

**Title 11—DEPARTMENT OF
PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 30—Bingo**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo Supp. 2014, the commission adopts a rule as follows:

11 CSR 45-30.056 Key Person Defined is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 1, 2016 (41 MoReg 946-947). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed rule on September 13, 2016. No comments were made at the public hearing and one written comment was received.

COMMENT #1: Mary Magnuson from the National Association of Fundraising Ticket Manufacturers submitted concerns regarding the use of the phrase “involvement in the entity would tend to discredit charitable bingo” as a criteria for denying a license. She wrote, “the proposed rule contains a vague and subjective standard that is susceptible to arbitrary and discriminatory application.” In addition she was concerned that the proposed rule provides no guidance so that manufacturers and suppliers of bingo equipment may “determine the type of conduct that will affect their licensure.”

RESPONSE: This language is consistent with the statutory requirements that a license be issued to a person the commission determines is “suitable.” The phrase “tend to discredit charitable bingo operations” is also used in section 313.052 RSMo regarding grounds for disciplinary action against licensees, including revocation. The proposal of this rule is intended to define key person as it relates to the licensing and conduct of bingo and not to alter any licensing standards that the commission has historically employed. No changes have been made as a result of this comment.