

Chapter 41

(House Bill 1053)

AN ACT concerning

Video Lottery Facilities – Employee Licenses – Crimes of Moral Turpitude or Gambling

FOR the purpose of limiting the requirement that the State Lottery Commission deny a video lottery employee license to an applicant convicted for a crime involving moral turpitude or gambling to those applicants convicted, paroled, or on probation for the crime within a certain prior period; making this Act an emergency measure; and generally relating to video lottery employee licenses.

BY repealing and reenacting, with amendments,

Article – State Government

Section 9–1A–14

Annotated Code of Maryland

(2009 Replacement Volume and 2012 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – State Government

9–1A–14.

(a) Unless an individual holds a valid video lottery employee license issued by the Commission, the individual may not be employed by a video lottery operation licensee as a video lottery employee.

(b) Before issuance of a video lottery employee license, an applicant shall provide sufficient information, documentation, and assurances that the Commission may require.

(c) The Commission shall deny a video lottery employee license to an applicant who is disqualified due to:

(1) the applicant's failure to prove the applicant's good character, honesty, and integrity;

(2) the applicant's lack of expertise or training to be a video lottery employee;

(3) the applicant's conviction, **ACTIVE PAROLE, OR PROBATION** for any crime involving moral turpitude or gambling under the laws of the United States or any state **WITHIN THE PRIOR ~~5~~ 7 YEARS**;

(4) the applicant's current prosecution for any crime involving moral turpitude or gambling under the laws of the United States or any state, but, at the request of the applicant, the Commission may defer a decision on the application during the pendency of the charge;

(5) pursuit by the applicant of economic gain in an occupational manner or context that is in violation of the laws of the State, if the pursuit creates a reasonable belief that participation of the applicant in video lottery operations would be inimical to the policies of this subtitle;

(6) identification of the applicant as a career offender or a member of a career offender cartel or an associate of a career offender or career offender cartel in a manner that creates a reasonable belief that the association is of a nature as to be inimical to the policies of this subtitle;

(7) commission of an act by the applicant that would constitute an offense described under item (3) of this subsection, even if the act has not been or may not be prosecuted under the criminal laws of the State;

(8) willful defiance by the applicant or a person that is required to be qualified under this subtitle as a condition of a license of a legislative investigatory body or other official investigatory body of the United States or a jurisdiction within the United States when the body is engaged in the investigation of crimes relating to gambling, official corruption, or organized crime activity; and

(9) any other reason established in the regulations of the Commission as a reason for denying a license.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

Approved by the Governor, April 9, 2013.