
By: Senator Derr (Frederick County Delegation)

Introduced and read first time: February 2, 1996

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County - Gaming**

3 FOR the purpose of repealing a requirement that in Frederick County tipjar or
4 punchboard operators report expenses in relation to operation of tipjars or
5 punchboards; repealing a certain time limit on Sundays for which gaming events are
6 authorized; clarifying that the Board of County Commissioners of Frederick may
7 charge a certain issuance fee per bag or punchboard; providing for the termination
8 of this Act; and generally relating to gaming in Frederick County.

9 BY repealing and reenacting, with amendments,
10 Article 27 - Crimes and Punishments
11 Section 258A (d) and (e)
12 Annotated Code of Maryland
13 (1992 Replacement Volume and 1995 Supplement)

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

16 **Article 27 - Crimes and Punishments**

17 258A.

18 (d) (1) Before issuing a permit, the county agency shall ascertain the character
19 of the organization for whom the application is made to determine if the application
20 meets the requirements of this section.

21 (2) The application and the action that the county agency takes are matters
22 of public record.

23 (3) [The permit authorizes the operation of a gaming event after 1 p.m. on
24 Sunday.

25 (4) The Board may charge an issuance fee, INCLUDING A PER BAG OR PER
26 PUNCHBOARD ISSUANCE FEE TO THE DISTRIBUTOR and adopt regulations to carry out
27 this section.

28 (e) A person may only operate tip jars or punchboards within the county if:

29 (1) The tip jar or punchboard is operated for an organization that is:

2

1 (i) A bona fide religious, fraternal, civic, war veterans hospital,
2 amateur athletic, patriotic, educational, or charitable organization that is in the county; or

3 (ii) A volunteer fire, rescue, or ambulance company of the county or
4 its auxiliary;

5 (2) The operator is an establishment or proprietor licensed to serve food
6 and alcoholic beverages for consumption on the premises;

7 (3) The organization [reimburses the operator for operating expenses but]
8 receives at least [70%] 60% of the gross proceeds that remain after winning players are
9 paid;

10 (4) The permit is displayed conspicuously with the tip jar or in the
11 establishment for a punchboard;

12 (5) The organization does not have more than 3 permits to operate tip jars
13 or punchboards outside its premises;

14 (6) The operator submits to the county agency monthly reports on the gross
15 proceeds, payouts for winnings, [expenses, and] the amount paid to the organization,
16 AND THE AMOUNT RECEIVED BY THE OPERATOR for each tip jar or punchboard;

17 (7) The tip jars and punchboards are bought from a distributor who:

18 (i) Has an office in the county;

19 (ii) Is licensed by the county agency; and

20 (iii) Keeps records that the Board of County Commissioners requires;
21 and

22 (8) All records about tip jars and punchboards are available for inspection
23 and copying by any law enforcement agency or the county agency.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 October 1, 1996. It shall remain effective for a period of 2 years and, at the end of
26 September 30, 1998, with no further action required by the General Assembly, this Act
27 shall be abrogated and of no further force and effect.