

Title 36

MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

Subtitle 10 SPORTS WAGERING PROVISIONS

36.10.10 Enforcement of Voluntary Exclusion Program

Authority: State Government Article, §9-1A-24, Annotated Code of Maryland

.01 Enforcement.

A. Definition. ~~[Unless context dictates otherwise, for purposes of this chapter, “sports wagering licensee” includes:]~~ **In the section, “sports wagering licensee” means:**

- (1) Sports wagering facility licensee;
- (2) Mobile sports wagering licensee;
- (3) Sports wagering facility operator licensee; and
- (4) Online sports wagering operator license.

B. The Commission shall notify sports wagering licensees that an individual has been placed on the voluntary exclusion list established in COMAR 36.01.03.

C. A sports wagering licensee may disclose information about an individual on the voluntary exclusion list to:

- (1) The Commission;
- (2) The licensee’s:
 - (a) Managers;
 - (b) Security department;
 - (c) Surveillance department; or
 - (d) Employees who are directly responsible for excluding unauthorized individuals from sports wagering; and
- (3) If the sports wagering licensee pursues criminal charges against an individual on the voluntary exclusion list who is suspected of trespassing on the premises of a sports wagering facility licensee, to:
 - (a) A law enforcement officer; or
 - (b) A person who is legally authorized to be involved in the criminal prosecution of an individual on the voluntary exclusion list who is suspected of trespassing on a sports wagering licensee’s property.

D. If a sports wagering licensee uses technology for the purpose of complying with this regulation, the sports wagering licensee shall ensure that the ~~[technology]~~:

(1) **Technology** ~~[C]~~complies with all applicable ~~[State and local]~~ **legal** requirements; ~~[and]~~

(2) ~~[Is designed to]~~ **Technology** prevents unauthorized access to confidential records~~[-]; and~~

(3) Data may only be accessed by the sports wagering licensee within the continental United States.

E. If an individual on the voluntary exclusion list is found on the part of the premises of a sports wagering licensee where sports wagering is conducted, the sports wagering licensee:

(1) Shall immediately notify the Commission in person or via email; and

(2) May pursue criminal charges against the individual such as trespassing.

F. A sports wagering licensee may not:

(1) Permit an individual on the voluntary exclusion list to:

(a) Enter the part of the premises of a sports wagering licensee where sports wagering is conducted; or

(b) Participate in sports wagering;

(2) Knowingly fail to exclude **an individual on the voluntary exclusion list** from the part of the premises of a **location where a** sports wagering licensee ~~[where]~~ **conducts** sports wagering ~~[is conducted an individual on the voluntary exclusion list]~~; or

(3) Disclose information about an individual on the voluntary exclusion list beyond the disclosures that are authorized under §C of this regulation.

G. A sports wagering licensee shall:

(1) Ensure that an individual on the voluntary exclusion list surrenders an unredeemed item that has monetary value, that the individual won, obtained, or otherwise received; or

(2) Update its technology within 72 hours of being notified by the Commission of an individual's placement on or removal from the voluntary exclusion list.

~~[G.]~~ **(H).** Unless excluded by operation of another directive or order outside the Commission, an individual who has been placed on a voluntary exclusion list of the Commission that is not under this subtitle may engage in sports wagering.