

# SENATE BILL 1058

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CF HB 1452

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By: **Senator Astle**

Introduced and read first time: February 19, 2014

Assigned to: Rules

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## A BILL ENTITLED

AN ACT concerning

### **Anne Arundel County – Electronic Instant Bingo Machines – Regulation**

FOR the purpose of authorizing a war veterans' organization or fraternal organization in Anne Arundel County to operate not more than a certain number of electronic instant bingo machines if the organization obtains a license for each machine on or before a certain date; requiring the State Lottery and Gaming Control Commission to adopt certain regulations; and generally relating to electronic instant bingo machines in Anne Arundel County.

BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 12–301.1

Annotated Code of Maryland

(2012 Replacement Volume and 2013 Supplement)

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

### **Article – Criminal Law**

12–301.1.

(a) In this subtitle, “Commission” means the State Lottery and Gaming Control Commission.

(b) (1) Except as provided in paragraphs (2) and (3) of this subsection **AND SUBSECTION (F) OF THIS SECTION** and consistent with the provisions of this title and Title 13 of this article, the Commission shall certify and regulate the operation, ownership, and manufacture of an electronic gaming device authorized under this title.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) This section does not apply to:

(i) the ownership or operation of slot machines that are subject to regulation by the Comptroller under § 12–304 of this title; and

(ii) paper tip jar gaming where authorized.

(3) (i) This paragraph applies only in Baltimore City and Baltimore County.

(ii) If a local law enforcement agency refuses to enforce a provision regarding the legal operation of amusement games, the Commission shall refer the matter to the appropriate office of the State's Attorney.

(c) The Commission shall adopt regulations that:

(1) define lawful and unlawful electronic and mechanical equipment used in connection with gaming devices that are consistent with this title;

(2) approve and license electronic gaming devices authorized under State law;

(3) approve and license owners, operators, and manufacturers of electronic gaming devices authorized under State law;

(4) establish procedures for the license application and renewal processes required under this section; and

(5) establish license fees that are sufficient to cover the direct and indirect costs of licensure required under this section.

(d) (1) The Commission may determine:

(i) that a county's licensing and regulatory process for electronic gaming devices is equivalent to the State licensing and regulatory process required under this section; and

(ii) that a county license for owning, operating, or manufacturing an electronic gaming device in that county is equivalent to a State license.

(2) If the Commission does not make a determination under paragraph (1) of this subsection, the regulations and licensing requirements of the Commission shall supersede:

(i) the application of any county fees or regulations and licensing requirements for electronic gaming devices under this subsection; or

(ii) a requirement for a county license for owning, operating, or manufacturing an electronic gaming device under this subsection.

(e) **[An] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, AN** electronic gaming device that is not licensed or otherwise operated in compliance with the provisions of this section as of January 1, 2013, is an illegal gaming device that may not legally operate in the State.

**(F) (1) IN ANNE ARUNDEL COUNTY, AN ORGANIZATION THAT IS A WAR VETERANS' ORGANIZATION OR FRATERNAL ORGANIZATION MAY OPERATE NOT MORE THAN FIVE ELECTRONIC INSTANT BINGO MACHINES IF THE ORGANIZATION OBTAINS A LICENSE FOR EACH MACHINE THAT THE ORGANIZATION OPERATES ON OR BEFORE JUNE 1, 2015.**

**(2) THE COMMISSION SHALL ADOPT REGULATIONS FOR THE OPERATION AND LICENSING OF ELECTRONIC INSTANT BINGO MACHINES UNDER THIS SUBSECTION.**

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