

Withdrawn



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 38

AMENDMENT NO. A5
(to be filled in by
Principal Clerk)

S38-ABA-74 [v.5]

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Amends Title [NO]
Fourth Edition

Date _____, 2022

Representative Quick

1 moves to amend the bill on page 2, line 3, by rewriting that line to read:

2 "e. ~~Credit cards and debit~~Debit cards.";

3
4 and on page 2, lines 33-34, by deleting those lines;

5
6 and on page 3, lines 31-34, by rewriting those lines to read:

7 "(18) Sports wagering platform. – A ~~website, mobile application, or other~~
8 ~~interactive platform accessible via the internet, mobile, wireless, or similar~~
9 ~~communication technology~~ physical site located within a place of public
10 accommodation that a registered player may use to place in-person sports
11 wagers authorized under this Article.";

12
13 and on page 3, line 47, through page 4, line 4, by rewriting those lines to read:

14 "(20) Sports wager or sports wagering. – Placing of wagers via a sports wagering
15 platform on any of the following: (i) a sporting event, (ii) a portion of a
16 sporting event, ~~or on~~ (iii) the individual performance statistics of athletes in a
17 sporting event or combination of sporting events, ~~by any system or method of~~
18 ~~wagering, that may include in-person, over the internet through websites, or~~
19 ~~mobile devices.~~ or (iv) a parimutuel wager. The term also includes
20 single-game wagers, teaser wagers, parlays, over-under, moneyline, pools,
21 exchange wagering, in-game wagering, in-play wagers, proposition wagers,
22 and straight wagers.";

23
24 and on page 4, lines 30-31, by deleting "via an interactive account as described in G.S. 18C-912"
25 and substituting "in-person via a sports wagering platform";

26
27 and on page 10, line 14-15, by rewriting those lines to read:

28 ""~~§ 18C-912. Establishment of interactive accounts.~~

29 (a) ~~Only a registered player shall be permitted to deposit cash or cash equivalents, or to~~
30 ~~place a sports wager, with an interactive sports wagering operator. The interactive sports~~
31 ~~wagering operator is responsible for verifying the identity of the registered player and ensuring~~
32 ~~that the registered player is at least 21 years of age.~~



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- 1 ~~(b) A registered player may not have more than one interactive account with each~~
2 ~~interactive sports wagering operator.~~
- 3 ~~(c) All of the following persons are prohibited from engaging in sports wagering:~~
- 4 ~~(1) Any person under the age of 21.~~
- 5 ~~(2) Any person who has requested and not revoked a voluntary exclusion~~
6 ~~designation from sports wagering pursuant to G.S. 18C-922.~~
- 7 ~~(3) Any person who has been adjudicated by law as prohibited from engaging in~~
8 ~~sports wagering.~~
- 9 ~~(4) Any member, officer, or employee of the Commission if placing a sports~~
10 ~~wager in this State.~~
- 11 ~~(5) Any employee or key person of an interactive sports wagering operator or~~
12 ~~service provider license when placing sports wagers with that interactive~~
13 ~~sports wagering operator.~~
- 14 ~~(6) With respect to a sporting event, any participant in that sporting event,~~
15 ~~including an athlete, coach, trainer, official, or any employee or staff of a~~
16 ~~participant, when placing a sports wager on that sporting event in which that~~
17 ~~participant is participating.~~
- 18 ~~(7) Any employees or staff of a sports governing body or authorizing league or~~
19 ~~similar sponsoring organization, but only from the sporting events with which~~
20 ~~that individual or sports governing body, authorizing league or similar~~
21 ~~sponsoring organization is affiliated.~~
- 22 ~~(d) An interactive account shall meet all of the following requirements:~~
- 23 ~~(1) Be registered in the name of the registered player, who is a natural person.~~
- 24 ~~(2) Be established through the interactive sports wagering operator's sports~~
25 ~~wagering platform.~~
- 26 ~~(3) Be funded with cash or cash equivalents online or placed at a sports facility as~~
27 ~~provided in G.S. 18C-926.~~
- 28 ~~(4) Prohibit the transfer or sale of an account or account balance.~~
- 29 ~~(5) Prohibit the use of any virtual private network or other technology that may~~
30 ~~obscure or falsify the registered player's physical location.~~
- 31 ~~(6) Prohibit any form of collusion, cheating, or other unlawful activity.~~
- 32 ~~(7) Affirm that the registered player meets all eligibility requirements for~~
33 ~~registration.~~
- 34 ~~(8) Authorize the provision of notices and other required communications either~~
35 ~~through a designated mobile or other interface or to an electronic mail address~~
36 ~~designated by the registered player.~~
- 37 ~~(e) The interactive sports wagering operator shall put in place sufficient measures to~~
38 ~~verify the age and identity of the registered player needed to allow the establishment of~~
39 ~~interactive accounts remotely.~~
- 40 ~~(f) An interactive account held by a registered player in this State may be suspended or~~
41 ~~terminated by the interactive sports wagering operator under any of the following conditions:~~

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- 1 (1) ~~The registered player has provided any false or misleading information in~~
2 ~~connection with the opening of the account, or has engaged in collusion,~~
3 ~~cheating, or other unlawful conduct.~~
4 (2) ~~The registered player is barred from placing sports wagers in the State.~~
5 (3) ~~The registered player is or otherwise becomes ineligible pursuant to this~~
6 ~~Article.~~
7 (4) ~~For any other reason at the sole discretion of the interactive sports wagering~~
8 ~~operator, provided it is not in violation of federal or State law.~~
9 (g) ~~In the event of termination of the interactive account in accordance with this section,~~
10 ~~the registered player shall be provided a timely ability to access and withdraw any funds~~
11 ~~remaining in the interactive account.";~~

12
13 and on page 12, lines 12-41, by rewriting those lines to read:

14 **""§ 18C-926. Places of public accommodation.**

15 (a) ~~The owner or operator of a sports facility may establish places~~ Permanent places of
16 public accommodation for the purpose of accessing a sports wagering platform through mobile
17 devices, computer terminals, or similar access devices, a sports wagering platform either directly
18 or with assistance from a person. Each owner or operator of a sports facility shall be limited to
19 one place of public accommodation described under subdivision (2) of subsection (b) of this
20 section may be associated with each sports facility.

21 (b) ~~Places~~ Permanent places of public accommodation ~~allowed~~ permitted under this
22 section shall be located as follows:

- 23 (1) ~~On the property containing of the sports facility.~~
24 (2) ~~On~~ No more than one place of public accommodation may be on other
25 property owned or controlled by the owner or operator of the sports facility or
26 an affiliated entity of the owner or operator of the sports facility that is located
27 within a one-half mile radius of the sports facility a sports facility defined in
28 G.S. 18C-901(15)a. or G.S. 18C-901(15)c.
29 (3) No more than one place of public accommodation may be on other property
30 owned or controlled by the owner or operator of the sports facility that is
31 located within a one and one-half mile radius of a sports facility defined in
32 G.S. 18C-901(15)b.

33 (c) Nothing in this section shall be construed to exempt a place of public accommodation
34 from the provisions of any other law that may be enforceable. ~~A place of public accommodation~~
35 ~~may be either a permanent establishment or a temporary establishment associated with a specific~~
36 ~~sporting event or a series of sporting events.~~

37 (d) All sports wagers shall be placed ~~via an interactive account as described in~~
38 G.S. 18C-912. Mobile devices, computer terminals, similar devices, and cashiers in person at a
39 sports wagering platform. Cashiers used to operate the place of public accommodation shall be
40 employees of an interactive sports wagering operator and have the ability to accept and distribute
41 cash and cash equivalents. Only a registered player shall be permitted to place a sports wager
42 with an interactive sports wagering operator. All of the following persons are prohibited from
43 engaging in sports wagering:

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- 1 (1) Any person under the age of 21.
2 (2) Any person who has requested and not revoked a voluntary exclusion
3 designation from sports wagering pursuant to G.S. 18C-922.
4 (3) Any person who has been adjudicated by law as prohibited from engaging in
5 sports wagering.
6 (4) Any member, officer, or employee of the Commission if placing a sports
7 wager in this State.
8 (5) Any employee or key person of an interactive sports wagering operator or
9 service provider license when placing sports wagers with that interactive
10 sports wagering operator.
11 (6) With respect to a sporting event, any participant in that sporting event,
12 including an athlete, coach, trainer, official, or any employee or staff of a
13 participant, when placing a sports wager on that sporting event in which that
14 participant is participating.
15 (7) Any employees or staff of a sports governing body or authorizing league or
16 similar sponsoring organization, but only from the sporting events with which
17 that individual or sports governing body, authorizing league or similar
18 sponsoring organization is affiliated."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____