

LAWFUL SPORTS BETTING ACT (EXCERPT)
Act 149 of 2019

432.404 Internet sports betting; conduct generally; inapplicability of act to Indian tribe; prohibited conduct; limitations on betting platform.

Sec. 4.

(1) Internet sports betting may be conducted only to the extent that it is conducted in accordance with this act.

(2) An internet sports betting wager received by a sports betting operator or its internet sports betting platform provider is considered to be gambling or gaming that is conducted in the sports betting operator's casino located in this state, regardless of the authorized participant's location at the time the participant initiates or otherwise places the internet sports betting wager.

(3) A law that is inconsistent with this act does not apply to internet sports betting as provided for by this act.

(4) This act does not apply to internet sports betting conducted exclusively on Indian lands by an Indian tribe under a facility license issued in accordance with a tribal gaming ordinance approved by the chair of the National Indian Gaming Commission. For purposes of this act, internet sports betting is conducted exclusively on Indian lands only if the individual who places the internet sports betting wager is physically present on Indian lands when the internet sports betting wager is initiated and the internet sports betting wager is received or otherwise made on equipment that is physically located on Indian lands, and the internet sports betting wager is initiated, received, or otherwise made in conformity with the safe harbor requirements described in 31 USC 5362(10)(C).

(5) A person shall not provide or make available sports betting wagering devices in a place of public accommodation in this state, including a club or other association, to enable individuals to place internet sports betting wagers. This subsection does not apply to a sports betting operator aggregating, providing, or making available sports betting wagering devices within its own casino.

(6) For purposes of this act, the intermediate routing of electronic data in connection with internet sports betting, including routing across state lines, does not determine the location or locations in which the internet sports betting wager is initiated, received, or otherwise made.

(7) A sports betting operator may use no more than 1 internet sports betting platform to offer, conduct, or operate internet sports betting. Only a sports betting operator or its internet sports betting platform provider may process, accept, offer, or solicit internet sports betting wagers. The sports betting operator must clearly display its own brand or that of an affiliate on the internet sports betting platform that it utilizes. The sports betting operator may also elect, in its sole discretion, to have the brand of the internet sports betting platform that it utilizes be the name and logos of no more than 1 internet sports betting platform provider if the internet sports betting platform also clearly displays the sports betting operator's own trademarks and logos or those of an affiliate. A sports betting operator is responsible for the conduct of its internet sports betting platform provider.

History: 2019, Act 149, Imd. Eff. Dec. 20, 2019