

TITLE 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 13—Hearings

PROPOSED AMENDMENT

11 CSR 45-13.045 Suitability [and Exclusion] Hearings for Gaming Applicants and Licensees and Exclusion Hearings. The commission is amending the title, purpose statement, sections (1)-(3), and the authority section.

PURPOSE: This amendment updates the purpose statement and the authority section of the rule to address sports wagering per the recent amendment of the Missouri Constitution with the passage of Article III, Section 39(g) as presented as Amendment 2 on the November 5, 2024, general election ballot. This amendment also corrects grammatical and typographical errors.

*PURPOSE: This rule authorizes hearings for applicants found to be unsuitable for licensing pursuant to 11 CSR 45-4 and persons placed on [an] **the commission's** exclusion list.*

(1) A person whose application for a gaming license has not been granted for failing to establish suitability to hold a license or **a person** who has been placed on an exclusion list pursuant to 11 CSR 45-15.040[(1)] may request a hearing under this chapter.

(2) The commission may authorize the **executive** director to investigate and make the initial finding of unsuitability with regard to any applicant for or holder of a license of the type that may be issued by the **executive** director pursuant to 11 CSR 45-4[.260(1)].

(3) Whenever the commission finds an applicant unsuitable for licensing, the commission shall send a written letter to the applicant outlining the reasons for the finding, including both the applicable criteria for suitability that the applicant has established and those criteria that the applicant has failed to establish. This letter shall be sent certified mail, return receipt requested or by personal delivery. Within thirty (30) days from the date of mailing, the licensee shall file a request for hearing by serving it on the **executive** director as provided in 11 CSR 45-13.030[(2)]. If a request for hearing is not filed within the time provided for, the letter shall become a final order of the commission.

AUTHORITY: section 39(g) of Article III, Mo. Const., sections 313.004[,] and 313.560, RSMo 2016, and sections 313.800 and 313.805, RSMo Supp. [2000]2024. Original rule filed June 30, 2003, effective Feb. 29, 2004. Amended: Filed May 14, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment via email to MGCPolicy@mgc.dps.mo.gov, or by mail to the Missouri Gaming Commission, Policy Section, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for July 17, 2025, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, MO.*