

**Chapter 34: DEFINITIONS**

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- §1. The following words and terms shall have the following meanings unless the context indicates otherwise.
1. "Auto draft" means athlete selection offered by a fantasy contest operator that does not involve any input or control by a fantasy contestant.
  2. "Beginner fantasy contestant" has the same meaning as set forth in 8 M.R.S. § 1101 (1).
  3. "Clearly and conspicuously" means:
    - A. To disclose in such a way that the disclosure is made through the same means through which the communication is presented;
    - B. Requires that if the communication is visual, the disclosure is placed in close proximity to relevant claims, expressed in clear and plain language and syntax, and the size, contrast, location, and other characteristics stand out from other visual elements so that the disclosure is prominently displayed and unavoidable;
    - C. Requires that the disclosure is repeated if necessary and is visible for a sufficient duration;
    - D. Requires that if the communication is audio, the disclosure is presented at adequate volume and cadence; and
    - E. Requires that the disclosure is made before the fantasy contestant decides to accept an offer.
  4. "Commissioner" means the Commissioner of Public Safety.
  5. "Director" has the same meaning as set forth in 8 M.R.S. § 1101(2).
  6. "Daily fantasy contest" is any fantasy contest other than a season-long fantasy contest, as defined herein.
  7. "Entry fee" has the same meaning as set forth in 8 M.R.S. § 1101(3).
  8. "Fantasy contest" has the same meaning as set forth in 8 M.R.S. § 1101(4).
  9. "Fantasy contestant" has the same meaning as set forth in 8 M.R.S. § 1101(5).
  10. "Fantasy contest operator" has the same meaning as set forth in 8 M.R.S. § 1101(6).
  11. "Gross fantasy contest revenues" has the same meaning as set forth in 8 M.R.S. § 1101(7).
  12. "Highly experienced fantasy contestant" has the same meaning as set forth in 8 M.R.S. § 1101(8).
  13. "Minor" means any person who has not attained 18 years of age.

14. "Platform" has the same meaning as set forth in 8 M.R.S. § 1101(9).
15. "Private contest" means a fantasy contest established among contestants known to each other and the terms and any prize of which are not established by a fantasy contest operator.
16. "Prize" means an award, incentive, promotion, or anything of value, including, but not limited to, money, contest credits, merchandise or admission to another fantasy contest.
17. "Script" means a list of commands that a fantasy-contest-related computer program can execute and that are created by fantasy contestants, or by third parties for the use of fantasy contestants, to automate processes on a fantasy contest platform.
18. "Season-long fantasy contest" means a fantasy contest offered by a fantasy contest operator that is conducted over an entire sports season.
19. "Session" means a period of time from log-in to log-out by a fantasy contestant.

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STATUTORY AUTHORITY: 8 M.R.S. §§ 1102(1)(D), 1106

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