



April 19, 2023

Updated June 29, 2023

To: The Honorable Kathy Hochul
Members of the New York State Legislature

On behalf of the New York State Gaming Commission and the Office of Addiction Services and Supports (OASAS), we respectfully submit this annual report as required by N.Y. Racing, Pari-Mutuel Wagering and Breeding Law Section 1367-a(6).

The specific statute requires the Gaming Commission and OASAS to annually submit a report to the Governor and Legislature “on the impact of mobile sports wagering on problem gamblers in New York, including, to the extent practicable, an analysis of demographics which are disproportionately impacted by the problem gambling.”

New York has completed the first full year of sports wagering operation. This inaugural report includes demographic and statistical information regarding the first year of operation, including a breakdown of those individuals who have sought help for problem gambling by contacting the OASAS-operated HOPEline and those individuals who have entered New York’s voluntary self-exclusion program.

The Gaming Commission and OASAS has requested additional demographic information of participants from all mobile sports wagering operators. We anticipate such information will be included in future annual reports.

Respectfully Submitted,

Robert Williams
Executive Director
New York State Gaming Commission

Chinazo Cunningham, M.D.
Commissioner
NYS Office of Addiction Services and Supports

N.Y. Racing, Pari-Mutuel Wagering and Breeding Law § 1367-a(6).

The commission, in conjunction with the office of addiction services and supports, shall annually cause a report to be prepared and distributed to the governor and the legislature on the impact of mobile sports wagering on problem gamblers in New York, including, to the extent practicable, an analysis of demographics which are disproportionately impacted by the problem gambling. The costs associated with the preparation and distribution of the report shall be borne by mobile sports wagering licensees and the commission shall be authorized to assess a fee against mobile sports wagering licensees for these purposes. The commission, or in the case that an independent integrity monitor has been established, such independent integrity monitor shall also report biannually to the governor and the legislature on the effectiveness of the statutory and regulatory controls in place to ensure the integrity of mobile sports wagering operations.

Background

Chapter 59 of the Laws of 2021 amended N.Y. Racing, Pari-Mutuel Wagering and Breeding Law § 1367 and added § 1367-a to authorize mobile sports wagering when the sports wager is made through virtual or electronic means from a location within New York and is transmitted to and accepted by electronic equipment located at a licensed commercial casino gaming facility. The statute also directed the Gaming Commission to conduct a competitive bidding process to award licenses to not less than two mobile sports wagering platform providers that would host no less than four mobile sports wagering operators.

In December 2021, the Commission unanimously accepted the evaluation committee’s recommendation and accepted the award of 10-year term licensure at a tax rate of 51 percent to the following platform providers and operators:

Applicant	Platform	Operators
Betfair Interactive US LLC d/b/a FanDuel Sportsbook	Betfair Interactive US LLC d/b/a FanDuel Sportsbook	Betfair Interactive US LLC d/b/a FanDuel Sportsbook
	Bally’s Interactive, LLC d/b/a Bally Bet	Bally’s Interactive, LLC d/b/a Bally Bet
	BetMGM, LLC	BetMGM, LLC
	Crown NY Gaming, Inc. d/b/a DraftKings	DraftKings
Sports Information Services Limited d/b/a Kambi	Sports Information Services Limited d/b/a Kambi	Rush Street Interactive NY, LLC d/b/a Rush Street Interactive
	American Wagering, Inc. d/b/a Caesars Sportsbook	American Wagering, Inc. d/b/a Caesars Sportsbook
	WSI US, LLC d/b/a WynnBET	WSI US, LLC d/b/a WynnBET
	PointsBet New York LLC d/b/a PointsBet	Empire Resorts, Inc. d/b/a Resorts World PointsBet New York LLC d/b/a PointsBet

The Commission also unanimously adopted Part 5330 of its rules, which governs mobile sports wagering, and related amendments to Part 5329, which governs in-person sports wagering at the four licensed commercial casinos.

Four licensed mobile sports wagering operators— Caesars Sportsbook, DraftKings, FanDuel, and Rush Street Interactive—were approved to commence operations January 8, 2022. The remaining six conditionally licensed mobile sports wagering operators commenced operations between January 17, 2022 and July 7, 2022.

Statistics & Demographics

First Year Revenue Results: Through January 7, 2023, the total mobile sports wagering handle reached \$16,595,732,482 and generated a total net revenue to education of \$709,247,358. An additional \$200 million in licensing fees were also collected, generating a total of more than \$909 million in State revenue.

First Year Geolocation Results: According to GeoComply, a software firm used by sports books to ensure geolocation requirements, more than 3.8 million unique player accounts have been created since launch in January of 2022, conducting more than 1.2 billion transactions.

Wager Determination: Unlike some jurisdictions, the Commission determined from the outset to control the wagering menu offered by its licensed operators. The Commission, keeping in mind that the statutory purpose of mobile sports wagering was to ensure maximized sustainable, long-term revenue for the State, determined that wagering activity was most likely to be conducted on a limited number of sports. Additionally, the strong statutory language regarding consumer protections necessitated Commission control of the wagering menu. With respect to some sports events, the Commission imposes limits on the maximum permissible wager. The Commission currently permits wagers on the following sports:

Sport	Leagues, Levels or Sanctioning Bodies	Wager Variations Allowed
Auto racing	9	31
Baseball	5	143
Basketball	14	154
Boxing	6	20
Cycling	2	3
Combat sports	2	8
Football	4	261
Golf	8	112
Hockey	9	53
Lacrosse	1	5
Rugby	2	10
Soccer	37	124
Softball	1	5
Tennis	5	70
Volleyball	1	2
	106	1,001

Underage Access: N.Y. Racing, Pari-Mutuel Wagering and Breeding Law § 1367-a(4)(a)(iii) obligates each mobile sports wagering operator to implement measures to prohibit minors from participating in any sports wagering activity. Additionally, as part of Commission Rules 5325.2(b)(x)(5) and (4)(a)(xv), applied through Commission Rules 5329.34 and 5330.34, each operator was obligated to submit for approval, a problem-gaming plan that includes procedures to prevent gaming by minors.

Through the end of 2022, the Commission was informed of 58 alleged occasions of underage participation through lawfully created accounts. In all circumstances, the subject account was closed.

Voluntary Self-Exclusion: New York State has developed a robust voluntary self-exclusion program for those individuals who recognize that they should no longer participate in legal gambling. An individual who believes the individual has a problem have the opportunity to self-exclude from all forms of gaming regulated by the New York State Gaming Commission now and in the future, pursuant to Part 5402 of the Commission’s rules.

2021:

958 individuals voluntarily entered self-exclusion.

Gender:

Male	546
Female	412

Race:

American Indian or Alaska Native	6
Asian	74
Black or African American	157
Hispanic or Latino	131
Native Hawaiian or Pacific Islander	13
Other	72
White	505

Age:

19-30	84
31-40	204
41-50	226
51-60	247
61-70	155
71-80	34
81-90	7
91-100	1

2022:*

1,343 individuals voluntarily entered self-exclusion.

Gender:

Male	507
Female	836

Race:

American Indian or Alaska Native	8
Asian	136
Black or African American	201
Hispanic or Latino	186
Native Hawaiian or Pacific Islander	24
Other	95
White	693

Age:

19-30	177
31-40	326
41-50	311
51-60	309
61-70	162
71-80	49
81-90	8
91-100	1

2023:**

478 individuals have voluntarily entered self-exclusion.

Gender:

Male	177
Female	301

Race:

American Indian or Alaska Native	7
Asian	39
Black or African American	70
Hispanic or Latino	96
Native Hawaiian or Pacific Islander	6
Other	31
White	229

Age:

19-30	61
31-40	128
41-50	131
51-60	100
61-70	50
71-80	8
81-90	0
91-100	0

*Mobile Sports Wagering began January 8, 2022.

**Data through April 18, 2023

HOPEline Statistics: OASAS funds the HOPEline as a first point of contact for people experiencing problems resulting from gambling. The HOPEline number, including a QR code, is prominently displayed, wherever people gamble. In addition, the Commission requires that advertisements for gambling opportunities, contain a problem gambling assistance message comparable that includes information on how to reach the HOPEline via call or text. The advertising associated with mobile sports wagering companies has resulted in unprecedented exposure for the HOPEline.

Call data over the last two years:

CY 2021:**

1,899 total calls to the HOPEline relating to problem gambling
Out-of-State: 39

CY 2022:**

2,402 total calls to the HOPEline relating to problem gambling
Out-of-State: 90

CY 2023 Through March 2023**

604 total calls to the HOPEline relating to problem gambling
Out- of- state 26

*Mobile Sports Wagering began January 8, 2022.

**Data source VIBRANT HOPELINE monthly reports

OASAS and NYS Council on Problem Gambling

OASAS funds the Council on Problem Gambling to perform various activities related to addressing problem gambling. The Council operates seven Problem Gambling resource Centers across New York. The centers host events, workshops, and conferences aimed at raising awareness regarding the risks and signs associated with problem gambling, and provide referrals and resources to help individuals access appropriate services.

The Council also conducts training for healthcare providers and other professionals who serve individuals impacted by problem gambling. In addition, they fund private practitioners and OASAS certified problem gambling providers who specialize in serving the uninsured. OASAS meets regularly with the network of private practitioners and providers to offer support and education, on specific topics and issues including mobile sports wagering.

Looking Forward

The Gaming Commission and OASAS have begun to collect additional data and demographic information from sports wagering participants and those seeking help for gambling addiction. Such information to be incorporated into future annual reports is expected to include but not be limited to:

- Statistics and demographics specific to individuals who enter voluntary self-exclusion by form of gambling (land-based vs. online)
- Statistics and demographic information relating to the length of voluntary self-exclusion periods.

- Statistics and demographics regarding the number of individuals who accept problem gambling information upon entering voluntary self-exclusion
- Statistics and demographics relating to page interactions for individuals who visit sports wagering licensees' problem gambling web pages
- Statistics and demographics of sports wagering participants who, upon annual notification of hitting the statutory deposit limit, opt to take a "break" or acknowledge the limit and continue play.
- Continued communication with the private practitioner and OASAS specialty networks of providers to gather information about trends in gambling disorders.
- Provide training specific to mobile sports betting for counselors including training on engaging family members.
- Identify specific geographic regions or vulnerable populations in need of services and develop programming to address those specific needs.

This data will help inform problem gambling prevention, treatment, recovery, and responsible play efforts.

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