

HB0003/215865/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 3
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “year;” insert “expanding the membership of the Pimlico Community Development Authority in a certain manner;”; strike beginning with “certain” in line 8 down through “compulsive” in line 9 and substitute “a network of clinically appropriate services for problem”; in lines 16 and 18, in each instance, strike “computer” and substitute “monitor and control system”; in line 22, after “Act;” insert “requiring the State Lottery Agency to provide certain assistance to the State Lottery Commission”; and in line 24, after “regulations;” insert “authorizing the State Lottery Commission to adopt certain regulations;”.

On page 2, in line 6, after “funding” insert “and are subject to certain requirements and sanctions”; in lines 7 and 8, in each instance, strike “a”; in line 8, strike “licensee” and substitute “licensees”; in the same line, strike “race” and substitute “races”; in line 28, after “Police” insert “or certain approved vendors”; in the same line, after “manner;” insert “providing that certain information obtained as a result of a certain background check is confidential, may not be disseminated, and may be used only for a certain purpose;”; in line 30, strike “associated equipment, and”; in the same line, strike “computer” and substitute “monitor and control system, and associated equipment and software”; in line 31, after “Act;” insert “requiring the State Lottery Commission to develop a certain process;”; and in line 48, after the first “or” insert “alcoholic”.

On page 3, in line 1, after “and” insert “alcoholic”; in line 3, after “reprimand” insert “or fine”; in line 4, strike the first “or” and substitute a comma; in the same line, after “licenses” insert “, and impose certain penalties”; in line 24, after “reports” insert “, keep certain records,”; in line 29, after “purposes;” insert “requiring certain counties”.

(Over)

to report to the Legislative Policy Committee by a certain date each year on the distribution of certain funds;; in line 33, strike “authorizing” and substitute “requiring the State Lottery Commission to establish”; in line 34, strike “from” and substitute “of”; in lines 34, 35, 36, and 37, in each instance, strike “Compulsive” and substitute “Problem”; strike beginning with “exempting” in line 39 down through “law;” in line 40; in line 44, after “Commission;” insert “requiring the governing body of Allegany County to enter into a certain agreement with a certain person for a certain payment in lieu of the collection of certain taxes;”; and in line 47, after “analysis;” insert “requiring the State Racing Commission to conduct a certain study, make certain recommendations, and submit a certain report to the General Assembly; requiring a ballot issue committee promoting the success or defeat of a certain constitutional amendment to file a certain additional campaign finance report; requiring a corporation that cumulatively spends more than a certain amount on campaign material to promote the success or defeat of a certain constitutional amendment to file certain campaign finance reports and include certain information on campaign material published or distributed by the corporation;”.

On page 4, strike beginning with “that” in line 3 down through “another” in line 4 and substitute “for the construction of certain provisions of this”; in line 4, after “Act;” insert “making certain provisions of this Act subject to a certain contingency;”; in line 14, after “11-511” insert “and 11-1203(a)”; strike in their entirety lines 17 through 21, inclusive; in line 24, strike “19-803 and 19-804” and substitute “19-801 through 19-804 to be under the amended subtitle “Subtitle 8. Problem Gamblers”; and strike in their entirety lines 38 through 41, inclusive.

On page 5, strike in their entirety lines 1 through 17, inclusive, and substitute:

“BY adding to
Article – Tax – Property
Section 7–514
Annotated Code of Maryland
(2007 Replacement Volume)”.

AMENDMENT NO. 2

On page 5, in line 33, after “40” insert “LIVE”; in line 34, after “TO” insert “BE RUN AT”; and in the same line, after “YEAR” insert “UNLESS OTHERWISE AGREED TO BY THE RACING LICENSEE AND THE ORGANIZATION THAT REPRESENTS THE MAJORITY OF LICENSED THOROUGHBRED OWNERS AND TRAINERS IN THE STATE OR UNLESS THE RACING LICENSEE IS PREVENTED BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE RACING LICENSEE’S CONTROL”.

AMENDMENT NO. 3

On page 6, after line 1, insert:

“11-1203.

(a) The Authority consists of THE FOLLOWING 15 MEMBERS:

(1) the Baltimore City Planning Director; [and]

(2) ten members, five of whom shall be business owners, residents, or service providers of the [Park Heights Corridor] AREAS DESCRIBED IN § 9-1A-31(A)(2) OF THE STATE GOVERNMENT ARTICLE, appointed by the Mayor of Baltimore City, after consultation with the members of the Baltimore City Delegation in the General Assembly representing legislative districts 40 and 41;

(3) THE STATE SENATORS REPRESENTING LEGISLATIVE DISTRICTS 40 AND 41; AND

(4) ONE STATE DELEGATE REPRESENTING LEGISLATIVE DISTRICT 40 AND ONE STATE DELEGATE REPRESENTING LEGISLATIVE DISTRICT 41, EACH APPOINTED BY THE SPEAKER OF THE HOUSE.”.

(Over)

On page 8, in line 12, strike “OR”; and in line 15, after “TITLE” insert “; OR”

(IV) BE AN ELECTED OFFICIAL OF STATE OR LOCAL GOVERNMENT”.

AMENDMENT NO. 4

On page 11, in lines 2 and 3, 5, and 7 and 8, in each instance, strike “ASSOCIATED EQUIPMENT, AND CENTRAL COMPUTER” and substitute “CENTRAL MONITOR AND CONTROL SYSTEM, AND ASSOCIATED EQUIPMENT AND SOFTWARE”.

On page 13 in line 31, and on page 14 in lines 2, 4, 17, and 28, in each instance, strike “COMPUTER” and substitute “MONITOR AND CONTROL SYSTEM”.

On page 16, in line 10, after “EQUIPMENT” insert “AND SOFTWARE”.

On page 19, in line 5, strike “ASSOCIATED EQUIPMENT, OR”; in line 6, strike “COMPUTER” and substitute “MONITOR AND CONTROL SYSTEM, OR ASSOCIATED EQUIPMENT AND SOFTWARE”; and in lines 9 and 10 and 14, in each instance, strike “ASSOCIATED EQUIPMENT, OR CENTRAL COMPUTER” and substitute “CENTRAL MONITOR AND CONTROL SYSTEM, OR ASSOCIATED EQUIPMENT AND SOFTWARE”.

On page 34, in line 4, strike “ASSOCIATED EQUIPMENT,”; in the same line, strike “COMPUTER” and substitute “MONITOR AND CONTROL SYSTEM, ASSOCIATED EQUIPMENT OR SOFTWARE”; and in lines 18 and 19 and 20, in each instance, strike “ASSOCIATED EQUIPMENT, AND CENTRAL COMPUTER” and substitute “CENTRAL MONITOR AND CONTROL SYSTEM, AND ASSOCIATED EQUIPMENT AND SOFTWARE”.

On page 38, in lines 9 and 10, strike “**THE ASSOCIATED EQUIPMENT, AND**”; in line 10, strike “**COMPUTER**” and substitute “**MONITOR AND CONTROL SYSTEM, AND THE ASSOCIATED EQUIPMENT AND SOFTWARE**”; in line 17, strike “**ASSOCIATED EQUIPMENT, AND**”; and in line 18, strike “**COMPUTER**” and substitute “**MONITOR AND CONTROL SYSTEM, AND ASSOCIATED EQUIPMENT AND SOFTWARE**”.

AMENDMENT NO. 5

On page 10, in line 20, strike “**COMPUTER**” and substitute “**MONITOR AND CONTROL SYSTEM**”; in the same line, strike “**SITE COMPUTER**” and substitute “**SYSTEM**”; after line 27, insert:

“(I) “CENTRAL REPOSITORY” MEANS THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.”;

and in lines 28, 29, and 31, strike “**(I)**”, “**(J)**”, and “**(K)**”, respectively, and substitute “**(J)**”, “**(K)**”, and “**(L)**”, respectively.

On page 11, in line 10, after “**TERMINALS**” insert “**AND THE CENTRAL MONITOR AND CONTROL SYSTEM**”; in lines 13, 18, 20, and 22, strike “**(L)**”, “**(M)**”, “**(N)**”, and “**(O)**”, respectively, and substitute “**(M)**”, “**(N)**”, “**(O)**”, and “**(P)**”, respectively; in line 25, strike “**COMPUTER SOFTWARE**” and substitute “**MONITOR AND CONTROL**”; and in line 26, after “**EQUIPMENT**” insert “**OR SOFTWARE**”.

On page 12, in lines 1, 4, 6, 18, 21, 24, 26, 29, and 31, strike “**(P)**”, “**(Q)**”, “**(R)**”, “**(S)**”, “**(T)**”, “**(U)**”, “**(V)**”, “**(W)**”, and “**(X)**”, respectively, and substitute “**(Q)**”, “**(R)**”, “**(S)**”, “**(T)**”, “**(U)**”, “**(V)**”, “**(W)**”, “**(X)**”, and “**(Y)**”, respectively; and in line 15, strike “**5%**” and substitute “**A PERCENTAGE ESTABLISHED BY THE COMMISSION BY REGULATION**”.

On page 13, in lines 1 and 3, strike “(Y)” and “(Z)”, respectively, and substitute “(Z)”, and “(AA)”, respectively; in line 27, after “(B)” insert “(1)”; and after line 28, insert:

“(2) THE MARYLAND STATE LOTTERY AGENCY SHALL PROVIDE ASSISTANCE TO THE COMMISSION IN THE PERFORMANCE OF THE COMMISSION’S DUTIES UNDER THIS SUBTITLE.”.

AMENDMENT NO. 6

On page 14, in line 13, strike “AND”; in line 16, after “JACKPOTS” insert “;**AND**”

(V) PROVIDING ANY OTHER FUNCTION THAT THE COMMISSION CONSIDERS NECESSARY”;

in line 23, after the second “TO” insert “,**OR OBTAIN INFORMATION FROM,**”; in lines 23 and 26, in each instance, strike “COMPUTER” and substitute “**MONITOR AND CONTROL**”; strike beginning with “OR” in line 23 down through “SYSTEM” in line 24; in line 28, strike “INFORMATION FROM”; in line 29, strike “OPERATE A PLAYER TRACKING SYSTEM OR”; and in the same line, strike “OTHER”.

AMENDMENT NO. 7

On page 20, in line 2, strike “4,250” and substitute “**4,750**”.

AMENDMENT NO. 8

On page 23, in line 7, strike the second “AND”; and in line 9, after “LICENSEE” insert “;**AND**”

(V) THAT:

1. THE APPLICANT OR LICENSEE HAS ENTERED INTO A LABOR PEACE AGREEMENT WITH EACH LABOR ORGANIZATION THAT IS ACTIVELY ENGAGED IN REPRESENTING OR ATTEMPTING TO REPRESENT VIDEO LOTTERY AND HOSPITALITY INDUSTRY WORKERS IN THE STATE;

2. THE LABOR PEACE AGREEMENT IS VALID AND ENFORCEABLE UNDER 29 U.S.C. § 185;

3. THE LABOR PEACE AGREEMENT PROTECTS THE STATE'S REVENUES BY PROHIBITING THE LABOR ORGANIZATION AND ITS MEMBERS FROM ENGAGING IN PICKETING, WORK STOPPAGES, BOYCOTTS, AND ANY OTHER ECONOMIC INTERFERENCE WITH THE OPERATION OF THE VIDEO LOTTERY FACILITY WITHIN THE FIRST 5 YEARS OF THE EFFECTIVE DATE OF THE VIDEO LOTTERY OPERATION LICENSE; AND

4. THE LABOR PEACE AGREEMENT APPLIES TO ALL OPERATIONS AT THE VIDEO LOTTERY FACILITY THAT ARE CONDUCTED BY A LESSEE OR TENANT OR UNDER A MANAGEMENT AGREEMENT".

AMENDMENT NO. 9

On page 23, in line 14, after "POLICE" insert "**OR AN APPROVED VENDOR UNDER § 9-1A-20 OF THIS SUBTITLE**"; and strike beginning with "UNDER" in line 14 down through "SUBTITLE" in line 15.

On page 37, after line 1, insert:

"(A) IN THIS SECTION, "APPROVED VENDOR" MEANS A PERSON THAT:

(1) SPECIALIZES IN CONDUCTING BACKGROUND INVESTIGATIONS;

(Over)

(2) HAS EXPERIENCE IN THE GAMING INDUSTRY; AND

(3) OBTAINS THE APPROVAL OF THE COMMISSION TO CONDUCT BACKGROUND INVESTIGATIONS UNDER THIS SECTION.”;

in lines 2, 7, and 12, strike “(A)”, “(B)”, and “(C)”, respectively, and substitute “(B)”, “(C)”, and “(D)”, respectively; and in lines 2, 8, 12, and 16, in each instance, after “POLICE” insert “OR AN APPROVED VENDOR”.

On page 38, in line 5, strike “(D)” and substitute “(E)”; and in line 6, after “POLICE” insert “OR AN APPROVED VENDOR”.

AMENDMENT NO. 10

On page 27, strike beginning with “MAINTAIN” in line 26 down through “LICENSEE” in line 30 and substitute:

“(I) FOR LAUREL PARK AND PIMLICO RACE COURSE, CONDUCT A MINIMUM OF 220 ANNUAL LIVE RACING DAYS COMBINED BETWEEN LAUREL PARK OR PIMLICO RACE COURSE UNLESS OTHERWISE AGREED TO BY THE RACING LICENSEE AND THE ORGANIZATION THAT REPRESENTS THE MAJORITY OF LICENSED THOROUGHBRED OWNERS AND TRAINERS IN THE STATE OR UNLESS THE RACING LICENSEE IS PREVENTED BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE RACING LICENSEE’S CONTROL;

“(II) FOR ROSECROFT RACEWAY, CONDUCT A MINIMUM OF 90 ANNUAL LIVE RACING DAYS UNLESS OTHERWISE AGREED TO BY THE RACING LICENSEE AND THE ORGANIZATION THAT REPRESENTS THE MAJORITY OF LICENSED STANDARDBRED OWNERS AND TRAINERS IN THE STATE OR UNLESS

THE RACING LICENSEE IS PREVENTED BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE RACING LICENSEE'S CONTROL; AND

(III) FOR OCEAN DOWNS RACETRACK, CONDUCT A MINIMUM OF 40 ANNUAL LIVE RACING DAYS UNLESS OTHERWISE AGREED TO BY THE RACING LICENSEE AND THE ORGANIZATION THAT REPRESENTS THE MAJORITY OF LICENSED STANDARD BRED OWNERS AND TRAINERS IN THE STATE OR UNLESS THE RACING LICENSEE IS PREVENTED BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE RACING LICENSEE'S CONTROL".

AMENDMENT NO. 11

On page 27, in lines 24 and 25, strike “§§ 9-1A-28 AND 9-1A-29” and substitute “§ 9-1A-29”; and in line 32, strike “AND LAUREL PARK”.

AMENDMENT NO. 12

On page 29, in line 2, strike “9-1A-28(E)(2)” and substitute “9-1A-29(E)(2)”.

AMENDMENT NO. 13

On page 29, after line 19, insert:

“(E) (1) IF A VIDEO LOTTERY OPERATION LICENSE HAS BEEN ISSUED FOR A RACETRACK LOCATION AT LAUREL PARK, THE VIDEO LOTTERY OPERATION LICENSE FOR THE LOCATION SHALL BE REVOKED IF THE NAME, COMMON LAW AND STATUTORY COPYRIGHTS, SERVICE MARKS, TRADEMARKS, TRADE NAMES, OR HORSE RACING EVENTS THAT ARE ASSOCIATED WITH THE PREAKNESS STAKES RACE OR THE WOODLAWN VASE ARE TRANSFERRED TO A LOCATION OUTSIDE THE STATE.

(2) AS AN ADDITIONAL CONDITION OF A VIDEO LOTTERY OPERATION LICENSE, IF A RACETRACK LICENSEE HOLDS A VIDEO LOTTERY

OPERATION LICENSE FOR LAUREL PARK, THE LICENSEE SHALL BE REQUIRED TO:

(I) PROMOTE AND CONDUCT THE PREAKNESS STAKES RACE AT THE PIMLICO RACE COURSE EACH YEAR; OR

(II) IF THE PIMLICO RACE COURSE NO LONGER EXISTS, THE PREAKNESS STAKES RACE IS PREVENTED FROM BEING CONDUCTED AT THE PIMLICO RACE COURSE, OR THE STATE RACING COMMISSION, UNDER § 11-513 OF THE BUSINESS REGULATION ARTICLE, DEEMS AN EMERGENCY EXISTS, PROMOTE AND CONDUCT THE PREAKNESS STAKES RACE EACH YEAR AT ANOTHER TRACK LOCATED IN THE STATE THAT IS APPROVED BY THE STATE RACING COMMISSION.

(3) IF A RACETRACK LICENSEE HAS BEEN ISSUED A VIDEO LOTTERY OPERATION LICENSE FOR A RACETRACK LOCATION AT LAUREL PARK, THE LICENSEE SHALL PERMIT THE EVENT KNOWN AS THE MARYLAND MILLION TO BE RUN ANNUALLY AT LAUREL PARK UNLESS:

(I) THE LICENSEE IS PREVENTED FROM DOING SO BY WEATHER, ACTS OF GOD, OR OTHER CIRCUMSTANCES BEYOND THE CONTROL OF THE LICENSEE; OR

(II) THE LICENSEE AND THE MARYLAND MILLION LLC AGREE TO ANOTHER LOCATION THAT IS APPROVED BY THE STATE RACING COMMISSION.”.

AMENDMENT NO. 14

On page 30, after line 9, insert:

“(6) A LICENSEE SHALL:

(I) PROVIDE RETIREMENT BENEFITS FOR ITS EMPLOYEES;

AND

(II) IF THE LICENSEE IS A RACETRACK LICENSEE, PROVIDE RETIREMENT BENEFITS TO ITS VIDEO LOTTERY OPERATION EMPLOYEES THAT ARE EQUIVALENT TO THE LEVEL OF BENEFITS PROVIDED TO THE RACETRACK EMPLOYEES WHO ARE ELIGIBLE UNDER THE MARYLAND RACETRACK EMPLOYEES PENSION FUND.”;

and in line 10, strike “(6)” and substitute “(7)”.

AMENDMENT NO. 15

On page 30, in line 27, strike “SHALL” and substitute “MAY”.

AMENDMENT NO. 16

On page 31, in line 6, after “TERMINALS” insert “IN A PERMANENT FACILITY”; in line 28, strike “FULLY”; and in line 29, strike “2 YEARS” and substitute “30 MONTHS”.

AMENDMENT NO. 17

On page 37, strike beginning with “OF” in line 3 down through “APPLICANT” in line 4; in line 4, strike “MANNER;” and substitute “MANNER OF:

(I) A VIDEO LOTTERY TERMINAL OPERATION LICENSEE;

(II) A VIDEO LOTTERY OPERATOR; AND

(Over)

(III) ANY OTHER APPLICANT THE COMMISSION CONSIDERS NECESSARY;;

in line 14, strike “EACH” and substitute “THE”; in the same line, after “APPLICANT” insert “IF REQUIRED BY THE COMMISSION”; in line 24, strike “AND”; in line 27, after “CHECK” insert “; AND”

(IV) THE MANDATORY PROCESSING FEE REQUIRED BY INTERPOL FOR AN INTERNATIONAL CRIMINAL HISTORY RECORDS CHECK;

in line 30, strike “DEPARTMENT OF STATE POLICE” and substitute “COMMISSION”; and after line 31, insert:

“(4) INFORMATION OBTAINED FROM THE CENTRAL REPOSITORY UNDER THIS SECTION:

(I) SHALL BE CONFIDENTIAL;

(II) MAY NOT BE REDISSEMINATED; AND

(III) MAY BE USED ONLY IN CONNECTION WITH THE ISSUANCE OF A LICENSE REQUIRED UNDER THIS SUBTITLE.”

AMENDMENT NO. 18

On page 38, in line 1, strike “(4)” and substitute “(5)”; strike beginning with “AN” in line 5 down through “APPLICANT” in line 6 and substitute “EACH PERSON SPECIFIED IN SUBSECTION (B)(1) OF THIS SECTION”; after line 7, insert:

“(F) THE COMMISSION SHALL ADOPT REGULATIONS SPECIFYING THE FACTORS USED TO DETERMINE WHETHER AN APPLICANT FOR A LICENSE MUST SUBMIT TO AN INTERNATIONAL CRIMINAL HISTORY RECORDS CHECK.”;

in line 19, after “(C)” insert “**(1)**”; in the same line, strike “DEVELOP” and substitute “**ADOPT**”; strike beginning with “IN” in line 21 down through “TERMINALS” in line 24; and after line 24, insert:

“(2) THE COMMISSION MAY ADOPT REGULATIONS TO PROVIDE INCENTIVES TO LICENSED MANUFACTURERS BASED ON THE PERFORMANCE OF THE MANUFACTURERS’ VIDEO LOTTERY TERMINALS.”

(D) THE COMMISSION SHALL ESTABLISH A PROCESS ENABLING A LICENSEE AND THE COMMISSION TO SELECT VIDEO LOTTERY TERMINALS FROM A LIST APPROVED BY THE COMMISSION, SUBJECT TO AVAILABLE FUNDS, FOR USE IN THE LICENSEE’S VIDEO LOTTERY FACILITY.”

AMENDMENT NO. 19

On page 38, in line 28, strike “**90%**” and substitute “**87%**”; and in line 31, strike “**TERMINALS**” and substitute “**OPERATION LICENSEES**”.

AMENDMENT NO. 20

On page 39, in line 19, after “**OR**” insert “**ALCOHOLIC**”; in the same line, strike “**, INCLUDING ALCOHOLIC BEVERAGES,**”; in line 21, after “**OR**” insert “**ALCOHOLIC**”; in lines 21 and 22, strike “**, INCLUDING ALCOHOLIC BEVERAGES,**”; and in line 25, after “**AND**” insert “**ALCOHOLIC**”.

AMENDMENT NO. 21

On page 40, strike in their entirety lines 26 through 28, inclusive.

AMENDMENT NO. 22

On page 43, in line 11, strike “5%” and substitute “2%”; in line 15, strike “30%” and substitute “33%”; in line 18, strike “6%” and substitute “7%”; in line 25, strike “1%” and substitute “1.5%”; in line 29, after “(B)” insert “(1)”; and after line 33, insert:

“(2) THE COSTS OF THE COMMISSION SHALL BE AS PROVIDED IN THE STATE BUDGET.”

AMENDMENT NO. 23

On page 43, in line 21, strike “7” and substitute “8”.

AMENDMENT NO. 24

On page 45, in line 4, after “COUNTY” insert “, ALLOCATED BASED ON THE NUMBER OF LIVE RACING DAYS AT EACH TRACK LOCATION”.

AMENDMENT NO. 25

On page 44, in line 20, after “ALLOCATE” insert “FUNDS IN THE ACCOUNT”.

On page 45, strike in their entirety lines 14 through 18, inclusive.

AMENDMENT NO. 26

On page 48, in line 14, after “(A)” insert “(1)”; in line 16, strike “(1)” and substitute “(1)”; in line 18, strike the period and substitute “; AND”; strike in their entirety lines 19 through 28, inclusive, and substitute:

“(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, FOR THE FIRST 15 YEARS OF OPERATIONS AT A VIDEO LOTTERY FACILITY, 18% TO BALTIMORE CITY WITH THE PIMLICO COMMUNITY DEVELOPMENT AUTHORITY ACTING AS THE LOCAL DEVELOPMENT COUNCIL IN ACCORDANCE WITH SUBSECTION (D) OF THIS SECTION, TO BE DISTRIBUTED

PRIMARILY FOR CAPITAL PROJECTS BENEFITING ECONOMIC AND COMMUNITY DEVELOPMENT IN THE FOLLOWING MANNER:

1. AT LEAST 75% IN A MANNER THAT IS CONSISTENT WITH THE PARK HEIGHTS MASTER PLAN; AND

2. THE REMAINDER DEDICATED TO THE NEEDS OF:

A. ANY CENSUS BLOCKGROUP THAT BALTIMORE CITY IDENTIFIES AS BEING LOCATED PARTLY OR ENTIRELY WITHIN 1 MILE OF PIMLICO RACE COURSE BUT NOT WITHIN THE BOUNDARIES OF THE PARK HEIGHTS MASTER PLAN; AND

B. ANY NEIGHBORHOOD INCLUDED IN THE NORTHWEST COMMUNITY PLANNING FORUM STRATEGIC NEIGHBORHOOD ACTION PLAN.

(2) OF THE AMOUNT SPECIFIED UNDER PARAGRAPH (I)(II) OF THIS SUBSECTION, \$1,000,000 SHALL BE PROVIDED ANNUALLY TO PRINCE GEORGE'S COUNTY TO BE USED FOR CAPITAL PROJECTS IN THE COMMUNITY WITHIN 10 MILES SURROUNDING ROSECROFT RACEWAY.

(3) BALTIMORE CITY AND PRINCE GEORGE'S COUNTY SHALL REPORT TO THE LEGISLATIVE POLICY COMMITTEE BY DECEMBER 31ST OF EACH YEAR AS TO THE DISTRIBUTION OF THE FUNDS PROVIDED UNDER THIS SECTION.”;

and in line 29, after “(A)(1)” insert “(I)”.

AMENDMENT NO. 27

(Over)

On page 49, in line 26, strike “(I)”; and in line 28, strike “AND THE MAYOR OF THE CITY OF LAUREL” and substitute “, THE COUNTY EXECUTIVE OF PRINCE GEORGE’S COUNTY, AND THE COUNTY EXECUTIVE OF HOWARD COUNTY”.

AMENDMENT NO. 28

On page 51, in line 20, strike “TERMINAL” and substitute “POSITION”; in line 21, after “YEAR” insert “, BASED ON THE MAXIMUM NUMBER OF TERMINAL POSITIONS IN USE DURING THE YEAR”; and in line 22, strike “PARAGRAPH” and substitute “ITEM”.

AMENDMENT NO. 29

On page 53, strike beginning with the colon in line 17 down through “STATE” in line 23 and substitute “SIGNIFICANT FINANCIAL OR INVESTMENT EXPERIENCE, UNDER CRITERIA DEVELOPED BY THE BOARD OF PUBLIC WORKS”.

AMENDMENT NO. 30

On page 54, in line 12, strike “SIX” and substitute “THREE”; in line 13, strike “AND”; after line 13, insert:

“(II) TWO OF THE MEMBERS SHALL BE APPOINTED BY THE PRESIDENT OF THE SENATE BUT MAY NOT BE MEMBERS OF THE SENATE OF MARYLAND; AND

(III) TWO OF THE MEMBERS SHALL BE APPOINTED BY THE SPEAKER OF THE HOUSE OF DELEGATES BUT MAY NOT BE MEMBERS OF THE HOUSE.”;

strike in their entirety lines 14 and 15; in lines 16, 20, and 23, in each instance, after “THE” insert “VIDEO LOTTERY FACILITY LOCATION”; in line 16, strike “COMMISSION” and substitute “COMMISSION”; in line 19, strike “THE APPOINTEE

OF THE STATE TREASURER” and substitute “ONE OF THE MEMBERS APPOINTED BY THE GOVERNOR”; in line 20, strike the semicolon and substitute a period; in line 22, strike the first comma and substitute “AND”; in the same line, strike “AND THE STATE”; and in line 23, strike “TREASURER,”.

On page 55, in line 21, strike “AND”; and in line 26, after “ACTIVITY” insert “;
AND

(10) MAY NOT BE AN ELECTED OFFICIAL OF STATE OR LOCAL GOVERNMENT”.

AMENDMENT NO. 31

On page 56, in line 15, after “THROUGH” insert “A COMPETITIVE BIDDING PROCESS CONSISTENT WITH THE PROCESS FOR”; and in the same line, strike “BIDS” and substitute “PROPOSALS”.

AMENDMENT NO. 32

On page 56, in line 20, after “(H)” insert “(1)”; and in lines 24, 26, 28, and 31, strike, “(1)”, “(2)”, “(3)”, and “(4)”, respectively, and substitute “(I)”, “(II)”, “(III)”, and “(IV)”, respectively; strike beginning with “WITH” in line 24 down through “TERMINALS” in line 25; strike beginning with “WITH” in line 26 down through “TERMINALS” in line 27; strike beginning with “WITH” in line 28 down through “TERMINALS” in line 29; in lines 29 and 30, strike “LODGE AND GOLF RESORT” and substitute “STATE PARK”; in line 30, after “COUNTY” insert “THAT SHALL BE IN A BUILDING THAT IS PHYSICALLY SEPARATE FROM THE ROCKY GAP LODGE AND GOLF RESORT”; and strike beginning with “WITH” in line 31 down through “TERMINALS” in line 32.

On page 57, in line 1, strike “(5)” and substitute “(V)”; strike beginning with “WITH” in line 1 down through “TERMINALS” in line 2; line 2, strike the comma and substitute “THAT IS:”

1. LOCATED:

A. IN A NONRESIDENTIAL AREA;

B. WITHIN ONE-HALF MILE OF INTERSTATE 95;

C. WITHIN ONE-HALF MILE OF MD ROUTE 295; AND

D. ON PROPERTY THAT IS OWNED BY BALTIMORE CITY ON THE DATE ON WHICH THE APPLICATION FOR A VIDEO LOTTERY OPERATION LICENSE IS SUBMITTED; AND

2. NOT ADJACENT TO OR WITHIN ONE-QUARTER MILE OF PROPERTY THAT IS:

A. ZONED FOR RESIDENTIAL USE; AND

B. USED FOR A RESIDENTIAL DWELLING ON THE DATE THE APPLICATION FOR A VIDEO LOTTERY OPERATION LICENSE IS SUBMITTED”;

strike beginning with the second “IN” in line 2 down through “PROPERTY” in line 4; after line 4, insert:

“(2) NOTHING IN PARAGRAPH (1)(V)1D OF THIS SUBSECTION MAY BE CONSTRUED TO PREEMPT THE EXCLUSIVE AUTHORITY OF THE VIDEO

LOTTERY FACILITY LOCATION COMMISSION TO AWARD VIDEO LOTTERY OPERATION LICENSES IN ACCORDANCE WITH THIS SUBTITLE.”;

strike in their entirety lines 5 through 8, inclusive, and substitute:

“(I) (1) EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, THE VIDEO LOTTERY FACILITY LOCATION COMMISSION MAY NOT ALLOCATE MORE THAN THE FOLLOWING NUMBER OF VIDEO LOTTERY TERMINALS FOR:

(I) A LOCATION IN ANNE ARUNDEL COUNTY – 4,750 VIDEO LOTTERY TERMINALS;

(II) A LOCATION IN BALTIMORE CITY – 3,750 VIDEO LOTTERY TERMINALS;

(III) A LOCATION IN CECIL COUNTY – 2,500 VIDEO LOTTERY TERMINALS;

(IV) A LOCATION IN ROCKY GAP STATE PARK (ALLEGANY COUNTY) – 1,500 VIDEO LOTTERY TERMINALS; AND

(V) A LOCATION IN WORCESTER COUNTY – 2,500 VIDEO LOTTERY TERMINALS.

(2) THE VIDEO LOTTERY FACILITY LOCATION COMMISSION MAY ALLOCATE VIDEO LOTTERY TERMINALS IN A MANNER THAT IS DIFFERENT FROM THE ALLOCATION PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION ON A DETERMINATION THAT THE MARKET FACTORS AND OTHER FACTORS EVALUATED UNDER SUBSECTION (K) OF THIS SECTION WARRANT THE DIFFERENT ALLOCATION, PROVIDED THAT NO ONE LOCATION MAY BE ALLOCATED MORE THAN 4,750 VIDEO LOTTERY TERMINALS.”;

in line 9, strike “(2)” and substitute “(3) (I)”; in line 17, strike “(3)” and substitute “(II)”.

(Over)

AMENDMENT NO. 34

On page 57, in line 25, strike “\$10,000,000” and substitute “\$3,000,000 FOR EACH 500 VIDEO LOTTERY TERMINALS INCLUDED IN THE BID”; and in line 30, strike “\$15,000,000” and substitute “\$25,000,000”.

AMENDMENT NO. 35

On page 58, in line 16, strike “AND”; in line 19, after “ARTICLE” insert “;AND

(VIII) THE EXTENT TO WHICH THE PROPOSED LOCATION WILL PRESERVE EXISTING MARYLAND JOBS AND THE NUMBER OF NET NEW JOBS TO BE CREATED”;

strike in their entirety lines 23 through 25, inclusive; and in lines 26 and 28, strike “(II)” and “(III)”, respectively, and substitute “(I)” and “(II)”, respectively.

AMENDMENT NO. 36

On pages 60 and 61, strike in their entirety the lines beginning with line 23 on page 60 through line 7 on page 61, inclusive, and substitute:

“Article – Tax – Property

7-514.

(A) THE GOVERNING BODY OF ALLEGANY COUNTY SHALL ENTER INTO AN AGREEMENT WITH AN OWNER OR OPERATOR OF A VIDEO LOTTERY FACILITY THAT LOCATES IN ALLEGANY COUNTY FOR A NEGOTIATED PAYMENT IN LIEU OF TAXES ON THE VIDEO LOTTERY FACILITY.

(B) AN AGREEMENT FOR A NEGOTIATED PAYMENT IN LIEU OF TAXES UNDER THIS SECTION SHALL PROVIDE THAT, FOR THE TERM SPECIFIED IN THE AGREEMENT:

(1) A SPECIFIED AMOUNT SHALL BE PAID TO ALLEGANY COUNTY IN LIEU OF THE PAYMENT OF ALLEGANY COUNTY PROPERTY TAX; AND

(2) ALL OR A SPECIFIED PART OF THE REAL AND PERSONAL PROPERTY AT THE VIDEO LOTTERY FACILITY SHALL BE EXEMPT FROM ALLEGANY COUNTY PROPERTY TAX FOR THE TERM OF THE AGREEMENT.”

On page 61, strike in their entirety lines 8 through 21, inclusive; in lines 22 and 28, strike “4.” and “5.”, respectively, and substitute “2.” and “3.”, respectively; and in line 33, strike “4” and substitute “2”.

On page 62, in lines 1, 17, and 24, strike “6.”, “7.”, and “8.”, respectively, and substitute “4.”, “5.”, and “6.”, respectively.

On page 63, strike in their entirety lines 9 through 13, inclusive; and in line 19, strike “Sections 9 and 10” and substitute “Sections 11 and 12”.

AMENDMENT NO. 37

On page 63, after line 8, insert:

“SECTION 7. AND BE IT FURTHER ENACTED, That the State Racing Commission shall study the current levels of benefits provided to employees of the State’s thoroughbred and standardbred racetracks. The State Racing Commission shall make recommendations to ensure that the benefits to and funding for racetrack employees are adequate. On or before January 1, 2009, the State Racing Commission shall submit a report to the General Assembly, in accordance with § 2-1246 of the

(Over)

State Government Article, and make recommendations on statutory changes, if needed.

SECTION 8. AND BE IT FURTHER ENACTED, That:

(a) If a video lottery operation license is awarded to Laurel Park in Anne Arundel County, the local impact grant provided under § 9-1A-27(a)(3) of the State Government Article, as enacted by Section 1 of this Act, shall be distributed in the following manner:

- (1) 70% to Anne Arundel County;
- (2) 13% to Howard County;
- (3) 5% to Prince George's County; and
- (4) subject to subsection (b) of this section, 12% to the City of Laurel.

(b) Proceeds distributed under subsection (a)(4) of this section shall be distributed directly to the Mayor and City Council of the City of Laurel.

SECTION 9. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, not less than 95% of the revenues received by Baltimore City through a partnership with a video lottery operation licensee, excluding any local impact grants received under §9-1A-27(a)(3) of the State Government Article, as enacted by Section 1 of this Act, shall be used to reduce real property taxes in Baltimore City and for public school construction and rehabilitation of Baltimore City public schools.

SECTION 10. AND BE IT FURTHER ENACTED, That:

(a) (1) In this section the following words have the meanings indicated.

(2) “Ballot issue committee” has the meaning stated in § 1-101(f) of the Election Law Article.

(3) “Campaign finance report” has the meaning stated in § 1-101(i) of the Election Law Article.

(4) “Campaign material” has the meaning stated in § 1-101(k) of the Election Law Article.

(b) A ballot issue committee that is formed to promote the success or defeat of the constitutional amendment proposed by Chapter ____ (S.B. 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007 shall file, in addition to the campaign finance reports required under § 13-309 of the Election Law Article, a campaign finance report on or before the fourth Friday immediately preceding the 2008 general election.

(c) A corporation that cumulatively spends more than \$10,000 on campaign material to promote the success or defeat of the constitutional amendment proposed by Chapter ____ (S.B. 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007 shall:

(1) file a campaign finance report on the same dates as required for a ballot issue committee under § 13-309 of the Election Law Article and this Act; and

(2) include the information required under § 13-401 of the Election Law Article on all campaign material published or distributed by the corporation to promote the success or defeat of the constitutional amendment proposed by Chapter ____ (S.B. 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007.

SECTION 11. AND BE IT FURTHER ENACTED, That Section 10 of this Act shall take effect January 1, 2008, contingent on the passage of Chapter _____ (S.B. 4/H.B. 4) of the Acts of the General Assembly of the Special Session of 2007.”;

and in lines 14 and 18, strike “10.” and “11.”, respectively, and substitute “12.” and “13.”, respectively.

AMENDMENT NO. 38

On page 63, in line 15, after “S.B.” insert “4”; in the same line, after “H.B.” insert “4”; and in the same line, strike “(8lr 0261)”.

AMENDMENT NO. 39

On page 6, after line 2, insert:

“Subtitle 8. [Compulsive] **PROBLEM** Gamblers”;

in lines 4, 13, and 15, in each instance, strike “compulsive” and substitute “**PROBLEM**”; in line 11, strike “Compulsive” and substitute “**PROBLEM**”; strike beginning with “**REGIONAL**” in line 17 down through “gamblers” in line 18; and in line 19 before the period insert “**A NETWORK OF CLINICALLY APPROPRIATE SERVICES TO PROBLEM GAMBLERS THROUGHOUT THE STATE**”.

On pages 6 and 7, strike beginning with “**REGIONAL**” in line 24 on page 6 down through the semicolon in line 2 on page 7 and substitute “**NETWORK OF CLINICALLY APPROPRIATE SERVICES FOR PROBLEM GAMBLERS WHO RESIDE IN THE STATE TO PROVIDE THE FOLLOWING:**”

- (I) **INPATIENT AND RESIDENTIAL SERVICES;**
- (II) **OUTPATIENT SERVICES;**
- (III) **INTENSIVE OUTPATIENT SERVICES;**

(IV) CONTINUING CARE SERVICES;

and in lines 3, 4, and 5, strike “(vi)”, “(vii)”, and “(VIII)”, respectively, and substitute “(V)”, “(VI)”, and “(VII)”, respectively.

On page 51, in lines 23, 25, and 27, in each instance, strike “**COMPULSIVE**” and substitute “**PROBLEM**”.

On page 52, in lines 1, 5, 14, and 17, in each instance, strike “**COMPULSIVE**” and substitute “**PROBLEM**”; and in line 10, after “**GAMBLING**” insert “**TREATMENT AND**”.