

HB0003/713321/2

BY: Delegate Simmons

AMENDMENTS TO HOUSE BILL 3
(First Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 4, in line 13, after “Commission;” insert “prohibiting certain persons engaged in, or who are affiliated with certain persons who are engaged in, the operation of video lottery terminals for commercial purposes as authorized under this Act from making contributions to certain persons; providing for certain criminal and civil penalties;”.

On page 5, in line 19, strike “9-1A-36” and substitute “9-1A-37”.

AMENDMENT NO. 2

On page 67, after line 25, insert:

“9-1A-37.

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

(2) “GAMING ACTIVITY” MEANS THE OPERATION OF VIDEO LOTTERY TERMINALS FOR COMMERCIAL PURPOSES AS AUTHORIZED UNDER THIS SUBTITLE.

(3) “KEY EMPLOYEE” MEANS AN INDIVIDUAL WHO, ACTING AS AN AGENT OR EMPLOYEE OF A PERSON OR LICENSEE, SUPERVISES MORE THAN TWO AGENTS OR EMPLOYEES OF THE PERSON OR LICENSEE AUTHORIZED TO ENGAGE IN GAMING ACTIVITY IN THE STATE.

(Over)

(B) THIS SECTION APPLIES TO THE FOLLOWING PERSONS:

(1) AN APPLICANT FOR A LICENSE TO ENGAGE IN GAMING ACTIVITY IN THE STATE;

(2) A PERSON AUTHORIZED TO ENGAGE IN GAMING ACTIVITY IN THE STATE;

(3) A HOLDING COMPANY, INTERMEDIARY COMPANY, OR SUBSIDIARY COMPANY OF:

(I) AN APPLICANT FOR A LICENSE TO ENGAGE IN GAMING ACTIVITY IN THE STATE; OR

(II) A PERSON AUTHORIZED TO ENGAGE IN GAMING ACTIVITY IN THE STATE;

(4) A KEY EMPLOYEE OF, OR A PERSON OR AGENT ON BEHALF OF:

(I) AN APPLICANT FOR A LICENSE TO ENGAGE IN GAMING ACTIVITY IN THE STATE; OR

(II) A PERSON AUTHORIZED TO ENGAGE IN GAMING ACTIVITY IN THE STATE; OR

(5) A PERSON ENTITLED BY CONTRACT TO RECEIVE ANY PROCEEDS FROM THE GAMING ACTIVITY OF AN APPLICANT OR A PERSON AUTHORIZED TO ENGAGE IN GAMING ACTIVITY IN THE STATE.

(C) THIS SECTION DOES NOT APPLY TO GAMING ACTIVITY THAT AN ELIGIBLE ORGANIZATION IS AUTHORIZED TO CONDUCT UNDER THE CRIMINAL LAW ARTICLE.

(D) A PERSON SUBJECT TO THIS SECTION MAY NOT, DIRECTLY OR INDIRECTLY, MAKE A CONTRIBUTION TO:

(1) THE CAMPAIGN FINANCE ENTITY OF A CANDIDATE FOR ANY PUBLIC OFFICE IN THE STATE;

(2) THE CAMPAIGN FINANCE ENTITY OF A POLITICAL PARTY; OR

(3) ANY OTHER CAMPAIGN FINANCE ENTITY ORGANIZED IN SUPPORT OF:

(I) A CANDIDATE FOR ANY PUBLIC OFFICE IN THE STATE;

OR

(II) A POLITICAL PARTY.

(E) A PERSON THAT KNOWINGLY AND WILLFULLY VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF NOT LESS THAN \$10,000 OR MORE THAN \$50,000 OR A TERM OF IMPRISONMENT OF NOT LESS THAN 1 YEAR OR MORE THAN 3 YEARS OR BOTH.

(F) A PERSON DESCRIBED IN SUBSECTION (B)(2), (3), OR (5) OF THIS SECTION THAT KNOWINGLY OR WILLFULLY VIOLATES THE PROVISIONS OF THIS SECTION IS SUBJECT TO THE FOLLOWING CIVIL PENALTIES:

(Over)

(1) FOR A FIRST VIOLATION, A FINE OF NOT LESS THAN AN AVERAGE SINGLE DAY'S GROSS VIDEO LOTTERY TERMINAL REVENUE DERIVED FROM THE OPERATION OF VIDEO LOTTERY TERMINALS AUTHORIZED UNDER THIS SUBTITLE; AND

(2) FOR A SECOND VIOLATION WITHIN 5 YEARS OF THE FIRST VIOLATION:

(I) SUSPENSION BY THE STATE LOTTERY COMMISSION FOR AT LEAST 1 DAY OF THE VIDEO LOTTERY OPERATION LICENSE AUTHORIZED UNDER THIS SUBTITLE; AND

(II) A FINE OF NOT LESS THAN AN AVERAGE 2 DAYS' GROSS VIDEO LOTTERY TERMINAL REVENUE DERIVED FROM THE OPERATION OF VIDEO LOTTERY TERMINALS AUTHORIZED UNDER THIS SUBTITLE.

(G) A PERSON DESCRIBED IN SUBSECTION (B)(4) OF THIS SECTION THAT KNOWINGLY AND WILLFULLY VIOLATES THE PROVISIONS OF THIS SECTION SUBJECT TO A CIVIL FINE OF NOT LESS THAN \$10,000 OR MORE THAN \$50,000.

(H) A PERSON DESCRIBED IN SUBSECTION (B)(1) OF THIS SECTION THAT KNOWINGLY AND WILLFULLY VIOLATES THE PROVISIONS OF THIS SECTION IS SUBJECT TO A CIVIL FINE OF NOT LESS THAN \$50,000 OR MORE THAN \$200,000."