

118TH CONGRESS  
2D SESSION

# S. 5057

To establish minimum Federal standards for sports betting, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 2024

Mr. BLUMENTHAL introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To establish minimum Federal standards for sports betting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Supporting Affordability and Fairness with Every Bet  
6 Act”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for  
8 this Act is as follows:

Sec. 1. Short title; table of contents.  
Sec. 2. Definitions.

TITLE I—MINIMUM FEDERAL STANDARDS FOR SPORTS BETTING

- Sec. 101. General prohibition on sports wagering.  
 Sec. 102. State sports wagering program.  
 Sec. 103. State sports wagering program standards.

TITLE II—PUBLIC HEALTH IN SPORTS BETTING

- Sec. 201. Annual nationwide survey on sports betting.  
 Sec. 202. National Self-Exclusion List.  
 Sec. 203. Surgeon General’s Report on Public Health Challenges Associated  
 with Sports Betting.  
 Sec. 204. Surveillance of gambling addiction.

TITLE III—GENERAL PROVISIONS

- Sec. 301. State and Tribal authority.  
 Sec. 302. Severability.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **AMATEUR ATHLETIC COMPETITION.**—The  
 4 term “amateur athletic competition” has the mean-  
 5 ing given the term in section 220501 of title 36,  
 6 United States Code.

7 (2) **ANONYMIZED SPORTS WAGERING DATA.**—  
 8 With respect to a sports wager accepted by a sports  
 9 wagering operator, the term “anonymized sports wa-  
 10 gering data” means—

11 (A) a unique identifier for the transaction  
 12 and, if available, the individual who placed the  
 13 sports wager, except that such identifier shall  
 14 not include any personally identifiable informa-  
 15 tion of such individual;

16 (B) the amount and type of sports wager;

17 (C) the date and time at which the sports  
 18 wager was accepted;

1 (D) the location at which the sports wager  
2 was placed, including the internet protocol ad-  
3 dress, if applicable; and

4 (E) the outcome of the sports wager.

5 (3) GAMBLING DISORDER.—The term “gam-  
6 bling disorder” means—

7 (A) gambling disorder, as the term is used  
8 by the American Psychiatric Association in the  
9 publication entitled “Diagnostic and Statistical  
10 Manual of Mental Disorders, 5th Edition” (or  
11 a successor edition);

12 (B) pathological gambling;

13 (C) gambling addiction; and

14 (D) compulsive gambling.

15 (4) GOVERNMENTAL ENTITY.—The term “gov-  
16 ernmental entity” means—

17 (A) a State;

18 (B) a political subdivision of a State; and

19 (C) an entity or organization, including an  
20 Indian Tribe, that has governmental authority  
21 within the territorial boundaries of the United  
22 States, including Indian lands.

23 (5) INDIAN LANDS.—The term “Indian lands”  
24 has the meaning given the term in section 4 of the  
25 Indian Gaming Regulatory Act (25 U.S.C. 2703)).

1           (6) INDIAN TRIBE.—The term “Indian Tribe”  
2           has the meaning given the term “Indian tribe” in  
3           section 4 of the Indian Gaming Regulatory Act (25  
4           U.S.C. 2703).

5           (7) INTERACTIVE SPORTS WAGERING PLAT-  
6           FORM.—The term “interactive sports wagering plat-  
7           form” means a person or entity that offers licensed  
8           sports wagering over the internet, including through  
9           an internet website and mobile devices, on behalf of  
10          a licensed gaming facility.

11          (8) INTERSTATE SPORTS WAGERING COM-  
12          PACT.—The term “interstate sports wagering com-  
13          pact” means a compact to offer sports wagering in  
14          accordance with this Act between—

15                 (A) 2 or more States with a State sports  
16                 wagering program;

17                 (B) 1 or more States with a State sports  
18                 wagering program and 1 or more Indian Tribes;

19                 or

20                 (C) 2 or more Indian Tribes.

21          (9) LICENSED GAMING FACILITY.—The term  
22          “licensed gaming facility” means a person licensed  
23          by a State regulatory entity or an Indian Tribe li-  
24          censed by a State regulatory agency for the conduct  
25          of gaming.

1           (10) MICROBET.—The term “microbet” means  
2 a wager placed on an outcome or occurrence within  
3 a sporting event which may or may not be related  
4 to the ultimate result of the sporting event.

5           (11) NATIONAL SELF-EXCLUSION LIST.—The  
6 term “national self-exclusion list” means the list  
7 maintained under section 553A of the Public Health  
8 Service Act, as added by section 202 of this Act, in  
9 cooperation with State regulatory entities, under sec-  
10 tions 103(b)(6)(A)(ii) of this Act.

11          (12) OFFICIAL.—The term “official” means a  
12 referee, umpire, judge, reviewer, or any other indi-  
13 vidual authorized to administer the rules of a sport-  
14 ing event.

15          (13) PROPOSITION BET.—The term “propo-  
16 sition bet” means a side wager on a part of a sport-  
17 ing event that does not concern the final outcome of  
18 the sporting event.

19          (14) REASONABLE LENDER STANDARD.—The  
20 term “reasonable lender standard” means applica-  
21 tion of underwriting criteria that would be applied  
22 by a lender that is an insured depository institution  
23 (as defined under section 3 of the Federal Deposit  
24 Insurance Act (12 U.S.C. 1813)) for an unsecured  
25 loan extended to a consumer.

1           (15) SPORTING EVENT.—The term “sporting  
2 event” means any athletic competition.

3           (16) SPORTS ORGANIZATION.—The term  
4 “sports organization” means—

5           (A) a person or governmental entity that—

6                 (i) sponsors, organizes, schedules, or  
7 conducts a sporting event; and

8                 (ii) with respect to the sporting event  
9 and the participants in the sporting  
10 event—

11                         (I) prescribes final rules; and

12                         (II) enforces a code of conduct;

13                         and

14           (B) a league or association of 1 or more  
15 persons or governmental entities described in  
16 subparagraph (A).

17           (17) SPORTS WAGER.—

18           (A) IN GENERAL.—Except as provided in  
19 subparagraph (C), the term “sports wager”  
20 means the staking or risking by any person of  
21 something of value upon the outcome of a  
22 sporting event, including the outcome of any  
23 portion or aspect thereof, upon an agreement or  
24 understanding that the person or another per-

1 son will receive something of value in the event  
 2 of a certain outcome.

3 (B) INCLUSION.—With respect to an ama-  
 4 teur or professional sporting event, the term  
 5 “sports wager” includes—

- 6 (i) a straight bet;
- 7 (ii) a teaser;
- 8 (iii) a variation of a teaser;
- 9 (iv) a parlay;
- 10 (v) a total or over-under;
- 11 (vi) a moneyline;
- 12 (vii) a betting pool;
- 13 (viii) exchange wagering;
- 14 (ix) in-game wagering, including in-  
 15 game wagering on—
  - 16 (I) a final or interim game score;
  - 17 (II) statistics; or
  - 18 (III) a discrete in-game event;
  - 19 (x) a sports lottery; and
  - 20 (xi) a proposition bet.

21 (C) EXCEPTIONS.—The term “sports  
 22 wager” does not include—

- 23 (i) any activity excluded from the defi-  
 24 nition of the term “bet or wager” under

1 section 5362 of title 31, United States  
2 Code; or

3 (ii) any activity that does not violate  
4 a provision of the Interstate Horseracing  
5 Act of 1978 (15 U.S.C. 3001 et seq.).

6 (18) SPORTS WAGERING.—The term “sports  
7 wagering” means the acceptance of a sports wager  
8 by a sports wagering operator.

9 (19) SPORTS WAGERING OPERATOR.—The term  
10 “sports wagering operator” means—

11 (A) a licensed gaming facility that offers  
12 sports wagering; and

13 (B) an interactive sports wagering plat-  
14 form.

15 (20) SPORTS WAGERING OPT-IN STATE.—The  
16 term “sports wagering opt-in State” means a State  
17 that administers a State sports wagering program.

18 (21) STATE.—The term “State” means—

19 (A) a State;

20 (B) the District of Columbia; and

21 (C) any commonwealth, territory, or pos-  
22 session of the United States.

23 (22) STATE REGULATORY ENTITY.—The term  
24 “State regulatory entity” means the governmental  
25 entity—



1 (A) established or designated by a sports  
 2 wagering opt-in State under section  
 3 102(a)(2)(A)(ii); and

4 (B) responsible, solely or in coordination  
 5 with 1 or more other governmental entities, for  
 6 the regulation of sports wagering in the applica-  
 7 ble sports wagering opt-in State.

8 (23) STATE SOCIAL GAMBLING LAW.—The term  
 9 “State social gambling law” means a State law that  
 10 allows sports wagering that—

11 (A) is not conducted as a business;

12 (B) involves 2 or more players who com-  
 13 pete on equal terms; and

14 (C) does not provide a benefit to—

15 (i) a player, other than the winnings  
 16 of the player; or

17 (ii) a person who is not involved in a  
 18 sports wager.

19 (24) STATE SPORTS WAGERING PROGRAM.—  
 20 The term “State sports wagering program” means a  
 21 program administered and overseen by a State pur-  
 22 suant to an application approved by the Attorney  
 23 General under subsection (b) or (e) of section 102.

24 (25) SUSPICIOUS TRANSACTION.—The term  
 25 “suspicious transaction” means a transaction or an

1 arrangement that a sports wagering operator knows  
2 or has reason to know, as determined by a director,  
3 officer, employee, or agent of the sports wagering  
4 operator is or would be if completed—

5 (A) a violation of, or part of a plan to vio-  
6 late or evade, any Federal, State, or local law  
7 (including regulations); or

8 (B) sports wagering by or on behalf of an  
9 individual described in subparagraph (C), (D),  
10 or (E) of section 103(b)(4).

11 (26) SUSPICIOUS TRANSACTION REPORT.—The  
12 term “suspicious transaction report” means a report  
13 submitted to a State regulatory entity or a sports  
14 organization under section 103(b)(13).

15 (27) TRIBAL-STATE COMPACT.—The term  
16 “Tribal-State compact” means a compact entered  
17 into between a State and an Indian Tribe pursuant  
18 to section 11(d)(3) of the Indian Gaming Regulatory  
19 Act (25 U.S.C. 2710(d)(3)).

1 **TITLE I—MINIMUM FEDERAL**  
2 **STANDARDS FOR SPORTS**  
3 **BETTING**

4 **SEC. 101. GENERAL PROHIBITION ON SPORTS WAGERING.**

5 (a) IN GENERAL.—Except as provided in subsection  
6 (b), it shall be unlawful for any person to knowingly accept  
7 a sports wager.

8 (b) EXCEPTIONS.—It shall not be a violation of sub-  
9 section (a) for—

10 (1) a sports wagering operator located in a  
11 sports wagering opt-in State to accept a sports  
12 wager in accordance with State law; or

13 (2) a person to accept a sports wager in accord-  
14 ance with an applicable State social gambling law.

15 (c) INJUNCTIONS.—

16 (1) IN GENERAL.—If the Attorney General be-  
17 lieves a person has violated, is violating, or will vio-  
18 late subsection (a), the Attorney General may bring  
19 a civil action in the appropriate district court of the  
20 United States or the appropriate United States  
21 court of a territory or possession of the United  
22 States, which shall have jurisdiction in proceedings  
23 in accordance with the Federal Rules of Civil Proce-  
24 dure to enjoin a violation of subsection (a).

1           (2) JURY TRIAL.—In the case of an alleged vio-  
2           lation of an injunction or restraining order issued  
3           under paragraph (1), trial shall be, on demand of  
4           the accused, by a jury in accordance with the Fed-  
5           eral Rules of Civil Procedure.

6           (d) CIVIL PENALTIES.—

7           (1) IN GENERAL.—Any person who violates  
8           subsection (a) shall be, with respect to any such vio-  
9           lation, subject to a civil penalty of not more than the  
10          greater of \$10,000 or 3 times the amount of the ap-  
11          plicable sports wager.

12          (2) SEPARATE VIOLATIONS.—A separate viola-  
13          tion occurs for each sports wager accepted in viola-  
14          tion of subsection (a).

15          (3) JURISDICTION.—The district courts of the  
16          United States and appropriate United States courts  
17          of the territories and possessions of the United  
18          States shall have jurisdiction to enforce this sub-  
19          section in accordance with section 1355 of title 28,  
20          United States Code.

21          (4) EFFECT OF LAW.—A violation of subsection  
22          (a) shall not constitute a crime, and a judgment for  
23          the United States and imposition of a civil penalty  
24          pursuant to paragraph (1) shall not give rise to any

1 disability or legal disadvantage based on conviction  
2 for a criminal offense.

3 (e) CIVIL PENALTY NOT EXCLUSIVE OF CRIMINAL  
4 PENALTY.—A civil penalty, injunction, or temporary re-  
5 straining order imposed under this section shall be inde-  
6 pendent of, and not in lieu of, criminal prosecutions or  
7 any other proceedings under any other law of the United  
8 States, including sections 1084 and 1955 of title 18,  
9 United States Code.

10 (f) EFFECTIVE DATE.—Subsection (a) shall take ef-  
11 fect on the date that is 18 months after the date of enact-  
12 ment of this Act.

13 **SEC. 102. STATE SPORTS WAGERING PROGRAM.**

14 (a) INITIAL APPLICATION.—

15 (1) IN GENERAL.—To request approval to ad-  
16 minister a State sports wagering program, a State  
17 shall submit an application to the Attorney General  
18 at such time, in such manner, and accompanied by  
19 such information as the Attorney General may re-  
20 quire.

21 (2) CONTENTS.—An application under para-  
22 graph (1) shall include—

23 (A) a full and complete description of the  
24 State sports wagering program the State pro-

1           poses to administer under State law, includ-  
2           ing—

3                   (i) each applicable State law relating  
4                   to sports wagering; and

5                   (ii) an identification of the State regu-  
6                   latory entity; and

7                   (B) an assurance from the attorney gen-  
8                   eral or chief legal officer of the State that the  
9                   laws of the State provide adequate authority to  
10                  carry out the proposed State sports wagering  
11                  program.

12           (b) APPROVAL BY ATTORNEY GENERAL.—

13                   (1) IN GENERAL.—Not later than 180 days  
14                   after the date on which the Attorney General re-  
15                   ceives a complete application under this section, the  
16                   Attorney General shall approve the application un-  
17                   less the Attorney General determines that the pro-  
18                   posed State sports wagering program does not meet  
19                   the standards set forth in section 103.

20                   (2) DENIAL OF APPLICATION.—A decision of  
21                   the Attorney General to deny an application sub-  
22                   mitted under this section shall—

23                   (A) be made in writing; and

1 (B) specify the 1 or more standards under  
2 section 103 that are not satisfied by the pro-  
3 posed State sports wagering program.

4 (c) NOTICE OF MATERIAL CHANGES.—In the case of  
5 a material change to a State law relating to sports wager-  
6 ing, the State regulatory entity, or other information in-  
7 cluded in an application submitted pursuant to subsection  
8 (a) or (e), not later than 30 days after the date on which  
9 the change is made, the State shall submit to the Attorney  
10 General a notice of such change.

11 (d) DURATION.—A State sports wagering program  
12 shall be valid for a fixed 3-year period beginning on the  
13 date on which the Attorney General approves the applica-  
14 tion of the applicable State under subsection (a) or (e).

15 (e) RENEWAL APPLICATION AND APPROVAL.—Not  
16 later than the date on which the 3-year period referred  
17 to in subsection (d) ends, a State seeking to renew the  
18 approval of the State sports wagering program may sub-  
19 mit to the Attorney General a renewal application that—

20 (1) includes the information described in sub-  
21 section (a); and

22 (2) shall be subject to the approval process  
23 under subsection (b).

24 (f) REVOCATION AND REVIEW.—

1           (1) EMERGENCY REVOCATION OF APPROVAL.—  
2           The Attorney General shall promulgate regulations  
3           that provide procedures by which the Attorney Gen-  
4           eral may revoke the approval of a State to admin-  
5           ister a State sports wagering program before the  
6           date on which the 3-year term described in sub-  
7           section (d) expires if the Attorney General finds that  
8           the sports wagering program does not meet 1 or  
9           more standards set forth in section 103.

10           (2) ADMINISTRATIVE REVIEW.—The Attorney  
11           General shall promulgate regulations that provide  
12           procedures by which a State may seek administra-  
13           tive review of any decision by the Attorney Gen-  
14           eral—

15                   (A) to deny an application under sub-  
16                   section (b);

17                   (B) to deny a renewal application under  
18                   subsection (e); or

19                   (C) to revoke an approval under paragraph  
20                   (1) of this subsection.

21 **SEC. 103. STATE SPORTS WAGERING PROGRAM STAND-**  
22 **ARDS.**

23           (a) IN GENERAL.—The Attorney General shall ap-  
24           prove an application under section 102 unless the Attor-  
25           ney General determines that the proposed State sports wa-



1 gering program does not meet the standards set forth in  
 2 subsection (b).

3 (b) STANDARDS FOR STATE SPORTS WAGERING PRO-  
 4 GRAMS.—A State sports wagering program shall meet  
 5 each of the following standards:

6 (1) STATE REGULATORY ENTITY.—Establish or  
 7 designate a public entity in the applicable State as  
 8 the State regulatory entity for the purposes of regu-  
 9 lating sports wagering operators and enforcing  
 10 sports wagering laws in the State.

11 (2) PERMISSIBLE SPORTS WAGERING.—

12 (A) IN-PERSON SPORTS WAGERING.—Pro-  
 13 vide that in-person sports wagering may be of-  
 14 fered only by a sports wagering operator.

15 (B) INTERNET SPORTS WAGERING.—

16 (i) IN GENERAL.—With respect to any  
 17 authorization of sports wagering on an  
 18 interactive sports wagering platform, pro-  
 19 vide that such sports wagering, as avail-  
 20 able, is available only to—

21 (I) individuals located in the  
 22 State; or

23 (II) in the case of an interstate  
 24 sports wagering compact approved by  
 25 the Attorney General, individuals lo-

1 cated in States and on Indian lands of  
2 Indian Tribes that are party to the  
3 compact.

4 (ii) LOCATION VERIFICATION.—In-  
5 clude location verification requirements  
6 reasonably designed to prevent an indi-  
7 vidual from placing a sports wager on an  
8 interactive sports wagering platform from  
9 a location other than a location described  
10 in clause (i).

11 (C) SPORTS WAGER APPROVAL.—

12 (i) IN GENERAL.—Provide that a  
13 sports wagering operator shall not accept a  
14 sports wager unless such sports wager or  
15 class of sports wagers is expressly ap-  
16 proved by the State regulatory entity.

17 (ii) APPROVAL CRITERIA.—Direct the  
18 State regulatory entity to establish criteria  
19 for decisions with respect to the approval  
20 of a sports wager or a class of sports wa-  
21 gers, such as whether the outcome of the  
22 event or contingency on which the sports  
23 wager is placed is—

24 (I) verifiable;

1 (II) generated by a reliable and  
2 independent process; and

3 (III) unlikely to be affected by  
4 any sports wager placed.

5 (D) PROHIBITION ON AMATEUR OR INTER-  
6 COLLEGIATE PROPOSITION BETS.—Prohibit the  
7 State regulatory entity from approving, or a  
8 sports wagering operator from accepting, a  
9 proposition bet on—

10 (i) any amateur athletic competition;

11 or

12 (ii) any intercollegiate sport (as de-  
13 fined in the Sports Agent Responsibility  
14 and Trust Act (15 U.S.C. 7801)).

15 (E) PROHIBITION OF SPORTS WAGERING  
16 ON SPORTING EVENTS THAT HAVE COM-  
17 MENCED.—Prohibit the State regulatory entity  
18 from approving, or a sports wagering operator  
19 from accepting, a sports wager on any sporting  
20 event, once such event has commenced.

21 (3) RESTRICTIONS ON SPORTS WAGERING TO  
22 PROTECT CONTEST INTEGRITY.—

23 (A) DEFINITION OF NECESSARY TO MAIN-  
24 TAIN CONTEST INTEGRITY.—In this paragraph,  
25 the term “necessary to maintain contest integ-

1           rity” means that, in the absence of a restric-  
2           tion, there is a reasonably foreseeable risk that  
3           the outcome of the sporting event or contin-  
4           gency on which the wager is placed would be af-  
5           fected by the wager.

6           (B) CONTEST INTEGRITY.—Prohibit a  
7           sports wagering operator from accepting a  
8           sports wager in violation of a notice of restric-  
9           tion received by the sports wagering operator  
10          under subparagraph (E)(i).

11          (C) REQUEST TO RESTRICT SPORTS WA-  
12          GERING.—

13           (i) IN GENERAL.—With respect to a  
14           sporting events sponsored, organized, or  
15           conducted by a sports organization, permit  
16           the sports organization to submit to the  
17           State regulatory entity a request to re-  
18           strict, limit, or exclude wagers on 1 or  
19           more sporting events, including by restrict-  
20           ing, limiting, and excluding sports wagers  
21           on 1 or more performances of an athlete in  
22           1 or more sporting events in which such  
23           athlete participates, if the applicable sports  
24           organization determines that such restric-

1           tion is necessary to maintain contest integ-  
2           rity.

3           (ii) DEADLINES FOR SUBMISSION.—  
4           Provide that the State regulatory entity  
5           shall establish reasonable deadlines for the  
6           submission of a request under clause (i) in  
7           advance of the applicable sporting event.

8           (D) DETERMINATION BY THE STATE REG-  
9           ULATORY ENTITY.—Provide that the State reg-  
10          ulatory entity shall promptly—

11           (i) approve a request described in sub-  
12           paragraph (C)(i) unless the State regu-  
13           latory entity determines, considering any  
14           information provided by the sports organi-  
15           zation and any other relevant information,  
16           that a restriction is not necessary to main-  
17           tain contest integrity;

18           (ii) provide a written explanation of a  
19           determination under clause (i) to approve  
20           or deny a request;

21           (iii) make such written explanation  
22           available to the public; and

23           (iv) provide a process by which the  
24           sports organization that submitted the re-

1           quest may seek review of such determina-  
2           tion.

3           (E) NOTICE OF RESTRICTION.—Provide  
4           that the State regulatory entity shall establish  
5           a process—

6                   (i) to provide to sports wagering oper-  
7                   ators prompt notice of any restriction ap-  
8                   proved by the State regulatory entity; and

9                   (ii) to make such notice publicly avail-  
10                  able.

11           (4) PREVENTION OF SPORTS WAGERING BY  
12           PROHIBITED INDIVIDUALS.—Prohibit a sports wa-  
13           gering operator from accepting sports wagers from  
14           any—

15                   (A) individual younger than 21 years of  
16                   age;

17                   (B) individual on the national self-exclu-  
18                   sion list;

19                   (C) athlete, coach, official, or employee of  
20                   a sports organization or any club or team of a  
21                   sports organization, with respect to a sporting  
22                   event sponsored, organized, or conducted by the  
23                   sports organization;

24                   (D) employee of a player or an official  
25                   union of a sports organization, with respect to

1 a sporting event sponsored, organized, or con-  
 2 ducted by the sports organization;

3 (E) individual who, with respect to a sport-  
 4 ing event sponsored, organized, or conducted by  
 5 a sports organization, is—

6 (i) credentialed or accredited by the  
 7 sports organization; and

8 (ii) prohibited from placing a sports  
 9 wager by the terms of such credential or  
 10 accreditation; or

11 (F) individual convicted of an offense  
 12 under subsection (a) or (b) of section 224 of  
 13 title 18, United States Code.

14 (5) AUTHORIZED DATA.—

15 (A) RESULT OF A SPORTS WAGER.—

16 (i) MARKET TRANSITION PERIOD.—

17 With respect to any sports wager accepted  
 18 on or before December 31, 2024, provide  
 19 that a sports wagering operator shall de-  
 20 termine the result of a sports wager only  
 21 with data that is licensed and provided  
 22 by—

23 (I) the applicable sports organi-  
 24 zation; or

1 (II) an entity expressly author-  
2 ized by the applicable sports organiza-  
3 tion to provide such information.

4 (ii) POST-TRANSITION PERIOD.—With  
5 respect to any sports wager accepted after  
6 December 31, 2024, provide that a sports  
7 wagering operator shall determine the re-  
8 sult of a sports wager only with data that  
9 is obtained from a source that the State  
10 regulatory entity has—

11 (I) found to provide—

12 (aa) data of substantially  
13 similar speed, accuracy, and con-  
14 sistency to the data available  
15 under clause (i); and

16 (bb) only data that is—

17 (AA) legally obtained;

18 and

19 (BB) in full compliance  
20 with the terms of any appli-  
21 cable contract or license;

22 (II) expressly authorized to pro-  
23 vide such data to sports wagering op-  
24 erators; and



1 (III) identified in the application  
2 of the State regulatory entity under  
3 section 102.

4 (B) OTHER PURPOSES.—Provide that the  
5 statistics, result, outcome, or other data used  
6 by a sports wagering operator for a purpose  
7 other than to determine the result of a sports  
8 wager shall be in the public domain or other-  
9 wise legally obtained.

10 (6) CONSUMER PROTECTIONS.—

11 (A) SELF-EXCLUSION.—

12 (i) STATE SELF-EXCLUSION LIST.—  
13 Provide a process by which an individual  
14 may restrict himself or herself from plac-  
15 ing a sports wager with a sports wagering  
16 operator located in the State, including by  
17 imposing sports wager limits.

18 (ii) NATIONAL SELF-EXCLUSION  
19 LIST.—Provide, through the State regu-  
20 latory entity acting in cooperation with the  
21 Assistant Secretary for Mental Health and  
22 Substance Use, a process by which an indi-  
23 vidual may restrict himself or herself from  
24 placing a sports wager with a sports wa-  
25 gering operator located in any sports wa-

1           gering opt-in State, including by imposing  
2           sports wager limits, and placing himself or  
3           herself on the national self-exclusion list.

4           (iii) REASONABLE STEPS RE-  
5           QUIRED.—Provide that a sports wagering  
6           operator may not accept a sports wager by  
7           an individual who is—

8                   (I) described in clause (i); or

9                   (II) included on the national self-  
10           exclusion list.

11           (B) WITHDRAWAL RESTRICTIONS.—Pro-  
12           hibit a sports wagering operator from—

13           (i) requiring an individual engaged in  
14           sports wagering to participate in a pub-  
15           licity or an advertising activity of the  
16           sports wagering operator as a condition of  
17           withdrawal of the winnings of the indi-  
18           vidual; and

19           (ii) imposing on any individual en-  
20           gaged in sports wagering—

21                   (I) a minimum or maximum  
22                   withdrawal limit for the account of  
23                   the individual;

24                   (II) any restriction on the right  
25                   of the individual to make a with-

1 drawal from the account of the indi-  
2 vidual based on the extent of the  
3 sports wagering by the individual;

4 (III) an unreasonable deadline  
5 for the provision of information relat-  
6 ing to the identity of the individual as  
7 a condition of withdrawal from the ac-  
8 count of the individual; or

9 (IV) a dormancy charge for an  
10 account of the individual that is not  
11 used to place a sports wager.

12 (C) DISCLOSURE.—

13 (i) RESTRICTIONS OR CONDITIONS.—  
14 Provide that a sports wagering operator  
15 shall provide an individual with adequate  
16 and clear information relating to any appli-  
17 cable restriction or condition before the in-  
18 dividual opens an account with the sports  
19 wagering operator.

20 (ii) BONUSES OFFERED.—Provide  
21 that a sports wagering operator shall pro-  
22 vide to an individual engaged in sports wa-  
23 gering clear information relating to any  
24 bonus offered, including the terms of with-  
25 drawal of the bonus.

1 (iii) PUBLIC AVAILABILITY.—Provide  
2 that the information described in clauses  
3 (i) and (ii) be available to the public.

4 (D) TREATMENT AND EDUCATION FUND-  
5 ING.—Provide that a sports wagering operator  
6 shall allocate an appropriate percentage of the  
7 revenue from sports wagering to—

8 (i) treatment for gambling disorder;

9 and

10 (ii) education on responsible gaming.

11 (E) RESERVE REQUIREMENT.—Provide  
12 that a sports wagering operator shall maintain  
13 a reserve in an amount not less than the sum  
14 of—

15 (i) the amounts held by the sports wa-  
16 gering operator for the account of patrons;

17 (ii) the amounts accepted by the  
18 sports wagering operator as sports wagers  
19 on contingencies the outcomes of which  
20 have not been determined; and

21 (iii) the amounts owed but unpaid by  
22 the sports wagering operator on winning  
23 wagers during the period for honoring win-  
24 ning wagers established by State law or  
25 the sports wagering operator.

1 (F) AFFORDABILITY PROTECTIONS.—Pro-  
2 vide that a sports wagering operator—

3 (i) may not accept more than 5 depos-  
4 its from an individual during a 24-hour pe-  
5 riod;

6 (ii) may not accept deposits made  
7 using a credit card; and

8 (iii) shall be required, before accepting  
9 sport wagers from an individual in an  
10 amount that is more than \$1,000 during a  
11 24-hour period or \$10,000 during a 30-day  
12 period, to conduct an affordability check  
13 which shall be satisfied by 1 or both of the  
14 following ways:

15 (I) Verification that the proposed  
16 deposit is not greater than 30 percent  
17 of the monthly income of the indi-  
18 vidual.

19 (II) Verification through a rea-  
20 sonable lender standard based on  
21 issuance of an unsecured loan for the  
22 proposed deposit through methods  
23 normally used by consumer lenders.

1 (G) ARTIFICIAL INTELLIGENCE RESTRIC-  
2 TION.—Provide that a sports wagering operator  
3 may not use artificial intelligence to—

4 (i) track the sports wagers of an indi-  
5 vidual;

6 (ii) create an offer or promotion tar-  
7 geting a specific individual; or

8 (iii) create a gambling product, such  
9 as a microbet.

10 (7) ADVERTISING.—Provide that advertise-  
11 ments for a sports wagering operator—

12 (A) shall—

13 (i) disclose the identity of the sports  
14 wagering operator; and

15 (ii) provide information about how to  
16 access resources relating to gambling ad-  
17 diction;

18 (B) shall not recklessly or purposefully tar-  
19 get—

20 (i) problem gamblers;

21 (ii) individuals suffering from gam-  
22 bling disorder; or

23 (iii) individuals who are ineligible to  
24 place a sports wager, including individuals  
25 younger than 21 years of age;

1 (C) may not be broadcasted—

2 (i) between the hours of 8:00am and  
3 10:00pm local time; or

4 (ii) during a live broadcast of a sport-  
5 ing event; and

6 (D) may not include—

7 (i) odds boosts or similar offers, in-  
8 cluding advertising that contains the  
9 phrase “bonus”, “no sweat”, “bonus bet”,  
10 or any other similar term; or

11 (ii) any information on how to place a  
12 sports wager or how sports wagers work.

13 (8) LICENSING REQUIREMENT.—

14 (A) IN GENERAL.—Provide that a sports  
15 wagering operator located in the State shall be  
16 licensed by the State regulatory entity.

17 (B) SUITABILITY FOR LICENSING.—

18 (i) IN GENERAL.—Provide that before  
19 granting a license to a prospective sports  
20 wagering operator, the State regulatory en-  
21 tity shall make a determination, based on  
22 a completed background check and inves-  
23 tigation, with respect to whether the pro-  
24 spective sports wagering operator and any  
25 person considered to be in control of the

1 prospective sports wagering operator is  
2 suitable for license in accordance with suit-  
3 ability standards established by the State  
4 regulatory entity.

5 (ii) ASSOCIATES OF APPLICANTS.—

6 Provide that if a prospective sports wager-  
7 ing operator is a corporation, partnership,  
8 or other business entity, a background  
9 check and investigation shall occur with re-  
10 spect to—

11 (I) the president or other chief  
12 executive of the corporation, partner-  
13 ship, or other business entity; and

14 (II) any other partner or senior  
15 executive and director of the corpora-  
16 tion, partnership, or other business  
17 entity, as determined by the State  
18 regulatory entity.

19 (iii) BACKGROUND CHECK AND INVES-  
20 TIGATION.—Establish standards and pro-  
21 cedures for conducting the background  
22 checks and investigations described in this  
23 subparagraph.

24 (C) UNSUITABILITY FOR LICENSING.—

25 With respect to the suitability standards under



1           subparagraph (B)(i), provide that a prospective  
2           sports wagering operator shall not be deter-  
3           mined to be suitable for licensing as a sports  
4           wagering operator if the prospective sports wa-  
5           gering operator—

6                   (i) has failed to provide information  
7                   and documentary material for a determina-  
8                   tion of suitability for licensing as a sports  
9                   wagering operator;

10                   (ii) has supplied information which is  
11                   untrue or misleading as to a material fact  
12                   pertaining to any such determination;

13                   (iii) has been convicted of an offense  
14                   punishable by imprisonment of more than  
15                   1 year;

16                   (iv) is delinquent in—

17                           (I) filing any applicable Federal  
18                           or State tax returns; or

19                           (II) the payment of any taxes,  
20                           penalties, additions to tax, or interest  
21                           owed to the United States or a State;

22                   (v) on or after October 13, 2006—

23                           (I) has knowingly participated in,  
24                           or should have known the prospective  
25                           sports wagering operator was partici-

1                   pating in, an illegal internet gambling  
2                   activity, including—

3                               (aa) taking an illegal inter-  
4                               net wager;

5                               (bb) payment of winnings on  
6                               an illegal internet wager;

7                               (cc) promotion through ad-  
8                               vertising of an illegal internet  
9                               gambling website or service; or

10                              (dd) collection of any pay-  
11                              ment on behalf of an entity oper-  
12                              ating an illegal internet gambling  
13                              website; or

14                              (II) has knowingly been owned,  
15                              operated, managed, or employed by,  
16                              or should have known the prospective  
17                              sports wagering operator was owned,  
18                              operated, managed, or employed by,  
19                              any person who was knowingly par-  
20                              ticipating in, or should have known  
21                              the person was participating in, an il-  
22                              legal internet gambling activity, in-  
23                              cluding an activity described in items  
24                              (aa) through (dd) of subclause (I);

25                              (vi) has—

1 (I) received any assistance, finan-  
2 cial or otherwise, from a person who  
3 has, before the date of enactment of  
4 this Act, knowingly accepted bets or  
5 wagers from any other person who is  
6 physically present in the United  
7 States in violation of Federal or State  
8 law; or

9 (II) provided any assistance, fi-  
10 nancial or otherwise, to a person who  
11 has, before the date of enactment of  
12 this Act, knowingly accepted bets or  
13 wagers from any other person who is  
14 physically present in the United  
15 States in violation of Federal or State  
16 law;

17 (vii) with respect to any other entity  
18 that has accepted a bet or wager from any  
19 individual in violation of United States  
20 law, has purchased or otherwise obtained—

21 (I) such entity;

22 (II) a list of the customers of  
23 such entity; or

24 (III) any other part of the equip-  
25 ment or operations of such entity; or

1 (viii) fails to certify in writing, under  
2 penalty of perjury, that the applicant or  
3 other such person, and all affiliated busi-  
4 ness entities (including all entities under  
5 common control), during the entire history  
6 of such applicant or other such person and  
7 all affiliated business entities—

8 (I) have not committed an inten-  
9 tional felony violation of Federal or  
10 State sports wagering law; and

11 (II) have used diligence to pre-  
12 vent any United States person from  
13 placing a sports wager on an internet  
14 site in violation of Federal or State  
15 sports wagering laws.

16 (D) REVOCATION AND SUSPENSION.—Es-  
17 tablish standards and procedures for sus-  
18 pending or revoking the license of a sports wa-  
19 gering operator.

20 (9) EMPLOYEE BACKGROUND CHECKS.—Pro-  
21 vide that a sports wagering operator—

22 (A) shall ensure that each existing and  
23 newly hired employee or contractor of the  
24 sports wagering operator undergo an annual  
25 criminal history background check; and

1 (B) shall not employ or enter into a con-  
2 tract with any individual who has been con-  
3 victed of a Federal or State crime relating to  
4 sports wagering.

5 (10) RECORDKEEPING REQUIREMENTS.—

6 (A) IN GENERAL.—Except as provided in  
7 subparagraph (B), with respect to each sports  
8 wager accepted by a sports wagering operator  
9 or attempted to be placed by an individual with  
10 a sports wagering operator, provide that the  
11 sports wagering operator shall secure and main-  
12 tain a record of the following:

13 (i) The name, permanent address,  
14 date of birth, and social security number  
15 or passport number of the individual who  
16 placed, or attempted to place, the sports  
17 wager, which the sports wagering operator  
18 shall verify in accordance with the require-  
19 ments for verification of identity in parts  
20 1010.312 and 1021.312 of title 31, Code  
21 of Federal Regulations (or any successor  
22 regulation).

23 (ii) The amount and type of the  
24 sports wager.

1           (iii) The date and time at which the  
2 sports wager was placed or attempted to  
3 be placed.

4           (iv) The location at which the sports  
5 wager was placed or attempted to be  
6 placed, including the internet protocol ad-  
7 dress, if applicable.

8           (v) The outcome of the sports wager.

9           (B) EXCEPTION.—Provide that a sports  
10 wagering operator shall not be required to  
11 maintain a record of the information described  
12 in subparagraph (A) if—

13           (i) the sports wager is not placed by  
14 an individual through an account with the  
15 sports wagering operator;

16           (ii) the amount of the sports wager  
17 does not exceed \$10,000;

18           (iii) the sports wagering operator and  
19 any officer, employee, or agent of the  
20 sports wagering operator does not have  
21 knowledge, or would not in the ordinary  
22 course of business have reason to have  
23 knowledge, that the sports wager is 1 of  
24 multiple sports wagers placed by an indi-  
25 vidual or on behalf of an individual during

1           1 day that are, in the aggregate, in excess  
2           of \$10,000; and

3           (iv) the sports wagering operator is  
4           not required, pursuant to section  
5           31.3402(q)-1 of title 26, Code of Federal  
6           Regulations (or a successor regulation), to  
7           furnish a Form W-2G to the individual  
8           who placed the sports wager with respect  
9           to winnings from the sports wager.

10          (C) RECORDS RELATING TO SUSPICIOUS  
11          TRANSACTIONS.—Provide that, in addition to  
12          the records required to be maintained pursuant  
13          paragraph (A), a sports wagering operator shall  
14          be required to maintain any other records relat-  
15          ing to a suspicious transaction, including video  
16          recordings, in the possession, custody, or con-  
17          trol of the sports wagering operator.

18          (D) DURATION OF RECORDKEEPING OBLI-  
19          GATION.—Provide that a sports wagering oper-  
20          ator shall be required to maintain each record  
21          required under this paragraph for not fewer  
22          than 5 years after the date on which the record  
23          is created.

24          (11) DATA SECURITY.—Provide that a sports  
25          wagering operator and the State regulatory entity

1 shall take reasonable steps to prevent unauthorized  
2 access to, or dissemination of, sports wagering and  
3 customer data.

4 (12) REAL-TIME INFORMATION SHARING.—Pro-  
5 vide that a sports wagering operator shall provide to  
6 the State regulatory entity anonymized sports wa-  
7 gering data in real-time or as soon as practicable,  
8 but not later than 24 hours, after the time at which  
9 a sports wager is accepted by the sports wagering  
10 operator.

11 (13) SUSPICIOUS TRANSACTION REPORTING.—

12 (A) REPORTING TO STATE REGULATORY  
13 ENTITY.—Provide that each sports wagering  
14 operator located in the State shall promptly re-  
15 port the information described in paragraph  
16 (10)(A) for any suspicious transaction to the  
17 State regulatory entity, in such manner and ac-  
18 companied by such additional information as  
19 the State regulatory entity may require.

20 (B) REPORTING TO SPORTS ORGANIZA-  
21 TIONS.—

22 (i) IN GENERAL.—Subject to clause  
23 (ii), provide that a sports wagering oper-  
24 ator shall simultaneously transmit to the  
25 applicable sports organization, and any



1 component of the Department of Justice or  
2 other Federal law enforcement entity des-  
3 ignated by the Attorney General to receive  
4 such reports, any suspicious transaction  
5 report submitted to a State regulatory en-  
6 tity under subparagraph (A).

7 (ii) PERSONALLY IDENTIFIABLE IN-  
8 FORMATION.—

9 (I) IN GENERAL.—Except as pro-  
10 vided in subclause (II), a suspicious  
11 transaction report submitted to a  
12 sports organization shall not contain  
13 any personally identifiable information  
14 relating to any individual who placed,  
15 or attempted to place, a sports wager.

16 (II) EXCEPTION.—A suspicious  
17 transaction report submitted to a  
18 sports organization shall include any  
19 available personally identifiable infor-  
20 mation relating to an individual de-  
21 scribed in subparagraph (C), (D), or  
22 (E) of paragraph (4).

23 (14) MONITORING AND ENFORCEMENT.—

24 (A) IN GENERAL.—Provide that the State  
25 regulatory entity, in consultation with law en-

1 enforcement, shall develop and implement a strat-  
2 egy to enforce the sports wagering laws of the  
3 State.

4 (B) AUTHORITY TO MONITOR AND EN-  
5 FORCEMENT.—Provide adequate authority to  
6 the State regulatory entity and law enforce-  
7 ment, as appropriate, to monitor compliance  
8 with and enforce the sports wagering laws of  
9 the State, including—

10 (i) the authority and responsibility to  
11 conduct periodic audits and inspect the  
12 books and records of each sports wagering  
13 operator located or operating in the State;  
14 and

15 (ii) a requirement that the State regu-  
16 latory entity shall refer evidence of poten-  
17 tial criminal violations to the appropriate  
18 law enforcement entity.

19 (15) COOPERATION WITH INVESTIGATIONS.—

20 (A) SPORTS WAGERING OPERATORS.—Pro-  
21 vide that any sports wagering operator located  
22 or operating in the State shall cooperate with  
23 any lawful investigation conducted by—

24 (i) the State regulatory entity;

1 (ii) Federal or State law enforcement;

2 or

3 (iii) a sports organization, with re-  
4 spect to a sports wager—

5 (I) on a sporting event spon-  
6 sored, organized, or conducted by the  
7 sports organization;

8 (II) placed by or on behalf of an  
9 individual described in subparagraph  
10 (C), (D), or (E) of paragraph (4); and

11 (III) accepted by the sports wa-  
12 gering operator.

13 (B) STATE REGULATORY ENTITY.—Pro-  
14 vide that the State regulatory entity shall co-  
15 operate with any lawful investigation conducted  
16 by—

17 (i) Federal or State law enforcement;

18 or

19 (ii) a sports organization, with respect  
20 to a sports wager—

21 (I) on a sporting event spon-  
22 sored, organized, or conducted by the  
23 sports organization; and

1 (II) accepted by a sports wager-  
2 ing operator located or operating in  
3 the State.

4 (16) INTERNAL CONTROLS.—

5 (A) IN GENERAL.—Provide that each  
6 sports wagering operator shall devise and main-  
7 tain a system of internal controls sufficient to  
8 provide reasonable assurances that sports wa-  
9 gers are accepted in accordance with all appli-  
10 cable laws, regulations, and policies.

11 (B) MINIMUM STANDARDS.—Provide that  
12 the State regulatory entity shall adopt and pub-  
13 lish minimum standards for internal control  
14 procedures.

15 (C) REPORT.—Provide that each sports  
16 wagering operator shall submit to the State reg-  
17 ulatory entity not less frequently than annually  
18 the written system of internal controls of the  
19 sports wagering operator.

20 (D) AUDIT.—Provide that system of inter-  
21 nal controls of a sports wagering operator shall  
22 be evaluated on a periodic basis, but not less  
23 frequently than every 3 years, by the State reg-  
24 ulatory entity or an independent third-party  
25 auditor.

1       **TITLE II—PUBLIC HEALTH IN**  
2                   **SPORTS BETTING**

3       **SEC. 201. ANNUAL NATIONWIDE SURVEY ON ONLINE**  
4                   **SPORTS BETTING.**

5           Part D of title V of the Public Health Service Act  
6 (42 U.S.C. 290dd et seq.) is amended by adding at the  
7 end the following:

8       **“SEC. 553. ANNUAL NATIONWIDE SURVEY ON ONLINE**  
9                   **SPORTS BETTING.**

10           “(a) IN GENERAL.—Not later than 1 year after the  
11 date of enactment of this section, and annually thereafter,  
12 the Secretary shall—

13                   “(1) conduct a nationwide survey designed to  
14 provide quantitative data regarding the scope of  
15 problem gambling and gambling-related harm expe-  
16 rienced by individuals using online sports betting;  
17 and

18                   “(2) make available to the public summaries  
19 and analyses of the data collected pursuant to sur-  
20 veys under paragraph (1).

21           “(b) ISSUES TO BE SURVEYED.—Each survey under  
22 subsection (a) shall include—

23                   “(1) a survey of the rates and outcomes of on-  
24 line sports betting; and

1           “(2) examination of the rates of potential prob-  
2           lem gambling and gambling-related harm by admin-  
3           istering the Problem Gambling Severity Index (Fer-  
4           ris and Wynne, 2001) to a select sample of individ-  
5           uals engaged in online sports betting over the 12-  
6           month period covered by the survey.

7           “(c) REQUIREMENTS.—The Secretary shall ensure  
8           that each survey under subsection (a) is—

9           “(1) conducted by qualified researchers; and

10           “(2) not conducted, funded, or instructed by  
11           the gambling industry.”.

12 **SEC. 202. NATIONAL SELF-EXCLUSION LIST.**

13           Part D of title V of the Public Health Service Act  
14           (42 U.S.C. 290dd et seq.), as amended by section 201,  
15           is further amended by adding at the end the following:

16 **“SEC. 553A. NATIONAL SELF-EXCLUSION LIST.**

17           “(a) IN GENERAL.—In cooperation with State regu-  
18           latory entities, the Secretary shall maintain and admin-  
19           ister—

20           “(1) a list (to be known as the ‘national self-  
21           exclusion list’) of individuals who, by placing them-  
22           selves on the list, restrict themselves from placing a  
23           sports wager with a sports wagering operator located  
24           in any sports wagering opt-in State, including by im-  
25           posing sports wager limits; and

1           “(2) a process by which an individual may add  
2           or remove himself or herself from the national self-  
3           exclusion list.

4           “(b) DEFINITIONS.—In this section, the terms  
5           ‘sports wager’, ‘sports wagering operator’ and ‘sports wa-  
6           gering opt-in State’ have the meanings given to such terms  
7           in section 2 of the Supporting Affordability and Fairness  
8           with Every Bet Act.”.

9           **SEC. 203. SURGEON GENERAL’S REPORT ON PUBLIC**  
10                           **HEALTH CHALLENGES ASSOCIATED WITH**  
11                           **SPORTS BETTING.**

12           Not later than 1 year after the date of enactment  
13           of this Act, the Surgeon General shall submit a report to  
14           Congress on the public health challenges associated with  
15           widespread sports betting.

16           **SEC. 204. SURVEILLANCE OF GAMBLING DISORDER.**

17           Title III of the Public Health Service Act is amended  
18           by inserting after section 317V (42 U.S.C. 247b–24) the  
19           following:

20           **“SEC. 317W. SURVEILLANCE OF GAMBLING ADDICTION.**

21           “(a) IN GENERAL.—The Secretary, acting through  
22           the Director of the Centers for Disease Control and Pre-  
23           vention and in coordination with other appropriate agen-  
24           cies, shall, as appropriate—

1           “(1) enhance and expand infrastructure and ac-  
2           tivities to track the epidemiology of gambling addic-  
3           tion; and

4           “(2) incorporate information obtained through  
5           such infrastructure and activities into an integrated  
6           surveillance system, which may consist of or include  
7           a registry, to be known as the ‘National Gambling  
8           Addiction Surveillance System’.

9           “(b) RESEARCH.—The Secretary shall ensure that  
10          the National Gambling Addiction Surveillance System, if  
11          established, is designed in a manner that facilitates fur-  
12          ther research on gambling addiction.

13          “(c) PUBLIC ACCESS.—Subject to subsection (d), the  
14          Secretary shall ensure that information and analysis in the  
15          National Gambling Addiction Surveillance System, if es-  
16          tablished, are available, as appropriate, to the public, in-  
17          cluding researchers.

18          “(d) PRIVACY.—The Secretary shall ensure that in-  
19          formation and analysis in the National Gambling Addic-  
20          tion Surveillance System, if established, are made avail-  
21          able only to the extent permitted by applicable Federal  
22          and State law, and in a manner that protects personal  
23          privacy, to the extent required by applicable Federal and  
24          State privacy law, at a minimum.”.



# TITLE III—GENERAL PROVISIONS

## SEC. 301. STATE AND TRIBAL AUTHORITY.

(a) RELATION TO INDIAN GAMING REGULATORY  
ACT.—

(1) IN GENERAL.—For purposes of the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.), a sports wager made through an interactive sports wagering platform shall be deemed to be made at the physical location of the server or other equipment used to accept the sports wager.

(2) SERVER ON INDIAN LANDS.—With respect to a sports wager described in paragraph (1) accepted through a server or other equipment located on Indian lands, the sports wager shall be considered to be exclusively occurring on Indian lands if—

(A) the sports wager and the server are in the same State; and

(B) the applicable State and Indian Tribe have entered into a Tribal-State compact authorizing the placing of sports wagers through interactive sports wagering platforms.

(b) NO PREEMPTION.—Nothing in this Act preempts or limits the authority of a State or an Indian Tribe to enact, adopt, promulgate, or enforce any law, rule, regula-

1 tion, or other measure with respect to sports wagering  
2 that is in addition to, or more stringent than, the require-  
3 ments of this Act.

4 (c) TAXATION OF SPORTS WAGERING.—Nothing in  
5 this Act limits or otherwise affects the taxation of sports  
6 wagering by a State, an Indian Tribe, or a locality.

7 **SEC. 302. SEVERABILITY.**

8 If a provision of this Act, an amendment made by  
9 this Act, a regulation promulgated under this Act or under  
10 an amendment made by this Act, or the application of any  
11 such provision, amendment, or regulation to any person  
12 or circumstance, is held to be invalid, the remaining provi-  
13 sions of this Act, amendments made by this Act, regula-  
14 tions promulgated under this Act or under an amendment  
15 made by this Act, or the application of such provisions,  
16 amendments, and regulations to any person or cir-  
17 cumstance—

18 (1) shall not be affected by the invalidity; and

19 (2) shall continue to be enforced to the max-  
20 imum extent practicable.

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