

HOUSE BILL 1135

A2

4lr2594
CF SB 899

By: **Delegates Jacobs, Arentz, and Smigiel**
Introduced and read first time: February 7, 2014
Assigned to: Ways and Means

Committee Report: Favorable
House action: Adopted
Read second time: March 29, 2014

CHAPTER _____

1 AN ACT concerning

2 **Kent County – Gaming – Permits**

3 FOR the purpose of increasing the number of gaming permits that the Board of
4 County Commissioners of Kent County may issue in a single year to an
5 organization that meets certain qualifications; and generally relating to gaming
6 in Kent County.

7 BY repealing and reenacting, without amendments,
8 Article – Criminal Law
9 Section 13–1702 and 13–1703(a) through (c)
10 Annotated Code of Maryland
11 (2012 Replacement Volume and 2013 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Criminal Law
14 Section 13–1703(e)(3)
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2013 Supplement)

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

19 **Article – Criminal Law**

20 13–1702.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) This subtitle applies only in Kent County.

2 (b) This subtitle does not authorize gambling using a slot machine or coin
3 machine.

4 13-1703.

5 (a) The county commissioners may issue a permit to an organization
6 specified in subsection (c) of this section to use two or more of the following gaming
7 devices in conducting a fundraiser at which a prize of merchandise or money may be
8 awarded:

9 (1) a paddle wheel;

10 (2) a wheel of fortune;

11 (3) a chance book;

12 (4) a card game;

13 (5) a raffle; or

14 (6) any other gaming device.

15 (b) Unless conducted at an event requiring a permit under subsection (a) of
16 this section, a raffle is not a multiple gaming device regulated under this section.

17 (c) (1) In this subsection, "charity" means an organization, institution,
18 association, society, or corporation that is exempt from taxation under § 501(c)(3) of
19 the Internal Revenue Code.

20 (2) The county commissioners may issue a permit to use multiple
21 gaming devices to:

22 (i) a bona fide religious organization that has conducted
23 religious services at the same location in the county for at least 3 years before applying
24 for a permit;

25 (ii) a county-supported or municipally supported volunteer fire
26 company or an auxiliary unit whose members are directly associated with the
27 volunteer fire company or auxiliary unit;

28 (iii) a nationally chartered veterans' organization or an auxiliary
29 unit whose members are directly associated with the veterans' organization;

1 (iv) for the purpose of conducting a fundraiser for the benefit of a
2 charity located in the county, a bona fide:

- 3 1. fraternal organization;
- 4 2. educational organization;
- 5 3. civic organization;
- 6 4. patriotic organization; or
- 7 5. charitable organization; or

8 (v) a bona fide nonprofit organization that:

- 9 1. has operated on a nonprofit basis in the county for at
10 least 3 years before applying for a permit; and
- 11 2. intends to use the multiple gaming devices to raise
12 money for an exclusively charitable, athletic, or educational purpose specifically
13 described in the permit application.

14 (e) (3) The county commissioners may not issue more than [two] **SIX**
15 permits to an organization in a single year.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.