
By: **Delegates Impallaria, Cluster, Kohl, and McDonough**

Introduced and read first time: February 8, 2006

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Gaming - Slot Machines - Ownership and Operation by Eligible**
3 **Organizations**

4 FOR the purpose of making provisions that authorize eligible organizations to own or
5 operate slot machines applicable statewide; altering the definition of "eligible
6 organization" to make it applicable to a nonprofit organization that has been
7 located in the State for a certain number of years before the organization applies
8 for a license; and generally relating to slot machine ownership and operation by
9 eligible organizations.

10 BY repealing and reenacting, with amendments,

11 Article - Criminal Law

12 Section 12-304

13 Annotated Code of Maryland

14 (2002 Volume and 2005 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Criminal Law**

18 12-304.

19 (a) In this section, "eligible organization" means a nonprofit organization that:

20 (1) has been located in [a county listed in subsection (b) of this section]
21 THE STATE for at least 5 years before the organization applies for a license under
22 subsection (e) of this section; and

23 (2) is a bona fide:

24 (i) fraternal organization;

25 (ii) religious organization; or

26 (iii) war veterans' organization.

1 (b) [This section applies in:

- 2 (1) Caroline County;
- 3 (2) Cecil County;
- 4 (3) Dorchester County;
- 5 (4) Kent County;
- 6 (5) Queen Anne's County;
- 7 (6) Somerset County;
- 8 (7) Talbot County; and
- 9 (8) Wicomico County.

10 (c)] (1) In this subsection, a console or set of affixed slot machines is not an
11 individual slot machine.

12 (2) Notwithstanding any other provision of this subtitle, an eligible
13 organization may own and operate a slot machine if the eligible organization:

- 14 (i) obtains a license under subsection [(e)] (D) of this section for
15 each slot machine;
- 16 (ii) owns each slot machine that the eligible organization operates;
- 17 (iii) owns not more than five slot machines;
- 18 (iv) locates and operates its slot machines at its principal meeting
19 hall in the county in which the eligible organization is located;
- 20 (v) does not locate or operate its slot machines in a private
21 commercial facility;
- 22 (vi) uses:
 - 23 1. at least one-half of the proceeds from its slot machines for
24 the benefit of a charity; and
 - 25 2. the remainder of the proceeds from its slot machines to
26 further the purposes of the eligible organization;
- 27 (vii) does not use any of the proceeds of the slot machine for the
28 financial benefit of an individual; and
- 29 (viii) reports annually under affidavit to the State Comptroller:
 - 30 1. the income of each slot machine; and

