

# SENATE BILL 37

C7  
SB 430/13 – B&T

(PRE-FILED)

4r0731  
CF HB 158

---

By: **Carroll County Senators**

Requested: October 25, 2013

Introduced and read first time: January 8, 2014

Assigned to: Budget and Taxation

---

Committee Report: Favorable

Senate action: Adopted

Read second time: January 28, 2014

---

## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Carroll County – Gaming**

3 FOR the purpose of authorizing certain organizations in Carroll County to conduct a  
4 card game, card tournament, or casino night under certain circumstances;  
5 requiring an organization to obtain a permit from the Board of License  
6 Commissioners before conducting a card game, card tournament, or casino  
7 night; requiring an organization that seeks a permit to meet certain  
8 requirements; specifying that a card game, card tournament, or casino night  
9 may be managed and organized by certain organizations; requiring an  
10 individual who participates in or helps operate a card game, card tournament,  
11 or casino night to be of a certain age; specifying that a permit holder may  
12 receive a certain maximum number of permits in a calendar year; providing a  
13 certain time limit on a card game, card tournament, or casino night; specifying  
14 that a permit is not transferable; requiring that proceeds from a card game,  
15 card tournament, or casino night be used for certain purposes and may not be  
16 used for other purposes; specifying that the operation of a card game, card  
17 tournament, or casino night may not occur during a certain time; authorizing a  
18 permit holder under this Act to charge only a preset entrance fee; requiring  
19 participants in a card game, card tournament, or casino night to use tokens and  
20 not cash for wagering under certain circumstances; prohibiting a permit holder  
21 from exchanging tokens under certain circumstances; requiring a permit holder  
22 to submit a financial report to the Sheriff's Office under certain circumstances;  
23 authorizing the Board of County Commissioners to adopt certain regulations;

---

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 providing a certain penalty; defining certain terms; and generally relating to  
2 gaming in Carroll County.

3 BY repealing and reenacting, with amendments,  
4 Article – Criminal Law  
5 Section 13–906  
6 Annotated Code of Maryland  
7 (2012 Replacement Volume and 2013 Supplement)

8 BY adding to  
9 Article – Criminal Law  
10 Section 13–906.1  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2013 Supplement)

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

15 **Article – Criminal Law**

16 13–906.

17 (a) Notwithstanding § 13–903 of this subtitle **AND EXCEPT AS PROVIDED**  
18 **IN SUBSECTION (B) OF THIS SECTION AND § 13–906.1 OF THIS SUBTITLE**, a  
19 person may not conduct a card game, dice game, roulette, or casino night [unless the  
20 person is a senior center site council that conducts a card game under subsection (b) of  
21 this section].

22 (b) (1) A senior center site council may conduct a card game in a senior  
23 center 5 days per week, excluding Sunday.

24 (2) A senior center site council may not:

25 (i) award a prize of money exceeding \$5 to a winner in each  
26 session; and

27 (ii) charge a participant more than \$1 to play one session.

28 (3) All money that remains after prizes are awarded shall be  
29 distributed to the senior center site council.

30 **13–906.1.**

31 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
32 **MEANINGS INDICATED.**

1           **(2) "CASINO NIGHT" INCLUDES THE PLAY OF CARD GAMES, DICE**  
2 **GAMES, AND ROULETTE.**

3           **(3) "PERMIT" MEANS A PERMIT TO CONDUCT A CARD GAME, CARD**  
4 **TOURNAMENT, OR CASINO NIGHT.**

5           **(B) BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD**  
6 **TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION SHALL OBTAIN A PERMIT**  
7 **FROM THE BOARD OF LICENSE COMMISSIONERS FOR CARROLL COUNTY.**

8           **(C) TO QUALIFY FOR A PERMIT, AN ORGANIZATION SHALL BE A BONA**  
9 **FIDE:**

10           **(1) AMATEUR ATHLETIC ORGANIZATION;**

11           **(2) CHARITABLE ORGANIZATION;**

12           **(3) CIVIC ORGANIZATION;**

13           **(4) FRATERNAL ORGANIZATION;**

14           **(5) HOSPITAL;**

15           **(6) RELIGIOUS ORGANIZATION;**

16           **(7) VOLUNTEER FIRE COMPANY; OR**

17           **(8) WAR VETERANS' ORGANIZATION.**

18           **(D) (1) A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT MAY**  
19 **BE:**

20                   **(I) MANAGED AND OPERATED BY THE ORGANIZATION THAT**  
21 **IS THE PERMIT HOLDER; OR**

22                   **(II) MANAGED BY THE ORGANIZATION THAT IS THE PERMIT**  
23 **HOLDER AND OPERATED BY ANOTHER ORGANIZATION LISTED IN SUBSECTION**  
24 **(C) OF THIS SECTION.**

25           **(2) TO PARTICIPATE IN OR HELP OPERATE A CARD GAME, CARD**  
26 **TOURNAMENT, OR CASINO NIGHT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS**  
27 **OLD.**

1           **(E) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY**  
2 **RECEIVE NOT MORE THAN FOUR PERMITS IN A CALENDAR YEAR.**

3           **(2) A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT MAY**  
4 **NOT LAST LONGER THAN 24 CONSECUTIVE HOURS.**

5           **(F) A PERMIT IS NOT TRANSFERABLE.**

6           **(G) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR CASINO**  
7 **NIGHT CONDUCTED UNDER THIS SECTION:**

8                   **(1) SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER THE**  
9 **PURPOSE OF THE PERMIT HOLDER; AND**

10                   **(2) MAY NOT BENEFIT FINANCIALLY OR BE USED FOR THE**  
11 **PERSONAL USE OF AN INDIVIDUAL OR A GROUP OF INDIVIDUALS.**

12           **(H) A PERMIT MAY NOT AUTHORIZE THE OPERATION OF A CARD GAME,**  
13 **CARD TOURNAMENT, OR CASINO NIGHT AFTER 1 A.M. ON SUNDAY.**

14           **(I) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY**  
15 **CHARGE ONLY A PRESET ENTRANCE FEE FOR A CARD GAME, CARD**  
16 **TOURNAMENT, OR CASINO NIGHT.**

17                   **(2) PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR**  
18 **CASINO NIGHT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE**  
19 **ENTRANCE FEE.**

20                   **(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A**  
21 **TOTAL COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A CARD**  
22 **GAME, CARD TOURNAMENT, OR CASINO NIGHT.**

23                   **(4) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT**  
24 **ALLOW CASH TO BE USED FOR WAGERING.**

25           **(J) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT:**

26                   **(1) EXCHANGE TOKENS USED FOR WAGERING FOR AN ITEM OF**  
27 **MERCHANDISE THAT IS WORTH MORE THAN \$10,000; OR**

28                   **(2) EXCHANGE TOKENS USED FOR WAGERING FOR MONEY OR AN**  
29 **ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE FAIR**

1 MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS RECEIVED  
2 FOR THE TOKENS.

3 (K) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD  
4 TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION THAT IS THE PERMIT  
5 HOLDER SHALL SUBMIT TO THE CARROLL COUNTY SHERIFF’S OFFICE A  
6 FINANCIAL REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE  
7 CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT.

8 (L) IN ADDITION TO BEING SUBJECT TO § 13-909 OF THIS SUBTITLE, AN  
9 ORGANIZATION THAT IS FOUND TO HAVE VIOLATED THIS SECTION IS  
10 INELIGIBLE TO RECEIVE A PERMIT UNDER THIS SECTION FOR A PERIOD NOT  
11 EXCEEDING 5 YEARS.

12 (M) THE BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY  
13 MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING  
14 REGULATIONS TO GOVERN:

15 (1) THE ISSUING OF PERMITS;

16 (2) PERMIT FEES; AND

17 (3) THE CONDUCT AND MANAGEMENT OF A CARD GAME, CARD  
18 TOURNAMENT, OR CASINO NIGHT IN A MANNER TO PREVENT FRAUD AND  
19 PROTECT THE PUBLIC.

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

Approved:

\_\_\_\_\_  
Governor.

\_\_\_\_\_  
President of the Senate.

\_\_\_\_\_  
Speaker of the House of Delegates.