1	State of Arkansas	As Engrossed: H3/14/17	
2	91st General Assembly	A Bill	
3	Regular Session, 2017		HOUSE BILL 2250
4			
5	By: Representative Gazaway		
6			
7		For An Act To Be Entitled	
8	AN ACT CONCERNING PAID FANTASY SPORTS GAMES; AND FOR		
9	OTHER PURPO	OSES.	
10			
11			
12		Subtitle	
13	CONCE	RNING PAID FANTASY SPORTS GAMES	•
14			
15			
16	BE IT ENACTED BY THE GI	ENERAL ASSEMBLY OF THE STATE OF	ARKANSAS:
17	GTGTTON 1 4 1		
18		nsas Code § 19-6-201, concernin	
19	general revenues, is amended to add an additional subdivision to read as		
20	follows:	6.22	11/ 10/
21	<u>(/3) Pald</u>	fantasy sports games tax, § 23	<u>-116-104.</u>
22	CECTION 2 Amiro	nsas Code Title 23 is amended t	a add an additional
2324	chapter to read as fol.		o add an addilionai
25	chapter to read as ron	<u>CHAPTER 116</u>	
26		PAID FANTASY SPORTS GAMES	
27		THE THE STORE OF THE	
28		Subchapter 1 — General Provision	ons
29			<u></u>
30	23-116-101. Leg	islative findings.	
31		Assembly finds that a paid fan	tasy sports game
32	conducted in compliance with this chapter does not constitute gambling for		
33	any purpose.	-	-
34		y sports games conducted in com	pliance with this
35	chapter are exempt from		_
36	-		

03-03-2017 16:26:56 BPG418

As Engrossed: H3/14/17 HB2250

1	<u>23-116-102. Definitions.</u>
2	As used in this subchapter:
3	(1) "Game operator" means a person who:
4	(A) Is engaged in the business of professionally
5	conducting paid fantasy sports games for cash prizes for members of the
6	general public; and
7	(B) Requires cash or a cash equivalent as an entry fee to
8	be paid by a member of the general public who participates in a paid fantasy
9	sports game;
10	(2) "Game participant" means an individual who participates in a
11	paid fantasy sports game offered by a game operator;
12	(3) "Gross paid fantasy sports game revenues" means the amount
13	equal to the total of all entry fees that a game operator collects from all
14	game participants, less the total of all sums paid out as prizes to all game
15	participants, multiplied by the location percentage for this state;
16	(4) "Location percentage" means, for each paid fantasy sports
17	game, the percentage rounded to the nearest tenth of a percent of the total
18	of entry fees collected from game participants located in this state, divided
19	by the total of entry fees collected from all game participants in paid
20	fantasy sports games;
21	(5) "Paid fantasy sports game" means any fantasy or simulation
22	sports game or contest that meets the following conditions:
23	(A) The values of all prizes and awards offered to winning
24	game participants in public contests are established and made known to the
25	game participants in advance of the game or contest;
26	(B) All winning outcomes reflect the relative knowledge
27	and skill of the game participants and are determined predominantly by
28	accumulated statistical results of the performance of individuals, including
29	athletes in the case of sporting events;
30	(C) A winning outcome is not based on the score, point
31	spread, or performance or performances of any single team or combination of
32	teams or solely on any single performance of an individual athlete or player
33	<u>in any single event;</u>
34	(D) The statistical results of the performance of
35	individuals under subdivision (5)(B) of this section are not based on college
36	or high school sports;

As Engrossed: H3/14/17 HB2250

1	(E)(i) Each game participant is required to pay an entry
2	fee to participate.
3	(ii) Payment under subdivision (5)(E)(i) of this
4	section shall be with cash or a cash equivalent and is not gambling for the
5	purposes of § 5-66-101 et seq.; and
6	(6) "Person" means any association, corporation, limited
7	liability company, fiduciary, individual, joint stock company, joint venture,
8	partnership, sole proprietorship, or other private legal entity.
9	
10	23-116-103. Paid fantasy sports games authorized.
11	A game operator is authorized to conduct paid fantasy sports games
12	through one (1) or more websites or platforms maintained and operated by the
13	game operator.
14	
15	23-116-104. Tax on paid fantasy sports games.
16	At the end of each state fiscal year, a game operator shall pay a tax
17	for the privilege of conducting paid fantasy sports games under this chapter
18	in an amount of eight percent (8%) of the game operator's gross paid fantasy
19	sports game revenues from the previous state fiscal year.
20	
21	
22	/s/Gazaway
23	
24	
25	
26	
27	
28	
29	
30	
31	
32	
33	
34	
35 36	
٦h	