

# SENATE BILL 4

C7

5lr0497

(PRE-FILED)

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By: **Carroll County Senators**

Requested: October 15, 2014

Introduced and read first time: January 14, 2015

Assigned to: Budget and Taxation

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Committee Report: Favorable

Senate action: Adopted

Read second time: January 19, 2015

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

1 AN ACT concerning

2 **Carroll County – Gaming Events**

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

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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 County Commissioners to adopt certain regulations; providing a certain penalty;  
2 defining certain terms; and generally relating to 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 2014 Supplement)

8 BY adding to  
9 Article – Criminal Law  
10 Section 13–906.1  
11 Annotated Code of Maryland  
12 (2012 Replacement Volume and 2014 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
14 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 IN**  
18 **SUBSECTION (B) OF THIS SECTION AND § 13–906.1 OF THIS SUBTITLE**, a person may  
19 not conduct a card game, dice game, roulette, or casino [night unless the person is a senior  
20 center site council that conducts a card game under subsection (b) of this section] **EVENT**.

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

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

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

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

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

29 **13–906.1.**

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

1           **(2) "CASINO EVENT" 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 EVENT.**

5           **(B) BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD**  
6 **TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION SHALL OBTAIN A PERMIT**  
7 **FROM THE COUNTY COMMISSIONERS.**

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

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

10                   **(2) CHARITABLE ORGANIZATION;**

11                   **(3) CIVIC ORGANIZATION;**

12                   **(4) FRATERNAL ORGANIZATION;**

13                   **(5) HOSPITAL;**

14                   **(6) RELIGIOUS ORGANIZATION;**

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

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

17           **(D) (1) A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT MAY BE:**

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

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

23                   **(2) (I) AN OPERATOR OF A CARD GAME, CARD TOURNAMENT, OR**  
24 **CASINO EVENT MAY NOT RECEIVE COMPENSATION.**

25                   **(II) TO VOLUNTEER AS AN OPERATOR OF, OR TO PARTICIPATE**  
26 **AS A PLAYER IN, A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT, AN**  
27 **INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.**

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

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

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

6           **(G) (1) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR CASINO**  
7 **EVENT CONDUCTED UNDER THIS SECTION:**

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

10                   **(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
11 **SUBSECTION, MAY NOT BENEFIT FINANCIALLY OR BE USED FOR THE PERSONAL USE**  
12 **OF AN INDIVIDUAL OR A GROUP OF INDIVIDUALS.**

13           **(2) ON APPROVAL OF THE COUNTY COMMISSIONERS, PROCEEDS MAY**  
14 **BE USED TO BENEFIT A FAMILY WITH MEDICAL NEEDS.**

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

17           **(I) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY CHARGE**  
18 **ONLY A PRESET ENTRANCE FEE FOR A CARD GAME, CARD TOURNAMENT, OR CASINO**  
19 **EVENT.**

20           **(2) PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR CASINO**  
21 **EVENT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE**  
22 **FEE.**

23           **(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A TOTAL**  
24 **COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A CARD GAME, CARD**  
25 **TOURNAMENT, OR CASINO EVENT.**

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

28           **(J) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT EXCHANGE**  
29 **TOKENS USED IN WAGERING FOR:**

1           **(1) AN ITEM OF MERCHANDISE THAT IS WORTH MORE THAN \$10,000;**

2           **(2) MONEY; OR**

3           **(3) AN ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT**  
4 **FROM THE FAIR MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS**  
5 **RECEIVED FOR THE TOKENS.**

6           **(K) (1) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD**  
7 **TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION THAT IS THE PERMIT**  
8 **HOLDER SHALL SUBMIT TO THE CARROLL COUNTY SHERIFF'S OFFICE A FINANCIAL**  
9 **REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE CARD GAME, CARD**  
10 **TOURNAMENT, OR CASINO EVENT.**

11           **(2) THE CARROLL COUNTY SHERIFF'S OFFICE SHALL FORWARD THE**  
12 **FINANCIAL REPORTS TO THE STATE LOTTERY AND GAMING CONTROL AGENCY.**

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

16           **(M) THE COUNTY COMMISSIONERS MAY ADOPT REGULATIONS TO CARRY**  
17 **OUT THIS SECTION, INCLUDING REGULATIONS TO GOVERN:**

18           **(1) THE ISSUING OF PERMITS;**

19           **(2) PERMIT FEES; AND**

20           **(3) THE CONDUCT AND MANAGEMENT OF A CARD GAME, CARD**  
21 **TOURNAMENT, OR CASINO EVENT IN A MANNER TO PREVENT FRAUD AND PROTECT**  
22 **THE PUBLIC.**

23           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 October 1, 2015.