

**Michigan Office of Administrative Hearings and Rules  
Administrative Rules Division (ARD)**

MOAHR-Rules@michigan.gov

**REQUEST FOR RULEMAKING (RFR)**

**1. Department:**

Treasury

**2. Bureau:**

Michigan Gaming Control Board

**3. Promulgation type:**

Full Process

**4. Title of proposed rule set:**

Internet Sports Betting Rules

**5. Rule numbers or rule set range of numbers:**

R 432.729, R 432.729a, & R 432.754

**6. Estimated time frame:**

12 months

**Name of person filling out RFR:**

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**7. Describe the general purpose of these rules, including any problems the changes are intended to address.**

The proposed amendments will:

(1) Clarify the vendor requirements and the vendor registration process contained in rule 729, Mich Admin Code R 432.729, consistent with the Lawful Sports Betting Act, MCL 432.401 – 419. Currently, the provisions governing vendor requirements and registration are all in rule 729. The proposed amendments will keep vendor requirements in rule 729, and will move vendor registration to newly added rule 729a. This reorganization, together with the other proposed amendments, is intended to clarify the provisions governing vendor requirements and vendor registration, and to clarify the board's regulatory authority to regulate vendors, delegated by the Lawful Sports Betting Act.

(2) Amend part of the responsible gaming requirement imposed in rule 754(a), Mich Admin Code R 432.754(a). Currently this section requires sports betting operators and internet sports betting platform providers to prominently display a specific Michigan gambling helpline on their websites. The proposed amendment to Rule 754(a) changes this to a more generic requirement for operators and platform providers to provide a toll-free compulsive gambling helpline. This change provides more flexibility to operators and platform providers, while continuing to ensure the public has access to information about the availability of a toll-free gambling helpline for immediate support and information about how to access additional long-term resources for help with compulsive gambling.

(3) Fix any other minor changes that may be needed.

**8. Please cite the specific promulgation authority for the rules (i.e. department director, commission, board, etc.).**

Section 10 of the Lawful Sports Betting Act, MCL 432.410, provides the board with the authority to promulgate any rules necessary and proper to govern internet sports betting.

**A. Please list all applicable statutory references (MCLs, Executive Orders, etc.).**

Section 10 of the Lawful Sports Betting Act, MCL 432.410, provides the board with the authority to promulgate any rules necessary and proper to govern internet sports betting. This includes requirements to ensure responsible gaming, and requirements for vendors and vendor registration. See MCL 432.410(1)(h) & (l).

**B. Are the rules mandated by any applicable constitutional or statutory provision? If so, please explain.**

Yes. Section 10 of the Lawful Sports Betting Act, MCL 432.410, provides the board with the authority to promulgate necessary and proper rules to govern internet sports betting.

**9. Please describe the extent to which the rules conflict with or duplicate similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.**

The proposed rules do not conflict with or duplicate any similar rules, compliance requirements, or other standards adopted at the state, regional, or federal level.

**10. Is the subject matter of the rules currently contained in any guideline, handbook, manual, instructional bulletin, form with instructions, or operational memoranda?**

The subject matter of the proposed rules is not contained in any guideline, handbook, manual, instructional bulletin, form with instructions, or operational memoranda.

**11. Are the rules listed on the department's annual regulatory plan as rules to be processed for the current year?**

No, these rules are not on the Board's annual regulatory plan.

**12. Will the proposed rules be promulgated under Section 44 of the Administrative Procedures Act, 1969 PA 306, MCL 24.244, or under the full rulemaking process?**

Full Process

**13. Please describe the extent to which the rules exceed similar regulations, compliance requirements, or other standards adopted at the state, regional, or federal level.**

These rules do not exceed similar regulations, compliance requirements, or other standards.

**14. Do the rules incorporate the recommendations received from the public regarding any complaints or comments regarding the rules? If yes, please explain.**

At this point, the Board has not sought or received any recommendations from the public about the proposed rules.

**15. If amending an existing rule set, please provide the date of the last evaluation of the rules and the degree, if any, to which technology, economic conditions, or other factors have changed the regulatory activity covered by the rules since the last evaluation.**

The Internet Sports Betting Rules were promulgated in 2020, following the enactment of the Lawful Sports Betting Act in 2019—which legalized internet sports betting in Michigan. The Lawful Sports Betting Act and Internet Sports Betting Rules govern internet sports betting in Michigan, as an activity separate from casino gaming conducted pursuant to the Michigan Gaming Control and Revenue Act, and internet wagering conducted under the Lawful Internet Gaming Act.

In 2020, the internet sports betting and internet wagering industries were relatively new, both in Michigan and nationally. Since that time, there has been significant growth and market consolidation in these industries, and across the sector of gaming. These changes have made it more important than ever for the Board to coordinate its regulatory approach and regulatory requirements to minimize duplication and to improve its ability to effectively regulate internet sports betting, and other forms of gaming in Michigan.

**16. Are there any changes or developments since implementation that demonstrate there is no continued need for the rules, or any portion of the rules?**

No, there have not been any changes or developments since 2020 that would demonstrate that there is no continued need for the rules or for any portion of the rules. Internet sports betting is a highly regulated industry, with a regulatory structure made to protect the public interest that it is conducted in a secure, responsible, fair, and legal manner. The Internet Sports Betting Rules are a critical part of this regulatory structure.

**17. Is there an applicable decision record (as defined in MCL 24.203(6) and required by MCL 24.239(2))? If so, please attach the decision record.**

No

**Based on the information provided in this RFR, MOAHR concludes that there are sufficient policy and legal bases for approving the RFR. The RFR satisfies the requirements of the Administrative Procedures Act of 1969, 1969 PA 306, MCL 24.201 to 24.328, and Executive Order No. 2019-6.**