

205 CMR 255: PLAY MANAGEMENT

Section

- 255.01: Scope and Purpose
- 255.02: Limitations
- 255.03: Enrollment
- 255.04: Responsibilities of the Sports Wagering Operator
- 255.05: Collection of Debts
- 255.06: Additional or Different Limitations

255.01: Scope and Purpose

Sports Wagering Operators operating Sports Wagering Platforms shall maintain play management programs which allow individuals who maintain a Sports Wagering Account to designate themselves as subject to limitations regarding Sports Wagering. Sports Wagering Operators must offer, at a minimum, the limitations set forth in 205 CMR 255.02(1). 205 CMR 255 shall govern the procedures and protocols relative to these play management programs, which are intended to offer individuals a means to restrict gambling behavior and to increase informed player choice.

255.02: Limitations

- (1) Individuals who designate themselves as subject to limitations regarding Sports Wagering shall select one or more of the following specific activities subject to the limitations:
 - (a) placing a Wager over a specified dollar amount;
 - (b) placing a Wager once an individual has, during a day, week or month, Wagered a specified cumulative dollar amount; and
 - (c) depositing an amount into the individual’s Sports Wagering Account once the individual has, during a day, week or month, deposited a specified cumulative amount into the individual’s Sports Wagering Account.
- (2) If individuals choose to be subject to limitations regarding Sports Wagering, they must affirmatively designate themselves as such. No default limitations shall be imposed by Sports Wagering Operators.
- (3) Individuals who designate themselves as subject to limitations regarding Sports Wagering shall not collect any winnings or recover any losses resulting from Sports Wagering in violation of the limitations.

255.03: Enrollment

- (1) When an individual seeks to enroll onto a Sports Wagering Platform, a Sports Wagering Operator shall conspicuously display to the individual a message describing the available limitations for Sports Wagering, and offering the individual the opportunity to designate themselves as subject to one or more of those limitations. In the event the individual chooses to decline that opportunity, the individual shall be required to affirmatively state that choice to the Sports Wagering Operator.

(2) On a monthly basis as measured from the time of enrollment onto the Sports Wagering Platform, if an individual has not designated themselves as subject to limitations regarding Sports Wagering, the Sports Wagering Operator shall conspicuously display a message offering individuals the opportunity to designate themselves as subject to limitations regarding Sports Wagering. In the event the individual chooses to decline that opportunity, the individual shall be required to affirmatively state that choice to the Sports Wagering Operator.

(3) Sports Wagering Operators shall maintain at all times a link prominently placed on the Sports Wagering Platform on which individuals may designate themselves as subject to limitations regarding Sports Wagering.

(4) Limitations shall become immediately effective upon designation.

(5) Individuals shall be permitted to modify or unenroll from their selected limitations regarding Sports Wagering. If individuals modify the limitations to be more restrictive, the limitations shall become immediately effective. If individuals modify the wager limitation described in 205 CMR 255.02(a) to be less restrictive or unenroll from the limitation, the new limitation or unenrollment shall not take effect until the next business day and the individual reaffirms the modification or unenrollment. If individuals modify the limitations described in 205 CMR 255.02(b)-(c) to be less restrictive or unenroll from the limitations, the new limitation or unenrollment shall not take effect until the next business day after the time period specified pursuant to 205 CMR 255.02(1)(b)-(c) has expired and the individual reaffirms the modification or unenrollment.

255.04: Responsibilities of the Sports Wagering Operator

A Sports Wagering Operator shall have the same responsibilities relative to the play management program as gaming licensees and Sports Wagering Operators have relative to the administration of the voluntary self-exclusion list pursuant to 205 CMR 133.06(7)(b) and 205 CMR 233.06(4)-(8), respectively, including the obligation to submit a written policy for compliance with 205 CMR 255.00. Individuals who designate themselves to the Sports Wagering Operator as subject to limitations regarding Sports Wagering shall have the same rights as those provided under 205 CMR 133.06(7)(b).

A Sports Wagering Operator shall also have the following responsibilities relative to the administration of the play management program:

(1) A Sports Wagering Operator shall not accept a Sports Wager over the dollar amount specified pursuant to 205 CMR 255.02(1)(a);

(2) A Sports Wagering Operator shall not accept a Sports Wager once an individual has Wagered during the period of time specified pursuant to 205 CMR 255.02(1)(b) the cumulative dollar amount specified pursuant to 205 CMR 255.02(1)(b);

(3) A Sports Wagering Operator shall not accept a deposit once the individual has during the period of time specified pursuant to 205 CMR 255.02(1)(c) deposited the cumulative amount specified pursuant to 205 CMR 255.02(1)(c);

(4) A Sports Wagering Operator shall require an individual to acknowledge the following prior to being designated as subject to limitations regarding Sports Wagering:

- (a) That the individual shall not collect any winnings or recover any losses resulting from Sports Wagering in violation of the limitation in accordance with 205 CMR 255.02(1); and
- (b) That once the individual is designated as subject to limitations regarding Sports Wagering, an individual's attempted Sports Wager or deposit into the individual's Sports Wagering Account may be rejected or, if placed, may be voided or cancelled by the Sports Wagering Operator.

(5) A Sports Wagering Operator shall produce monthly reports containing data and other information regarding the play management program, as specified and requested by the Commission; and

(6) A Sports Wagering Operator shall maintain data regarding the play management program for a period of at least 24 months. A Sports Wagering Operator shall make such data available upon request to the Commission.

255.05: Collection of Debts

Nothing in 205 CMR 255 shall be construed to prohibit a Sports Wagering Operator from seeking payment of a debt from an individual who is designated to the Sports Wagering Operator as subject to notifications or limitations regarding Sports Wagering, but who violates the terms of the limitation.

255.06: Additional or Different Limitations

Nothing in 205 CMR 255.02 shall be construed to prevent a Sports Wagering Operator from offering additional limitations or limitations that differ, either in whole or in part, from those described in 205 CMR 255.02(1). If a Sports Wagering Operator wishes to offer a limitation not described in 205 CMR 255.02(1) or a limitation different, either in whole or in part, from the limitations described in 205 CMR 255.02(1), the Sports Wagering Operator shall submit a written request to the Sports Wagering Division describing the additional or different limitation and the reasons supporting the additional or different limitation. The Sports Wagering Operator may also include in its request a description of any requirement set forth in 205 CMR 255 from which the Sports Wagering Operator seeks relief, either in whole or in part, and the reasons supporting relief. The Sports Wagering and Responsible Gaming Divisions shall review the request, and if approved, the additional or different limitation shall be implemented and relief from the requirements of 205 CMR 255.02(1) granted, and the Sports Wagering Operator shall record and preserve data sufficient to evaluate the effectiveness of the additional or different limitation. The Commission shall retain final authority over the decision to approve or deny an Operator's request to implement an additional or different limitation pursuant to this section. Nothing in this section shall be construed to permit an Operator to implement a less restrictive limitation from the limitations described in 205 CR 255.02(1).