 207 (ii) Providers of Type 2 sports betting machines;
- 208 (iii) Internet platform providers;
- 209 (iv) Risk management providers;
- 210 (v) Integrity monitoring providers; and
- 211 (vi) Other providers of sports betting supplier services as determined by the
212 commission.
- 213 (B) Such term shall not include a sports governing body that:
- 214 (i) Provides official league data concerning its own sporting event to a sports betting
215 licensee solely on that basis; or
- 216 (ii) Provides raw statistical match data to one or more designated and licensed
217 suppliers of data feeds and odds services solely on that basis.

218 (39) 'Sports governing body' means the organization, league, or association that oversees
219 a sport and prescribes final rules and enforces codes of conduct with respect to such sport
220 and participants therein.

221 (40) 'Spread' means the predicted scoring differential between two persons or teams
222 engaged in a sporting event.

223 (41) 'Supervisory employee' means a principal owner or employee having the authority
224 to act on behalf of a licensee or whose judgment is relied upon to manage and advance
225 the business operations of a licensee.

226 (42) 'Tier 1 sports wager' means a wager that is not a tier 2 sports wager.

227 (43) 'Tier 2 sports wager' means a wager that is placed on a sporting event while the
228 sporting event is in progress that does not depend on the final results of the sporting event
229 but on some occurrence within it.

230 (44) 'Type 1 sports betting licensee' means a person licensed or authorized by the
231 commission to directly or indirectly offer online sports betting.

232 (45) 'Type 2 eligible retail entity' means the holder of a retail consumption dealer license
233 or a retail dealer license issued under Title 3 that actively operates a place of business
234 located in this state that requires such license.

235 (46) 'Type 2 sports betting distributor licensee' means a person licensed or authorized by
236 the commission to purchase and own Type 2 sports betting machines that permit
237 individuals to engage in retail sports betting through a Type 2 sports betting platform
238 licensee, and to place such machines at a Type 2 sports betting retail licensee's place of
239 business.

240 (47) 'Type 2 sports betting machine' means a self-service or clerk operated electronic
241 machine approved by the commission that are owed by Type 2 sports betting distributor
242 licensees and that permit individuals to engage in retail sports betting through a Type 2
243 sports betting platform licensee; provided, however, that such machines shall not permit

244 live betting wagers. Such term shall not include a bona fide coin operated amusement
245 machine.

246 (48) 'Type 2 sports betting platform licensee' means a sports betting platform operator
247 licensed or authorized by the commission to offer retail sports betting on behalf of the
248 commission at a Type 2 sports betting retail licensee's place of business through Type 2
249 sports betting machines owned by Type 2 sports betting distributor licensees.

250 (49) 'Type 2 sports betting retail licensee' means a Type 2 eligible retail entity licensed
251 or authorized by the commission to allow the placement of Type 2 sports betting
252 machines owed by a Type 2 sports betting distributor licensee in their places of business
253 that permit individuals to engage in retail sports betting through a Type 2 retail sports
254 betting platform licensee.

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

260 50-28-4.

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

264 (b) The Georgia Gaming Corporation shall be governed by a commission to be known as
265 the Georgia Sports Betting Commission appointed as provided in Code Section 50-28-5.

266 (c) The commission shall appoint a chief executive officer of the Georgia Gaming
267 Corporation. The chief executive officer shall serve as the executive director of the
268 commission pursuant to Code Section 50-28-8 and shall direct the day-to-day operations
269 and management of the commission.

270 50-28-5.

271 (a) The commission shall comprise seven members as follows:

272 (1) Three members appointed by the Governor;

273 (2) Two members appointed by the Lieutenant Governor; and

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

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

276 (1)(A) The initial term of office of the three gubernatorial appointees shall be one, two
277 and three years, respectively, and when making such appointments, the Governor shall
278 make such appointments on or before January 3, 2025, and shall specify the length of
279 such initial term for each of the three appointments;

280 (B) The initial term of office of the two members appointed by the Lieutenant
281 Governor shall be two and four years, respectively, and when making such
282 appointments the Lieutenant Governor shall make such appointments on or before
283 January 3, 2025, and shall specify the length of such initial term for each of the two
284 appointments; and

285 (C) The initial term of office of the two members appointed by the Speaker of the
286 House of Representatives shall be one and three years, respectively, and when making
287 such appointments the Speaker of the House of Representatives shall make such
288 appointments on or before January 3, 2025, and shall specify the length of such initial
289 term for each of the two appointments;

290 (2) All successors shall be appointed in the same manner as the original appointments;

291 (3) Vacancies in office shall be filled in the same manner as the original appointments.

292 An appointment to fill a vacancy shall be for the remainder of the unexpired term; and

293 (4) No member may serve more than two full consecutive terms; provided, however, that
294 an initial term of office provided for under paragraph (1) of this subsection that is less
295 than three years shall not constitute a full term for purposes of this paragraph; and
296 provided, further, that a member appointed to fill a vacancy as provided for under

297 paragraph (3) of this subsection may serve two full terms following the expiration of the
298 term related to the vacancy.

299 (b) The appointing authorities should consider the following criteria when making
300 appointments to the commission:

301 (1) At least one member that has at least ten years of experience in law enforcement and
302 criminal investigations;

303 (2) At least one member that is a certified public accountant licensed in this state with
304 at least ten years of experience in accounting and auditing; and

305 (3) At least one member shall be an attorney admitted and authorized to practice law in
306 this state for at least ten years preceding such appointment.

307 (c) To be considered for appointment to the commission, the person shall have obtained
308 a certificate of fitness for sports betting affiliation pursuant to Code Section 50-28-30.

309 (d) A person shall be ineligible for appointment to the commission, if he or she:

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

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

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

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

316 (D) Was a registered lobbyist for the executive or legislative branch, except while a
317 commissioner or employee of the commission when officially representing the
318 commission; or

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

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

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

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

325 (5) Is a relative of any applicant or licensee.

326 50-28-6.

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

328 (1) For misconduct in office, willful neglect of duty, conduct evidencing unfitness for
329 office, or incompetence; or

330 (2) Upon conviction of a felony offense, an offense under this chapter or Chapter 27 of
331 this title, or an equivalent offense under federal law or the law of another jurisdiction.

332 50-28-7.

333 (a) The commission shall convene at the call of its chairperson, as selected by and from
334 the members of the commission, or at the request of a majority of the members of the
335 commission.

336 (b) Meetings of the commission may be held via teleconference or other electronic means
337 or in any city or county of the state.

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

342 50-28-8.

343 (a) The commission shall appoint a person who is not a member of the commission to
344 serve as the executive director of the commission and who shall be confirmed by the
345 Senate. Such person shall also serve as the chief executive officer. No person shall be

346 appointed as executive director unless he or she has been issued a certificate of fitness for
347 sports betting affiliation pursuant to Code Section 50-28-30.

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

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

353 (d) The compensation of the executive director shall be fixed by the commission, provided
354 that such compensation shall not exceed 5 percent of the total privilege taxes collected by
355 the commission under Code Section 50-28-70 in the fiscal year immediately preceding the
356 fiscal year in which such compensation is fixed by the commission.

357 50-28-9.

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

361 (1) To have jurisdiction, supervision, and regulatory authority over sports betting,
362 including, but not limited to:

363 (A) The regulation, licensure, and offering of sports betting on mobile applications
364 available state wide via the internet and through a limited number of licenses to be
365 awarded to Type 1 sports betting licensees; and

366 (B) The regulation, licensure, and offering of sports betting on machines installed in
367 specified eligible locations open to the public, placed in such locations through a
368 limited number of distribution licenses awarded to Type 2 sports betting distributor
369 licensees, Type 2 sports betting platform licensees, and Type 2 sports betting retail
370 licensees;

371 (2) To have jurisdiction and supervision of all persons conducting, participating in, or
372 attending any facility with sports betting;

373 (3) To appoint and employ such persons as the commission deems essential to perform
374 its duties under this chapter and to ensure that sports betting is conducted with order and
375 the highest integrity. Such employees shall possess such authority and perform such
376 duties as the commission shall prescribe or delegate to them. Such employees may
377 include stewards, chemists, physicians, psychiatrists, psychologists, counselors,
378 therapists, inspectors, accountants, attorneys, security officers, and such other employees
379 deemed by the commission to be necessary for the supervision and proper conduct of the
380 highest standard of sports betting. Such employees shall be compensated as provided by
381 the commission;

382 (4) To enter upon, investigate, and have free access to all places of business of any
383 licensee under this chapter and to compel the production of any books, ledgers,
384 documents, records, memoranda, or other information of any licensee to ensure such
385 licensee's compliance with the rules and regulations promulgated by the commission
386 pursuant to this chapter;

387 (5) To promulgate any rules and regulations as the commission deems necessary and
388 proper pursuant to Chapter 13 of this title, the 'Georgia Administrative Procedure Act,'
389 to administer the provisions of this chapter; provided, however, that the initial rules and
390 regulations governing sports betting shall be promulgated and adopted by the commission
391 within 90 days of the effective date of this chapter after an opportunity has been provided
392 for public comment. The promulgation and adoption of such initial rules and regulations
393 shall not be subject to Chapter 13 of this title;

394 (6) To issue subpoenas for the attendance of witnesses before the commission,
395 administer oaths, and compel production of records or other documents and testimony of
396 witnesses whenever, in the judgment of the commission, it is necessary to do so for the
397 effectual discharge of the duties of the commission;

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

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

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

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

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

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

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

417 (A) Educating potential gamblers of method and types of bets and fairly informing
418 potential gamblers of the odds or likelihood of winning such bets;

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

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

425 (D) Encouraging the use of harm-minimizing measures by bettors, such as excluding
426 or limiting oneself from obtaining credit extensions, making credit card or cashless
427 payments, cashing checks, and making ATM withdrawals, as well as utilizing
428 limit-setting tools and personal data and information to make informed decisions about
429 gambling;

430 (E) Promulgating rules and regulations that enable bettors to cool off, self-limit, and
431 self-exclude from gaming activities state wide and across multiple jurisdictions;

432 (F) Adopting processes for individuals to express concerns related to problem or
433 compulsive gambling to the commission;

434 (G) Developing state-wide advertising guidelines to ensure that the marketing of sports
435 betting is not targeted to minors and does not include content, themes, and promotions
436 that have special appeal to problem or compulsive gamblers;

437 (H) Requiring the posting of signs or notifications on online sports betting platforms
438 that bear a toll-free number for an organization that provides assistance to problem or
439 compulsive gamblers; and

440 (I) Promulgating rules and regulations to limit the amount of bets a better can place
441 when such bettor has exhibited signs of problem or compulsive gambling.

442 (14) To eject or exclude from a sports betting facility or any part thereof any individual,
443 whether licensed or not, whose conduct or reputation is such that his or her presence may,
444 in the opinion of the commission or the designated employees of the commission, reflect
445 adversely on the honesty and integrity of sports betting or interfere with the orderly
446 conduct of sports betting;

447 (15) To keep a true and full record of all proceedings of the commission under this
448 chapter and preserve at the commission's general office all books, documents, and papers
449 of the commission; and

450 (16) To adopt rules and regulations specific to the manner in which a licensee may
451 advertise its business operations as authorized by this chapter.

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

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

456 50-28-10.

457 (a) A person shall be ineligible for employment with the commission, if he or she:

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

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

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

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

464 (D) Was a registered lobbyist for the executive or legislative branch, except while a
465 commissioner or employee of the commission when officially representing the
466 commission; or

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

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

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

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

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

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

475 (b) A person who is ineligible for employment with the commission under paragraph (5)
476 of subsection (a) of this Code section may submit a waiver request to the commission for
477 consideration of employment eligibility. The commission shall consider waiver requests

478 on a case-by-case basis and shall issue the final approval or denial of each request. If the
479 commission approves the request, the person shall not be ineligible for employment with
480 the commission based upon paragraph (5) of subsection (a) of this Code section.

481 50-28-11.

482 (a) If an employee of the commission is charged with a felony while employed by the
483 commission, the commission shall suspend the employee, with or without pay, and
484 terminate such individual's employment with the commission upon conviction.

485 (b) If an employee of the commission is charged with a misdemeanor while employed by
486 the commission, the commission shall suspend the employee, with or without pay, and may
487 terminate such individual's employment with the commission upon conviction if the
488 commission determines that the offense bears a close relationship to the employment duties
489 and responsibilities of the position held with the commission by such individual.

490 Part 2

491 50-28-20.

492 (a) A commissioner or an employee of the commission shall notify the commission within
493 three calendar days after arrest for any offense.

494 (b) A commissioner or an employee of the commission shall immediately provide to the
495 commission detailed written notice of the circumstances if the member or employee is
496 indicted, charged with, convicted of, pleads guilty or nolo contendere to, or forfeits bail for:

497 (1) A misdemeanor involving gambling, dishonesty, theft, or fraud;

498 (2) A violation of any law in any state or a federal law or a law of any other jurisdiction,
499 involving gambling, dishonesty, theft, or fraud which would constitute a misdemeanor
500 under the laws of this state; or

501 (3) A felony under the laws of this or any other state, the United States, or any other
502 jurisdiction.

503 50-28-21.

504 (a) A commissioner or employee of the commission shall not accept gifts or similar items
505 from any business entity that, directly or indirectly, owns or controls any person regulated
506 by the commission or from any business entity that, directly or indirectly, is an affiliate or
507 subsidiary of any person regulated by the commission.

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

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

524 (d) A commissioner shall not:

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

- 527 (2) Serve as an executive officer or employee of any political party, committee,
528 organization, or association;
- 529 (3) Receive remuneration for activities on behalf of any candidate for public office;
- 530 (4) Engage on behalf of any candidate for public office in the solicitation of votes or
531 other activities on behalf of such candidacy; or
- 532 (5) Become a candidate for election to any public office without first resigning from
533 office.
- 534 (e) A commissioner, during his or her term of office, may not make any public comment
535 regarding the merits of any proceeding currently pending before the commission.
- 536 (f) A commissioner or an employee of the commission shall not act in an unprofessional
537 manner at any time during the performance of his or her official duties.
- 538 (g) A commissioner or an employee of the commission shall avoid impropriety in all
539 activities and must act at all times in a manner that promotes public confidence in the
540 integrity and impartiality of the commission.
- 541 (h) A commissioner or an employee of the commission shall not, directly or indirectly,
542 through staff or other means, solicit anything of value from any person regulated by the
543 commission, or from any business entity that, whether directly or indirectly, is an affiliate
544 or a subsidiary of any person regulated by the commission, or from any party appearing in
545 a proceeding considered by the commission in the preceding one year.
- 546 (i) A commissioner shall not personally represent another person or entity for
547 compensation before the executive or legislative branch or any county or municipal
548 government or governmental agency except to represent the commission in an official
549 capacity.
- 550 (j) The Georgia Government Transparency and Campaign Finance Commission shall
551 accept and investigate any alleged violations of this Code section. For any investigation
552 of alleged violations the Georgia Government Transparency and Campaign Finance
553 Commission shall provide the Governor, the Lieutenant Governor, and the Speaker of the

554 House of Representatives with a report of its findings and recommendations. The
555 Governor is authorized to enforce recommendations of the Georgia Government
556 Transparency and Campaign Finance Commission. A commissioner or an employee of the
557 commission may request an advisory opinion from the Georgia Government Transparency
558 and Campaign Finance Commission regarding the standards of conduct or prohibitions set
559 forth in this Code section.

560 (k) If, during the course of an investigation by the Georgia Government Transparency and
561 Campaign Finance Commission into an alleged violation of this subsection, allegations are
562 made as to the identity of the person giving or providing the prohibited thing, such
563 identified person shall be given notice and an opportunity to participate in the investigation
564 and relevant proceedings to present a defense. If the Georgia Government Transparency
565 and Campaign Finance Commission determines such identified person gave or provided
566 a prohibited thing, such identified person shall not appear before the commission or
567 otherwise represent anyone before the commission for a period of two years.

568 (l) A commissioner, an employee of the commission, or a relative living in the same
569 household as a commissioner or an employee may not place a wager in any facility licensed
570 by the commission.

571 50-28-22.

572 (a) A commissioner, the executive director, and an employee of the commission shall not
573 personally represent another person or entity for compensation before the executive or
574 legislative branch for a period of one year following the commissioner's or executive
575 director's end of service or a period of one year following employment unless employed
576 by another agency of state government.

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

- 579 (1) Hold a license issued under this chapter; be an officer, official, or employee of such
580 licensee; or hold 5 percent of more, whether directly or indirectly, of the beneficial
581 ownership, of such licensee; or
- 582 (2) Accept employment by, or compensation from, a business entity that, directly or
583 indirectly, owns or hold a license issued under this chapter;
- 584 (3) Be an officer, official, or employee of such licensee; or
- 585 (4) Hold 5 percent of more, whether directly or indirectly, of the beneficial ownership
586 interests of:
- 587 (A) Any person regulated by the commission;
- 588 (B) A business entity which, directly or indirectly, is an affiliate or subsidiary of a
589 person regulated by the commission; or
- 590 (C) A business entity or trade association that has appeared before the commission
591 within the one year preceding the commissioner's resignation or termination of service
592 on the commission.
- 593 (c) A person employed by the commission may not, for the one year immediately
594 following the date of termination or resignation from employment with the commission,
595 hold a license issued under this chapter, be an officer, official or employee of a licensee,
596 or hold 5 percent or more, whether directly or indirectly, of the beneficial ownership
597 interest in any person regulated by the commission.
- 598 (d) Any person violating this Code section shall be subject to the penalties for violations
599 of standards of conduct for public officers, employees of agencies, and local government
600 attorneys and a civil penalty of an amount equal to the compensation that such person
601 receives for the prohibited conduct.

602 ARTICLE 2

603 Part 1

604 50-28-30.

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

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

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

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

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

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

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

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

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

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

615 performance of such background check.

616 (c) An applicant who submits an application for certification for sports betting affiliation

617 to the department shall submit, with the application, one set of classifiable electronically

618 recorded fingerprints to the department in accordance with the fingerprint system of

619 identification established by the director of the Federal Bureau of Investigation. The

620 department shall transmit the fingerprints to the Georgia Crime Information Center, which

621 shall perform technical searches of the fingerprints, as required by the National Fingerprint

622 File Qualification Requirements, and, thereafter, submit the fingerprints to the Federal

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

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

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

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

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

631 50-28-31.

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

635 50-28-32.

636 (a) A commissioner shall not initiate or consider ex parte communication concerning the
637 merits, threat, or offer of reward in any proceeding that is pending before the commission.
638 No individual shall discuss ex parte with a commissioner the merits, threat, or offer of
639 reward regarding any issue in a proceeding that is pending before the commission. This
640 subsection shall not apply to employees of the commission.

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

651 withdraw from the proceeding, in which case the chairperson shall substitute another
652 commissioner for the proceeding.

653 (c) Any individual who makes an ex parte communication shall submit to the commission
654 a written statement describing the nature of such communication, to include the name of
655 the person making the communication, the name of the commissioner or commissioners
656 receiving the communication, copies of all written communications made, all written
657 responses to such communications, and a memorandum stating the substance of all oral
658 communications received and all oral responses made. The commission shall place on the
659 record of a proceeding all such communications.

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

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

667 (2) The Georgia Government Transparency and Campaign Finance Commission shall
668 accept and investigate any alleged violations of this Code section. For any investigation
669 of alleged violations, the Georgia Government Transparency and Campaign Finance
670 Commission shall provide the Governor, the Lieutenant Governor, and the Speaker of the
671 House of Representatives with a report of its findings and recommendations. The
672 Governor is authorized to enforce recommendations of the Georgia Government
673 Transparency and Campaign Finance Commission, and to remove from office any
674 commissioner who is found by the Georgia Government Transparency and Campaign
675 Finance Commission to have willfully and knowingly violated this Code section. The
676 Governor shall remove from office any commissioner who is found by the Georgia
677 Government Transparency and Campaign Finance Commission to have willfully and

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

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

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

694 Part 2

695 50-28-40.

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

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

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

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

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

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

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

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

719 (5) To the extent available, letters of reference or the equivalent from law enforcement
720 agencies having jurisdiction of the applicant's place of residence and principal place of
721 business. Each such letter of reference shall indicate that the law enforcement agency
722 does not have any pertinent information concerning the applicant or, if such law
723 enforcement agency does have information pertaining to the applicant, shall provide such
724 information;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

778 50-28-41.

779 (a) A licensee may renew its license by submitting an application on a form in such
780 manner and in accordance with such requirements as may be prescribed by rules and
781 regulations of the commission. A licensee shall submit the nonrefundable annual licensing
782 and application fees prescribed under paragraph (10) of subsection (c) of Code
783 Section 50-28-40 with its application for license renewal.

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

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

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

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

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

797 50-28-42.

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

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

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

827 (11) A student or an employee of a public or private institution of higher education who
828 has access to material nonpublic information concerning a student athlete or a sports
829 team; and

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

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

840 50-28-43.

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

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

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

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

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

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

862 (e) No Type 1 sports betting licensee shall offer online sports betting until the commission
863 has issued a license to at least one online sports betting services provider that has been
864 awarded a sports betting license via the public procurement process as determined by the
865 commission.

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

871 50-28-44.

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

877 (b) The commission shall license not less than five nor more than ten qualified applicants
878 as Type 2 sports betting distributor licensees. The Type 2 sports betting distributor licenses

879 shall be issued to the Type 2 eligible distributor entities upon meeting the qualification and
880 suitability criteria applicable to such Type 2 eligible distributor entities established under
881 rules and regulations of the commission.

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

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

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

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

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

898 (h) There shall be no limit on the number of Type 2 sports betting platform licenses or
899 Type 2 sports betting retail licenses.

900 (i) The commission shall adopt rules and regulations that:

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

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

905 (j) The commission may adopt rules and regulations that limit online sports betting within
906 Type 2 sports betting retail licensee's premises to Type 2 betting, so far as technically
907 practical.

908 50-28-45.

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

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

916 50-28-46.

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

924 Part 3

925 50-28-60.

926 The commission shall prescribe by rules and regulations:

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

Part 4

945

946 50-28-70.

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

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

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

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

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

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

965 50-28-71.

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

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

- 969 (2) The adjusted gross income of the licensee for the immediately preceding calendar
970 year; and
- 971 (3) Any additional information required by rules and regulations of the commission
972 deemed in the public interest or necessary to maintain the integrity of sports betting in
973 this state.
- 974 (b) A licensee shall promptly report to the commission any information relating to:
- 975 (1) The name of any newly elected officer or director of the board of the licensed entity;
976 and
- 977 (2) The acquisition by any person of 10 percent or more of any class of corporate stock.
- 978 (c) With respect to information reported under subsection (b) of this Code section, a
979 licensee shall include with such report a statement of any conflict of interest that may exist
980 as a result of such election or acquisition.
- 981 (d) Upon receiving a report under this Code section or subsection (b) of Code
982 Section 50-28-111, the commission may conduct a hearing in accordance with Code
983 Section 50-28-120 to determine whether the licensee remains in compliance with this
984 chapter.

985 ARTICLE 3

986 Part 1

987 50-28-80.

988 (a) A licensee shall not knowingly:

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

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

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

- 993 (4) Offer or accept a wager on any event, outcome, or occurrence other than a sporting
994 event, including, without limitation, a high school sporting event offered, sponsored, or
995 played in connection with a public or private institution that offers education at the
996 secondary level; or
- 997 (5) Accept a wager from an individual who is on the registry created and maintained by
998 the commission under subsection (c) of Code Section 50-28-82.
- 999 (b) A person that knowingly violates this Code section:
- 1000 (1) For a first offense, shall be guilty of a misdemeanor; and
- 1001 (2) For a second or subsequent offense, shall be guilty of a misdemeanor of a high and
1002 aggravated nature.
- 1003 50-28-81.
- 1004 (a) Except for those individuals ineligible to place bets under Code Section 50-28-82, an
1005 individual who is 21 years of age or older and who is physically located in this state may
1006 place a wager in the manner authorized under this chapter and the rules and regulations of
1007 the commission.
- 1008 (b) A licensee shall ensure that all wagers accepted in this state are from qualified bettors
1009 and in accordance with this chapter and the rules and regulations of the commission.
- 1010 50-28-82.
- 1011 (a) The following individuals and categories of individuals shall not, directly or indirectly,
1012 place a wager on sporting events or online sports betting platforms in this state:
- 1013 (1) A member, officer, or employee of the commission shall not place a wager on any
1014 sporting event or platform;
- 1015 (2) A member, officer, or employee of the Georgia Lottery Corporation shall not place
1016 a wager on any sporting event or platform;
- 1017 (3) A commission vendor shall not place a wager on any sporting event or platform;

- 1018 (4) A licensee or principal owner, partner, member of the board of directors, officer, or
1019 supervisory employee of a licensee shall not place a wager on the licensee's platform;
- 1020 (5) A vendor of a licensee or any principal owner, partner, member of the board of
1021 directors, officer, or supervisory employee of a vendor shall not place a wager on the
1022 licensee's platform;
- 1023 (6) A contractor, subcontractor, or consultant or any officer or employee of a contractor,
1024 subcontractor, or consultant of a licensee shall not place a wager on the licensee's
1025 platform, if such individual is directly involved in the licensee's operation of sports
1026 betting or the processing of sports betting claims or payments through the licensee's
1027 platform;
- 1028 (7) An individual subject to a contract with the commission shall not place a wager on
1029 any platform, if the contract contains a provision prohibiting the individual from
1030 participating in sports betting;
- 1031 (8) An individual with access to material nonpublic information that is known
1032 exclusively by an individual who is prohibited from placing a wager in this state under
1033 this Code section shall not use any such information to place a wager on any sporting
1034 event or platform;
- 1035 (9) An amateur or Olympic athlete shall not place a wager on any sporting event in
1036 which the athlete participates;
- 1037 (10) A professional athlete shall not place a wager on any sporting event overseen by
1038 such athlete's sports governing body or sporting events operator;
- 1039 (11) An owner or employee of a team, player, umpire, or sports union personnel, or
1040 employee, referee, coach, or official of a sports governing body or sporting events
1041 operator shall not place a wager on any sporting event, if the wager is based on a sporting
1042 event overseen by the individual's sports governing body or sporting events operator;
- 1043 (12) An individual having the ability to directly affect the outcome of a sporting event
1044 shall not place a wager on such sporting event;

1045 (13) A trustee or regent of a governing board of a public or private institution of higher
1046 education shall not place a wager on a collegiate sporting event;

1047 (14) An individual prohibited by the rules or regulations of a sports governing body or
1048 sporting events operator of a collegiate sports, team, league, or association from
1049 participating in sports betting shall not place a wager on any sporting event to which such
1050 prohibition applies; and

1051 (15) A student or an employee of a public or private institution of higher education who
1052 has access to material nonpublic information concerning a student athlete or a sports team
1053 shall be prohibited from placing a wager on a collegiate sporting event if such
1054 information is relevant to the outcome of such event.

1055 (b) The commission may prescribe by rules and regulations additional individuals and
1056 categories of individuals who are prohibited from placing a wager on specified sporting
1057 events or online sports betting platforms in this state.

1058 (c) The commission shall issue rules and regulations that require periodic reports from
1059 licensees and the information to be contained therein so that the commission can develop
1060 and maintain a confidential registry of a consolidated list of individuals and categories of
1061 individuals who are ineligible to place a wager in this state and shall provide the registry
1062 to each licensee in this state. The commission shall provide each updated registry to the
1063 licensees as soon as practicable. Each licensee shall maintain the registry provided by the
1064 commission confidentially. Such registry shall not be considered a record open to the
1065 public pursuant to Article 4 of Chapter 18 of this title and shall be exempt from such
1066 provisions.

1067 (d) Any individual who places a wager in violation of this Code section:

1068 (1) For a first offense, shall be guilty of a misdemeanor;

1069 (2) For a second offense, shall be guilty of a misdemeanor and shall be fined not less
1070 than \$500.00 nor more than \$1,000.00 or shall be imprisoned for not less than one month
1071 nor more than five months, or both; and

1072 (3) For a third or subsequent offense, shall be guilty of a misdemeanor of a high and
1073 aggravated nature and shall be fined not less than \$750.00 or shall be imprisoned for not
1074 less than three months, or both.

1075 50-28-83.

1076 (a) The commission shall by rules and regulations prohibit betting on injuries, penalties,
1077 or the outcome of player discipline rulings or replay reviews under this chapter that are
1078 contrary to public policy or unfair to bettors.

1079 (b)(1) A sports governing body or sporting events operator may submit to the
1080 commission in writing, by providing notice in such form and manner as the commission
1081 may require, a request to restrict, limit, or prohibit a certain type, form, or category of
1082 sports betting with respect to its sporting events, if the sports governing body or sporting
1083 events operator believes that such type, form, or category of sports betting with respect
1084 to its sporting events may undermine the integrity or perceived integrity of such sports
1085 governing body or sporting events operator or its sporting events. The commission shall
1086 request comments from sports betting licensees on all such requests it receives.

1087 (2) After giving due consideration to all comments received, the commission shall, upon
1088 demonstration of good cause from the requestor that such type, form, or category of
1089 sports betting is likely to undermine the integrity or perceived integrity of such sports
1090 governing body or sporting events operator or its sporting events, grant the request. The
1091 commission shall respond to a request concerning a particular event before the start of the
1092 event, or if it is not feasible to respond before then, no later than seven days after the
1093 request is made. If the commission determines that the requestor is more likely than not
1094 to prevail in successfully demonstrating good cause for its request, the commission may
1095 provisionally grant the request of the sports governing body or sporting events operator
1096 until the commission makes a final determination as to whether the requestor has
1097 demonstrated good cause. Absent such a provisional grant by the commission, sports

1098 betting licensees may continue to offer sports betting on sporting events that are the
1099 subject of such a request during the pendency of the commission's consideration of the
1100 applicable request.

1101 Part 2

1102 50-28-90.

1103 (a) Prior to placing a wager with a licensee via online sports betting, a bettor shall
1104 remotely register and establish a player account with both the commission and the licensee
1105 and attest that the bettor meets the requirements to place a wager with a licensee in this
1106 state. Prior to verifying a bettor's identity in accordance with this Code section and that the
1107 bettor has registered and established an account with the commission, a licensee shall not
1108 allow the bettor to engage in sports betting, make a deposit, or process a withdrawal via
1109 online sports betting. A licensee shall implement commercially and technologically
1110 reasonable procedures to prevent access to sports betting by minors on its online sports
1111 betting platforms. A licensee may use information obtained from third parties to verify that
1112 an individual is authorized to open an account, place wagers, and make deposits and
1113 withdrawals.

1114 (b) Each licensee shall adopt a registration policy to ensure that all bettors utilizing online
1115 sports betting are authorized to place a wager with a licensee within this state. Such policy
1116 shall include, without limitation, commercially reasonable mechanisms which shall:

1117 (1) Verify the name and age of the registrant;

1118 (2) Verify that the registrant is not knowingly prohibited from placing a wager under
1119 Code Section 50-28-82; and

1120 (3) Obtain the following information from the registrant:

1121 (A) Legal name;

1122 (B) Date of birth;

- 1123 (C) Physical address other than a post office box;
1124 (D) Phone number;
1125 (E) Social security number;
1126 (F) A unique username; and
1127 (G) An active email account.
- 1128 (c) Each licensee may in its discretion require a bettor to provide the licensee with a signed
1129 and notarized document attesting that the bettor is qualified to engage in sports betting
1130 under this chapter as part of the registration policy of the licensee.
- 1131 (d) A bettor shall not register more than one account with a licensee, and each licensee
1132 shall use commercially and technologically reasonable means to ensure that each bettor is
1133 limited to one account.
- 1134 (e) Each licensee, in addition to complying with state and federal law pertaining to the
1135 protection of the private, personal information of registered bettors, shall use all other
1136 commercially and technologically reasonable means to protect such information consistent
1137 with industry standards.
- 1138 (f) When a bettor's account is created, a bettor may fund the account through:
- 1139 (1) Electronic bank transfer of funds, including such transfers through third parties;
1140 (2) Cash;
1141 (3) Debit cards;
1142 (4) Online and mobile payment systems that support online money transfers; and
1143 (5) Any other method approved by rules and regulations of the commission.
- 1144 (g) The total amount a bettor shall be permitted to deposit in any 30 day period into such
1145 bettor's account or accounts shall not exceed \$2,000.00 in total, unless the bettor has
1146 self-imposed a restriction of a lesser amount as provided in Code Section 50-28-91 or the
1147 commission has imposed a restriction of a lesser amount pursuant to subparagraph
1148 (a)(13)(I) of Code Section 50-28-9.

1149 (h)(1) Each financial transaction with respect to an account between a bettor and licensee
1150 shall be confirmed by email, telephone, text message, or other means agreed upon by the
1151 account holder. A licensee shall use commercially and technologically reasonable means
1152 to independently verify the identity of the bettor making a deposit or withdrawal.

1153 (2) If a licensee determines that the information provided by a bettor to make a deposit
1154 or process a withdrawal is inaccurate or incapable of verification or violates the policies
1155 and procedures of the licensee, the licensee shall, within ten days, require the submission
1156 of additional information that can be used to verify the identity of such bettor.

1157 (3) If such information is not provided or does not result in verification of the bettor's
1158 identity, the licensee shall:

1159 (A) Immediately suspend the bettor's account and shall not allow the bettor to place
1160 wagers;

1161 (B) Retain any winnings attributable to the bettor;

1162 (C) Refund the balance of deposits made to the account to the source of such deposit
1163 or by issuance of a check; and

1164 (D) Suspend the account.

1165 (i) A licensee shall utilize geolocation or geofencing technology to ensure that online
1166 sports betting is available only to bettors who are physically located in this state. A
1167 licensee shall maintain in this state the servers it uses to transmit information for purposes
1168 of accepting wagers on a sporting event placed by bettors located in this state.

1169 (j) Each licensee shall clearly and conspicuously display on its internet website a statement
1170 indicating that it is illegal for a person under 21 years of age to engage in sports betting in
1171 this state.

1172 (k) The commission shall promulgate rules and regulations for purposes of regulating
1173 sports betting via online sports betting.

1174 50-28-91.

1175 (a) Licensees shall allow bettors to restrict themselves from placing wagers with the
1176 licensee, including limits on the amounts wagered, and take reasonable steps to prevent
1177 those bettors from placing such wagers. At the request of a bettor, a licensee may share the
1178 request with the commission for the sole purpose of disseminating the request to other
1179 licensees.

1180 (b) The commission shall promulgate rules and regulations that require a licensee to
1181 implement responsible sports betting programs that include comprehensive training on
1182 responding to circumstances in which individuals present signs of problem gambling or a
1183 betting or gambling disorder.

1184 (c) The commission shall work with national and local organizations to provide services
1185 for individuals with problem gambling or a betting or gambling disorder and to establish
1186 prevention initiatives to reduce the number of individuals with problem gambling or a
1187 betting or gambling disorder, including, but not limited to, utilizing currently established
1188 programs for problem gambling or betting or gambling disorders.

1189 (d) The commission shall annually generate a report outlining activities with respect to
1190 problem gambling and betting or gambling disorders, including, but not limited to,
1191 descriptions of programs, grants, and other resources made available; the number of
1192 individuals seeking assistance; the number of individuals who reported completing
1193 programs and therapies; and the rate of recidivism, if known to the commission. The
1194 commission shall file the annual report with the Governor, the Lieutenant Governor, and
1195 the Speaker of the House of Representatives and shall publish such report on its internet
1196 website no later than January 1 of each year.

1197 50-28-92.

1198 (a) Each licensee shall adopt and adhere to a written, comprehensive policy outlining its
1199 rules governing the acceptance of wagers and payouts. Such policy and rules must be

1200 approved by the commission prior to the acceptance of a wager by a licensee. Such policy
1201 and rules must be readily available to a bettor on the licensee's internet website.

1202 (b) The commission shall promulgate rules and regulations regarding:

1203 (1) The manner in which a licensee accepts wagers from and issues payouts to bettors,
1204 including payouts in excess of \$10,000.00; and

1205 (2) Requirements for reporting suspicious wagers.

1206 Part 3

1207 50-28-100.

1208 (a) Except as provided in subsection (b) of this Code section, a licensee may use any data
1209 source for determining the results of any tier 1 sports wager or tier 2 sports wager.

1210 (b)(1) A sports governing body or sporting events operator with headquarters located in
1211 the United States may notify the commission that it desires licensees to use official league
1212 data or official event data, respectively, for determining the results of tier 2 sports wagers.

1213 A notification under this subsection shall be made in the form and manner as the
1214 commission shall require through rules and regulations. The commission shall notify
1215 each licensee within five days after receipt of such notification from a sports governing
1216 body or sporting events operator. If a sports governing body or sporting events operator
1217 does not notify the commission of its desire to supply official league data or official event
1218 data, a licensee may use any data source for determining the results of any tier 2 wagers
1219 on sporting events of that sports governing body or sporting events operator.

1220 (2) Within 60 days after the commission notifies each licensee of the desire of a sports
1221 governing body or sporting events operator to require official league data or official event
1222 data as provided under paragraph (1) of this subsection, each such licensee shall be
1223 required to use only official league data or official event data, as applicable, to determine

1224 the results of tier 2 sports wagers on sporting events sanctioned by such sports governing
1225 body or sporting events operator, except when:

1226 (A) The licensee provides advance notice to all bettors placing tier 2 wagers on a
1227 particular sporting event that it will not use official league data or official event data,
1228 as applicable, to determine the results of such tier 2 wagers on the particular sporting
1229 event;

1230 (B) The sports governing body or sporting events operator, or a designee thereof, is
1231 unable to provide a feed of official league data or official event data to determine the
1232 results of a particular type of tier 2 sports wager, in which case licensees may use any
1233 data source for determining the results of the applicable tier 2 sports wager until the
1234 data feed becomes available on commercially reasonable terms; or

1235 (B) A licensee is able to demonstrate to the commission that the sports governing body
1236 or sporting events operator, or a designee thereof, will not provide a feed of official
1237 league data or official event data to the licensee on commercially reasonable terms.

1238 (3) The commission may consider the following factors in evaluating whether official
1239 league data or official event data is being provided by the sports governing body or
1240 sporting events operator on commercially reasonable terms:

1241 (A) The availability of official league data of a sports governing body or the official
1242 event data of a sporting events operator on tier 2 sports wagers to a licensee from more
1243 than one authorized source;

1244 (B) Market information regarding the purchase of comparable data by licensees for the
1245 purpose of settling sports wagers, for use in this state or other jurisdictions;

1246 (C) The nature and quantity of data, including the quality and complexity of the
1247 process used for collecting such data; and

1248 (D) The extent to which sports governing bodies or sporting events operators, or
1249 designees thereof, have made available to licensees the data used to determine the
1250 results of tier 2 sports wagers.

1251 (4) While the commission is determining whether a feed of official league data or official
1252 event data has been provided on commercially reasonable terms pursuant to paragraph (3)
1253 of this subsection, a licensee may use any data source for determining the results of any
1254 tier 2 sports wagers.

1255 (5) The commission shall make a determination under paragraph (3) of this subsection
1256 within 120 days after the licensee notifies the commission that it desires to demonstrate
1257 that the sports governing body or sporting events operator, or a designee thereof, will not
1258 provide a feed of official league data or official event data to such licensee on
1259 commercially reasonable terms.

1260 ARTICLE 4

1261 Part 1

1262 50-28-110.

1263 Members of the commission or designated employees thereof may, during normal business
1264 hours, enter the premises of any facility of a licensee, or a third party utilized by the
1265 licensee to operate and conduct business in accordance with this chapter, for the purpose
1266 of inspecting books and records kept as required by this chapter to ensure that the licensee
1267 is in compliance with this chapter or to make any other inspection of the premises
1268 necessary to protect the public interests of this state and its consumers.

1269 50-28-111.

1270 (a) The commission, licensees, commission vendors, and vendors shall use commercially
1271 reasonable efforts to cooperate with investigations conducted by any sports governing
1272 body, any sporting events operator, and law enforcement agencies, including, but not
1273 limited to, using commercially reasonable efforts to provide or facilitate the provision of
1274 anonymized account level betting information and audio or video files relating to
1275 individuals placing wagers. All disclosures under this Code section shall be subject to the
1276 obligation of a sports betting licensee to comply with all federal, state, and local laws and
1277 rules and regulations relating to privacy and personally identifiable information.

1278 (b) Licensees shall promptly report to the commission any information relating to:

1279 (1) Criminal or disciplinary proceedings commenced against the licensee in connection
1280 with its operations;

1281 (2) Abnormal betting activity or patterns that may indicate a concern with the integrity
1282 of a sporting event;

1283 (3) Any potential breach of the internal rules and codes of conduct of a sports governing
1284 body or sporting events operator pertaining to sports betting to the extent that such rules
1285 or codes of conduct are provided to the licensee by the sports governing body or sporting
1286 events operator or are otherwise known to the licensee;

1287 (4) Conduct that corrupts the betting outcome of a sporting event for purposes of
1288 financial gain, including match fixing; and

1289 (5) Suspicious or illegal betting activities, including cheating, use of funds derived from
1290 illegal activity, wagers to conceal or launder funds derived from illegal activity, use of
1291 agents to place wagers, and use of false identification.

1292 (c) Licensees shall as soon as is practicable report any information relating to conduct
1293 described in paragraphs (2) through (4) of subsection (b) of this Code section to the
1294 relevant sports governing body or sporting events operator.

1295 (d) Licensees shall use commercially reasonable efforts to maintain, in real time and at the
1296 account level, anonymized information regarding a bettor; the amount and type of bet; the
1297 time the bet was placed; the location of the bet, including the internet protocol address if
1298 applicable; the outcome of the bet; and records of abnormal betting activity. The
1299 commission may request such information in the form and manner as required by rules and
1300 regulations of the commission. For purposes of this subsection, the term 'real time' means
1301 on a commercially reasonable periodic interval.

1302 (e) All records, documents, and information received by the commission pursuant to this
1303 Code section shall be considered investigative records of a law enforcement agency, shall
1304 not be subject to Article 4 of Chapter 18 of this title, and shall not be released under any
1305 condition without the permission of the person providing such records, documents, or
1306 information.

1307 (f) Nothing in this Code section shall require a sports betting licensee to provide any
1308 information that is prohibited by federal, state, or local laws or rules and regulations,
1309 including, without limitation, laws and rules and regulations relating to privacy and
1310 personally identifiable information.

1311 (g) If a sports governing body or sporting events operator has notified the commission that
1312 real-time information sharing for wagers placed on its sporting events is necessary and
1313 desirable and the commission determines it is necessary so as to further the goals of this
1314 chapter, licensees shall share the same information with the sports governing body or
1315 sporting events operator, or a designee thereof, with respect to wagers on its sporting
1316 events. A sports governing body or sporting events operator, or a designee thereof, shall
1317 only use information received under this subsection for integrity-monitoring purposes and
1318 shall not use such information for any other purpose. Nothing in this subsection shall
1319 require a licensee to provide any information that is prohibited by federal, state, or local
1320 laws, rules, or regulations, including, but not limited to laws, rules, or regulations relating
1321 to privacy and personally identifiable information.

1322 50-28-112.

1323 The commission shall assist in any investigations by law enforcement to determine
1324 whether:

1325 (1) A licensee is accepting wagers from minors or other persons ineligible to place
1326 wagers in this state; and

1327 (2) An individual is unlawfully accepting wagers from another individual without a
1328 license or at a location in violation of this chapter.

1329 Part 2

1330 50-28-120.

1331 (a) The commission may investigate and conduct a hearing with respect to a licensee upon
1332 information and belief that the licensee has violated this chapter or upon the receipt of a
1333 credible complaint from any person that a licensee has violated this chapter. The
1334 commission shall conduct investigations and hearings in accordance with rules and
1335 regulations adopted by the commission.

1336 (b) If the commission determines that a licensee has violated any provision of this chapter
1337 or any rules and regulations of the commission, the commission may suspend, revoke, or
1338 refuse to renew a license; impose an administrative fine not to exceed \$25,000.00 per
1339 violation; or both.

1340 (c) The commission shall promulgate rules and regulations establishing a schedule of
1341 administrative fines that may be assessed in accordance with subsection (b) of this Code
1342 section for each violation of this chapter; provided, however, if the commission finds that:

1343 (1) A licensee is accepting wagers from minors or other persons ineligible to place
1344 wagers in this state, the commission shall impose a fine against the licensee as follows:

1345 (A) For a first offense, \$1,000.00;

1346 (B) For a second offense, \$2,000.00; and

- 1347 (C) For a third or subsequent offense, \$5,000.00; or
1348 (2) An individual is unlawfully accepting wagers from another individual without a
1349 license, the commission shall impose a fine against the individual as follows:
1350 (A) For a first offense, \$10,000.00;
1351 (B) For a second offense, \$15,000.00; and
1352 (C) For a third or subsequent offense, \$25,000.00.
1353 (d) The commission may refer conduct that it reasonably believes is a violation of
1354 Article 2 of Chapter 12 of Title 16 to the appropriate law enforcement agency.
- 1355 50-28-121.
1356 (a) Fines assessed under this chapter shall be accounted for separately for use by the
1357 commission in a manner consistent with rules and regulations of the commission.
1358 (b) The commission may issue subpoenas to compel the attendance of witnesses and the
1359 production of relevant books, accounts, records, and documents for purposes of carrying
1360 out its duties under this chapter.
- 1361 50-28-122.
1362 (a) A licensee or other individual aggrieved by a final decision or action of the commission
1363 may appeal such decision or action to the Superior Court of Fulton County.
1364 (b) The Superior Court of Fulton County shall hear appeals from decisions or actions of
1365 the commission and, based upon the record of the proceedings before the commission, may
1366 reverse the decision or action of the commission only if the appellant proves the decision
1367 or action to be:
1368 (1) Clearly erroneous;
1369 (2) Arbitrary and capricious;
1370 (3) Procured by fraud;
1371 (4) A result of substantial misconduct by the commission; or

1372 (5) Contrary to the United States Constitution, the Constitution of Georgia, or this
1373 chapter.

1374 (c) The Superior Court of Fulton County may remand an appeal to the commission to
1375 conduct further hearings.

1376 Part 3

1377 50-28-123.

1378 (a) It shall be unlawful for any person, directly or indirectly, to knowingly receive, supply,
1379 broadcast, display, or otherwise transmit material nonpublic information for the purpose
1380 of betting on a sporting event or influencing another individual's or entity's wager on a
1381 sporting event.

1382 (b) This Code section shall not apply to the dissemination of public information as news,
1383 entertainment, or advertising.

1384 (c) Any person in violation of this Code section shall be guilty of a misdemeanor.

1385 50-28-124.

1386 (a) Any person that violates any provisions of this chapter shall be liable for a civil penalty
1387 of not more than \$5,000.00 per violation, not to exceed \$50,000.00 for violations arising
1388 out of the same transaction or occurrence, which shall accrue to the commission and may
1389 be recovered in a civil action brought by or behalf the commission.

1390 (b) The commission may seek and obtain an injunction in a court of competent jurisdiction
1391 for purposes of enforcing this chapter.

1392 (c) Costs shall not be taxed against the commission or this state for actions brought under
1393 this chapter.

1394 Part 4

1395 50-28-130.

1396 Bettors shall have certain rights as set forth in this part.

1397 50-28-131.

1398 Bettors shall have the right to access information necessary for making wagers, as well as
1399 information demonstrating that the licensee's offerings are administered legally and fairly
1400 in all respects. Such information includes but is not limited to:

1401 (1) The handling of wagers;

1402 (2) The odds and pertinent information used to calculate those odds;

1403 (3) Payout amounts and schedule of payouts;

1404 (4) Systems for reporting suspicions of fraud, such as internal reporting protocols and
1405 available legal actions;

1406 (5) Prohibition of certain parties with an interest in or ability to affect the outcome of a
1407 sporting event from betting on such sporting events;

1408 (6) The source of data utilized to determine outcomes of wagers;

1409 (7) Contact information for the licensee;

1410 (8) Resources for problem gambling, expressed in a clear and easily accessible manner;
1411 and

1412 (9) How to limit amounts of individual or aggregate wagers within specified time periods
1413 and later deposits into accounts.

1414 50-28-132.

1415 Bettors shall have the right to privacy and protection of their personally identifiable
1416 information and to the security of their funds and financial activities on sports betting
1417 platforms.

1418 50-28-133.

1419 Bettors shall be provided with easy access, through their preferred sports betting platform,
1420 to resources about the warning signs and treatment of gambling addictions. Licensees shall
1421 be proactive in preventing at-risk customers from becoming problem gamblers by
1422 implementing responsible gaming programs, trainings, and other practices to help bettors
1423 participate responsibly.

1424 50-28-134.

1425 A bettor shall have the right to recourse against a licensee in the event he or she believes
1426 a transaction or other interaction has been mishandled. Such recourse is essential to
1427 establish the credibility of sports betting and to maintain consumer trust. Bettors shall have
1428 the right to seek relief as may be provided in this article and by rules and regulations of the
1429 corporation. Licensees shall provide a clear, expeditious protocol to address concerns
1430 raised by bettors. Reserved."

1431

PART III

1432

SECTION 3-1.

1433 Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is
1434 amended by revising paragraph (55) of Code Section 48-8-3, relating to exemptions from
1435 state sales and use tax, as follows:

1436 "(55) The sale of lottery tickets authorized by Chapter 27 of Title 50 or wagers
1437 authorized by Chapter 28 of Title 50;"

1438

PART IV

1439

SECTION 4-1.

1440 This Act shall become effective on January 1, 2025, following the ratification of an
1441 amendment to the Constitution of Georgia providing for lotteries, bingo games, raffles, sports
1442 betting, and other forms of betting and gambling; provided, however, to the extent that this
1443 Act conflicts with law in effect at the time of ratification, this Act and such amendment shall
1444 control, and to the extent such law is not in conflict, the law in effect at the time of
1445 ratification shall control and shall remain in full force and effect. If such amendment is not
1446 so ratified, then this Act shall stand automatically repealed.

1447

SECTION 4-2.

1448 All laws and parts of laws in conflict with this Act are repealed.