



## Type C Host rules for public comment

April 19, 2022

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The Ohio Lottery Commission has prepared the following rules in support of type C sports gaming host licensing and operations. These rules are available for public comment for a period of 10 days with a deadline of Friday April 29 for submission. Please provide comments to [sportsgaming@lottery.ohio.gov](mailto:sportsgaming@lottery.ohio.gov).

### Ohio Lottery Rules

#### **3770:3-1 Authority and Purpose**

(A) The rules set forth in division 3770:3 of the Administrative Code are promulgated under the authority of Chapters 3770. and 3775. of the Revised Code.

(B) The purpose of division 3770:3 of the Administrative Code is to set forth rules concerning Lottery Sports Gaming, type C sports Gaming Hosts, and type C sports Gaming Proprietors, and all matters related thereto.

(C) The lottery shall have exclusive jurisdiction over all matters within the scope of its authority, and nothing contained in division 3770:3 of the Administrative Code shall be deemed to limit the authority or the ability of the lottery to act hereunder.

#### **3770:3-2 Rule | Definitions**

(A) The words and terms defined in §3770.24 of the Revised Code are used in this agency as they are defined in that section, unless otherwise specified.

(B) As used in Chapter 3775 of the Revised Code and rules adopted thereunder, the following words have the following meanings:

1. "Lottery sports gaming" means sports gaming conducted by a type C sports gaming proprietor on behalf of the state lottery commission.
2. "Type C sports Gaming Proprietor" means a sports gaming proprietor licensed by the Ohio casino control commission to offer sports gaming through self-service or clerk-operated sports gaming terminals located at type C sports gaming hosts facilities.
3. "Type C sports Gaming Host" means the owner of a facility with a D-1, D-2, or D-5 liquor permit issued under Chapter 4303 of the Revised Code who is licensed by the Ohio casino control commission to offer sports gaming at the facility through a type C sports gaming proprietor.

**3770: 3-3 Type C Sports Gaming Host eligibility and application for lottery recommendation**

- (A) Application for a recommendation for a type C sports gaming host shall be submitted in accordance with procedures and terms and conditions set forth by the director and shall be made on a form approved by the director. At a minimum, applicant shall be in compliance with the licensing requirements for a lottery sales agent under section 3770.05 of the Revised Code and an owner of a facility with a D-1, D-2, or D-5 liquor permit issued under Chapter 4303 of the Revised Code.
- (B) Upon receiving a proper and complete request for recommendation, the director shall determine if the lottery sales agent meets the requirements for recommendation. The director may issue the recommendation on such terms and conditions as the director deems appropriate, consistent with the Lottery Act, the rules of the Ohio lottery commission and these regulations and any policies, procedures and operating standards related thereto. If the director denies a recommendation, the lottery sales agent shall be promptly informed of the decision.
- (C) The director shall inform the Ohio casino control commission of the status of lottery sales agents and any changes thereto.
- (D) Any lottery sales agent may apply to the Ohio casino control commission to offer lottery sports gaming upon receiving a recommendation from the director submitted in a format approved by the director.

**3770:3-4 Type C Lottery Sports Gaming Host operations; equipment; advertising and promotions**

- (A) A type C sports gaming host shall be required to obtain lottery sports gaming equipment and supplies from a licensed type C sports gaming proprietor, subject to approval by the director.
- (B) A type C sports gaming host shall provide the Lottery with locations for placement of lottery sports gaming self-service terminals, subject to approval by the director.
- (C) Unless otherwise approved by the director, no type C sports gaming host shall have more than two self-service terminals operational at the licensed facility.
- (D) The director may prohibit type C sports gaming hosts from engaging in certain advertising and promotions deemed by the director to be inappropriate.
- (E) Unless otherwise approved by the director, any costs associated with advertising or promotions initiated by the type C sports gaming host are the responsibility of the type C sports gaming host.
- (F) The director may initiate advertising and promotional programs related to lottery sports gaming and/or any lottery product and may provide type C sports gaming host with such materials if deemed necessary.
- (G) Responsible gambling materials provided by the lottery or type C sports gaming proprietor must be prominently displayed.

- (H) The lottery office of security personnel shall have unrestricted access to all areas of type C sports gaming host facility and records. Each type C sports gaming host shall timely comply with all requests from the lottery.
- (I) A type C sports gaming host shall only accept wagers from a patron who is 21 years of age and who are physically present on the premises of the facility.