

# HOUSE BILL 280

C7

5lr1778  
CF 5lr2772

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By: **Carroll County Delegation**

Introduced and read first time: February 4, 2015

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 19, 2015

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CHAPTER \_\_\_\_\_

AN ACT concerning

## **Carroll County – Table Gaming Events**

FOR the purpose of authorizing certain organizations in Carroll County to conduct a card game, card tournament, or table gaming event under certain circumstances; requiring an organization to obtain a certain permit from the Board of County Commissioners for Carroll County before conducting a card game, card tournament, or table gaming event; requiring an organization that seeks a permit to meet certain requirements; specifying that a card game, card tournament, or table gaming event may be managed and organized by certain organizations; prohibiting an operator of a card game, card tournament, or table gaming event from receiving compensation; requiring individuals who participate in or help operate a card game, card tournament, or table gaming event to be of certain ages; specifying that a permit holder may receive a certain maximum number of permits in a calendar year; providing a certain time limit on a card game, card tournament, or table gaming event; specifying that a permit is not transferable; requiring that proceeds from a card game, card tournament, or table gaming event be used for certain purposes and may not be used for certain other purposes, subject to a certain exception; specifying that the operation of a card game, card tournament, or table gaming event may not occur during a certain time; authorizing a permit holder under this Act to charge only a preset entrance fee; requiring participants in a card game, card tournament, or table gaming event to use tokens and not cash for wagering under certain circumstances; prohibiting a permit holder from exchanging tokens under certain circumstances; requiring a permit holder to submit a certain financial report and certain information about winners of prizes under certain circumstances; requiring the Board of County Commissioners to forward a certain report and certain

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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.



information to the State Lottery and Gaming Control Commission; authorizing the Board of County Commissioners to adopt certain regulations; providing a certain penalty; defining certain terms; and generally relating to gaming in Carroll County.

BY adding to

Article – Criminal Law

Section 13–906.1

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)

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

**Article – Criminal Law**

**13–906.1.**

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

(2) “PERMIT” MEANS A PERMIT TO CONDUCT A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT.

(3) “TABLE GAMING EVENT” INCLUDES THE PLAY OF CARD GAMES, DICE GAMES, AND ROULETTE.

(B) BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT, THE ORGANIZATION SHALL OBTAIN A PERMIT FROM THE BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY.

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

(1) AMATEUR ATHLETIC ORGANIZATION;

(2) CHARITABLE ORGANIZATION;

(3) CIVIC ORGANIZATION;

(4) FRATERNAL ORGANIZATION;

(5) HOSPITAL;

(6) RELIGIOUS ORGANIZATION;

(7) VOLUNTEER FIRE COMPANY; OR

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

**(D) (1) A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT MAY BE:**

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

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

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

**(II) TO VOLUNTEER AS AN OPERATOR OF A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.**

**(III) TO PARTICIPATE IN A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS OLD.**

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

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

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

**(G) (1) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT CONDUCTED UNDER THIS SECTION:**

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

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

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

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

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

**(2) PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE FEE.**

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

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

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

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

**(2) MONEY; OR**

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

**(K) (1) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT, THE ORGANIZATION THAT IS THE PERMIT HOLDER SHALL SUBMIT TO THE BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY:**

**(I) A FINANCIAL REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE CARD GAME, CARD TOURNAMENT, OR TABLE GAMING EVENT; AND**

**(II) THE NAME, ADDRESS, AND SOCIAL SECURITY NUMBER OF A PARTICIPANT THAT IS DECLARED THE WINNER AT A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT OF A PRIZE FOR WHICH ISSUANCE OF INTERNAL REVENUE SERVICE FORM W-2G OR A SUBSTANTIALLY EQUIVALENT FORM IS REQUIRED.**

**(2) THE BOARD OF COUNTY COMMISSIONERS FOR CARROLL COUNTY SHALL FORWARD THE FINANCIAL REPORTS AND INFORMATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO THE STATE LOTTERY AND GAMING CONTROL COMMISSION.**

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

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

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

**(2) PERMIT FEES; AND**

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

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

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.