

**HOUSE BILL 1174**  
CONSTITUTIONAL AMENDMENT

Unofficial Copy  
C7  
HB 1103/03 - W&M

2004 Regular Session  
4r1249

---

By: **Delegates McMillan, Brown, and Simmons**  
Introduced and read first time: February 13, 2004  
Assigned to: Ways and Means

---

A BILL ENTITLED

1 AN ACT concerning

2 **Video Lottery Limitation and Casino Prohibition Act of 2004**

3 FOR the purpose of adding a new article to the Maryland Constitution to prohibit the  
4 General Assembly from authorizing on or after a certain date additional or  
5 expanded locations for video lottery gaming or casino-style gaming; specifying  
6 certain forms of prohibited video lottery gaming and casino-style gaming;  
7 exempting certain forms of gaming from this prohibition; and submitting this  
8 amendment to the qualified voters of the State of Maryland for their adoption or  
9 rejection.

10 BY proposing an addition to the Maryland Constitution  
11 New Article XIX - Video Lottery Terminals and Casinos  
12 Section 1

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, (Three-fifths of all the members elected to each of the two Houses  
15 concurring), That it be proposed that the Maryland Constitution read as follows:

16 **ARTICLE XIX - VIDEO LOTTERY TERMINALS AND CASINOS**

17 1.

18 (A) THIS SECTION DOES NOT APPLY TO:

19 (1) LOTTERIES CONDUCTED UNDER TITLE 9, SUBTITLE 1 OF THE STATE  
20 GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND;

21 (2) WAGERING ON HORSE RACING CONDUCTED UNDER TITLE 11 OF THE  
22 BUSINESS REGULATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND; AND

23 (3) GAMING CONDUCTED BY A QUALIFIED ORGANIZATION UNDER TITLE  
24 13 OF THE CRIMINAL LAW ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

25 (B) ON OR AFTER THE EFFECTIVE DATE OF THIS ARTICLE, THE GENERAL  
26 ASSEMBLY MAY NOT AUTHORIZE ANY EXPANDED OR ADDITIONAL LOCATIONS FOR  
27 VIDEO LOTTERY OR CASINO-STYLE GAMING, INCLUDING:

- 1 (1) CARD GAMES;
- 2 (2) DICE GAMES;
- 3 (3) ROULETTE;
- 4 (4) SLOT MACHINE GAMING; OR
- 5 (5) GAMING INVOLVING VIDEO LOTTERY TERMINALS OR ANY OTHER  
6 ELECTRONIC CONTRIVANCES, MACHINES, OR DEVICES THAT, ON INSERTION OF A  
7 COIN, TOKEN, OR SIMILAR OBJECT OR ON PAYMENT OF CONSIDERATION, MAY BE  
8 PLAYED OR OPERATED, THE PLAY OR OPERATION OF WHICH, WHETHER BY SKILL OR  
9 CHANCE, ENTITLES THE PLAYER OR OPERATOR TO RECEIVE:
- 10 (I) TOKENS; OR
- 11 (II) ANYTHING OF VALUE, INCLUDING CASH, PREMIUMS, AND  
12 MERCHANDISE.

13 SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly  
14 determines that the amendment to the Maryland Constitution proposed by this Act  
15 affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the  
16 Maryland Constitution concerning local approval of constitutional amendments do  
17 not apply.

18 SECTION 3. AND BE IT FURTHER ENACTED, That the foregoing section  
19 proposed as an amendment to the Maryland Constitution shall be submitted to the  
20 legal and qualified voters of this State at the next general election to be held in  
21 November, 2004 for their adoption or rejection in pursuance of directions contained in  
22 Article XIV of the Maryland Constitution At that general election, the vote on this  
23 proposed amendment to the Constitution shall be by ballot, and upon each ballot  
24 there shall be printed the words "For the Constitutional Amendment" and "Against  
25 the Constitutional Amendment," as now provided by law. Immediately after the  
26 election, all returns shall be made to the Governor of the vote for and against the  
27 proposed amendment, as directed by Article XIV of the Maryland Constitution, and  
28 further proceedings had in accordance with Article XIV.