

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 3—Records**

PROPOSED AMENDMENT

11 CSR 45-3.010 Commission Records. The commission is deleting section (4), amending and renumbering section (5), and renumbering the remaining sections.

PURPOSE: This amendment modifies the procedures to maintain the records of the commission and adds a statutory citation for fantasy sports.

(4) *[Pursuant to section 313.847, RSMo, the commission shall not disclose to the public the following records:*

- (A) Any information that cannot be disclosed pursuant to any intergovernmental agreement;*
- (B) Portions of the application including, but not limited to: exhibits attached to the application such as personal financial records of an applicant, income tax returns, bank records, plans for internal security and surveillance, copies of the proposed internal control procedures, Personal Disclosure Form I and Personal Disclosure Form II;*
- (C) The background investigations conducted by the commission or information obtained from any intergovernmental agency concerning any applicant for licensure;*
- (D) Internal controls and plans for surveillance of a licensee; and*
- (E) Investigations on any licensee.*

(5) *Except as otherwise required under sections 313.847.1 and 313.1000.1, RSMo, all investigatory, proprietary or application records, information and summaries in the possession of the commission or its agents may be treated by the commission as closed records not to be disclosed to the public.*

[(6)] (5) *The commission may charge a fee for copying public records, which fee shall not exceed the actual cost of document search and duplication. The commission shall provide a list of fees charged for copying public records upon request.*

[(7)] (6) *Payment of any copying fees and search fees may be required before any information will be provided.*

[(8)] (7) *All fees are nonrefundable.*

*AUTHORITY: sections 313.004, 313.805 and 313.847, RSMo 2000, and section 313.1000, RSMo (HB 1941, Second Regular Session, Ninety-eighth General Assembly, 2016). Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed August 29, 2016, effective Sept. 8, 2016, expires March 6, 2017. Amended: Filed Aug. 29, 2016.*

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 with the Missouri Gaming Commission, 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 Wednesday, November 2, 2016, at 10:00 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, Missouri.