

# HOUSE BILL 48

C7

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By: **Delegates Impallaria, Boteler, Dwyer, McDonough, and Shewell**

Introduced and read first time: October 29, 2007

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **State Lottery and Video Terminals - Credit Cards - Prohibited**

3 FOR the purpose of prohibiting a person or governmental unit from accepting payment  
4 by credit card for a State lottery ticket or share; specifying that, if legislation is  
5 enacted providing for the operation and licensing of video lottery facilities, the  
6 State entity designated to license and regulate the operation of video lottery  
7 facilities shall prohibit an operator of a video lottery facility from accepting a  
8 payment by credit card for any purpose from a player of a video lottery  
9 terminal; defining certain terms; and generally relating to the State lottery and  
10 the operation of video lottery terminals.

11 BY repealing and reenacting, with amendments,  
12 Article – State Government  
13 Section 9–124(b)  
14 Annotated Code of Maryland  
15 (2004 Replacement Volume and 2007 Supplement)

16 BY adding to  
17 Article – State Government  
18 Section 9–1A–01 to be under the new subtitle “Subtitle 1A. Video Lottery  
19 Terminals”  
20 Annotated Code of Maryland  
21 (2004 Replacement Volume and 2007 Supplement)

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

24 **Article – State Government**

25 9–124.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) Except as otherwise provided in this section, a person or governmental  
2 unit may not:

3 (1) unless a licensed agent or employee of a licensed agent, sell a State  
4 lottery ticket or share;

5 (2) sell a State lottery ticket or share at any price other than the price  
6 that the regulations of the Agency set;

7 (3) sell a State lottery ticket or share to a minor;

8 (4) knowingly present a counterfeit or altered State lottery ticket or  
9 share for payment; [or]

10 (5) knowingly transfer a counterfeit or altered State lottery ticket or  
11 share to another person to present for payment; **OR**

12 **(6) ACCEPT PAYMENT BY CREDIT CARD FOR A STATE LOTTERY**  
13 **TICKET OR SHARE.**

14 **SUBTITLE 1A. VIDEO LOTTERY TERMINALS.**

15 **9-1A-01.**

16 **(A) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
17 **INDICATED.**

18 **(B) "VIDEO LOTTERY FACILITY" MEANS A FACILITY WHERE PLAYERS**  
19 **PLAY VIDEO LOTTERY TERMINALS UNDER THIS SUBTITLE.**

20 **(C) (1) "VIDEO LOTTERY TERMINAL" MEANS A MACHINE OR OTHER**  
21 **DEVICE THAT, ON INSERTION OF A BILL, COIN, TOKEN, VOUCHER, TICKET,**  
22 **COUPON, OR SIMILAR ITEM, OR ON PAYMENT OF ANY CONSIDERATION:**

23 **(I) IS AVAILABLE TO PLAY OR SIMULATE THE PLAY OF A**  
24 **GAME OF CHANCE IN WHICH THE RESULTS, INCLUDING THE OPTIONS**  
25 **AVAILABLE TO THE PLAYER, ARE RANDOMLY AND IMMEDIATELY DETERMINED**  
26 **BY THE MACHINE OR OTHER DEVICE; AND**

27 **(II) BY THE ELEMENT OF CHANCE, MAY DELIVER OR**  
28 **ENTITLE THE PLAYER WHO OPERATES THE MACHINE OR DEVICE TO RECEIVE**  
29 **CASH, PREMIUMS, MERCHANDISE, TOKENS, OR ANYTHING OF VALUE, WHETHER**  
30 **THE PAYOUT IS MADE AUTOMATICALLY FROM THE DEVICE OR IN ANY OTHER**  
31 **MANNER.**

1           **(2) “VIDEO LOTTERY TERMINAL” INCLUDES:**

2                   **(I) A MACHINE OR DEVICE THAT DOES NOT DIRECTLY**  
3 **DISPENSE MONEY, TOKENS, OR ANYTHING OF VALUE TO WINNING PLAYERS; AND**

4                   **(II) A MACHINE OR DEVICE DESCRIBED UNDER PARAGRAPH**  
5 **(1) OF THIS SUBSECTION THAT USES AN ELECTRONIC CREDIT SYSTEM MAKING**  
6 **THE DEPOSIT OF BILLS, COINS, OR TOKENS UNNECESSARY.**

7           **(3) “VIDEO LOTTERY TERMINAL” DOES NOT INCLUDE AN**  
8 **AUTHORIZED SLOT MACHINE OPERATED BY AN ELIGIBLE ORGANIZATION UNDER**  
9 **TITLE 12, SUBTITLE 3 OF THE CRIMINAL LAW ARTICLE.**

10           **(D) IF LEGISLATION IS ENACTED PROVIDING FOR THE OPERATION AND**  
11 **LICENSING OF VIDEO LOTTERY FACILITIES, THE STATE ENTITY DESIGNATED TO**  
12 **LICENSE AND REGULATE THE OPERATION OF VIDEO LOTTERY FACILITIES**  
13 **SHALL PROHIBIT AN OPERATOR OF A VIDEO LOTTERY FACILITY FROM**  
14 **ACCEPTING A PAYMENT BY CREDIT CARD FOR ANY PURPOSE FROM A PLAYER**  
15 **OF A VIDEO LOTTERY TERMINAL.**

16           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2008.