118TH CONGRESS
1ST SESSION
H. R. _____

To prohibit the advertising of sportsbooks on any medium of electronic communication subject to the jurisdiction of the Federal Communications Commission, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. Tonko introduced the following bill; which was referred to the Committee

A BILL

To prohibit the advertising of sportsbooks on any medium of electronic communication subject to the jurisdiction of the Federal Communications Commission, 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.
4    This Act may be cited as the “Betting on Our Future
5    Act”.

SEC. 2. PROHIBITION ON ADVERTISING OF SPORTSBOOKS ON CERTAIN MEDIA OF ELECTRONIC COMMUNICATION.

(a) Prohibition.—It shall be unlawful to advertise a sportsbook on any medium of electronic communication subject to the jurisdiction of the Commission.

(b) Implementation and Enforcement.—The Commission shall implement and enforce this section as if this section is a part of the Communications Act of 1934 (47 U.S.C. 151 et seq.). A violation of this section, or a regulation promulgated under this section, shall be considered to be a violation of the Communications Act of 1934, or a regulation promulgated under such Act, respectively.

(c) Definitions.—In this section:

(1) Commission.—The term “Commission” means the Federal Communications Commission.

(2) Sporting Event.—The term “sporting event” includes a fantasy or simulation sports game or contest.

(3) Sports Bet or Wager.—The term “sports bet or wager”—

(A) means the staking or risking by any person of something of value upon the outcome of a sporting event, upon an agreement or understanding that the person or another person
will receive something of value in the event of a certain outcome;

(B) includes any scheme of a type described in section 3702 of title 28, United States Code; and

(C) does not include participation in any game or contest in which participants do not stake or risk anything of value other than—

   (i) personal efforts of the participants in playing the game or contest or obtaining access to the internet; or

   (ii) points or credits that the sponsor of the game or contest provides to participants free of charge and that can be used or redeemed only for participation in games or contests offered by the sponsor.

(4) SPORTSBOOK.—The term “sportsbook” means a person who is engaged in the business of—

   (A) taking sports bets or wagers; and

   (B) paying out winnings.