

SENATE BILL 411

C7

8lr1890

By: **Senator Edwards**

Introduced and read first time: January 31, 2008

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 21, 2008

CHAPTER _____

1 AN ACT concerning

2 **Allegany County – Investment for Video Lottery Construction –**
3 **~~Reimbursement for Local Impact Grants – Rocky Gap Construction Costs~~**

4 FOR the purpose of ~~requiring that, to the extent that money remains after payment of~~
5 ~~certain costs for video lottery terminals on a location on State property~~
6 ~~associated with Rocky Gap State Park, Allegany County be reimbursed up to a~~
7 ~~certain amount for its contribution toward constructing certain improvements~~
8 ~~in Rocky Gap State Park; providing that money reimbursed to the county be~~
9 ~~considered part of the direct investment in construction and related costs~~
10 ~~required of an applicant for a video lottery operation license; authorizing local~~
11 impact grants from proceeds of certain video lottery terminals to be used in
12 Allegany County for certain purposes and to pay down certain debt incurred by
13 the County in the construction and related costs for the golf course, lodge, and
14 other improvements in Rocky Gap State Park; making this Act contingent on
15 the taking effect of another Act; and generally relating to video lottery gaming
16 and local impact grants from gaming proceeds in Allegany County.

17 BY repealing and reenacting, without amendments,

18 Article – State Government

19 Section 9–1A–02(b)(1)

20 Annotated Code of Maryland

21 (2004 Replacement Volume and 2007 Supplement)

22 (As enacted by Chapter 4 of the Acts of the General Assembly of the 2007

23 Special Session)

24 BY repealing and reenacting, with amendments,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – State Government
 2 Section ~~9-1A-36(j)(3)~~ 9-1A-31(b)
 3 Annotated Code of Maryland
 4 (2004 Replacement Volume and 2007 Supplement)
 5 (As enacted by Chapter 4 of the Acts of the General Assembly of the 2007
 6 Special Session)

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

9 **Article – State Government**

10 9-1A-02.

11 (b) (1) The Commission shall regulate the operation of video lottery
 12 terminals in accordance with this subtitle.

13 ~~9-1A-36.~~

14 ~~(j) (3) (i) [A] SUBJECT TO SUBPARAGRAPH (II) OF THIS~~
 15 ~~PARAGRAPH, A bid submitted for a video lottery operation license under this section~~
 16 ~~shall provide for at least \$25,000,000 in direct investment by the applicant in~~
 17 ~~construction and related costs for each 500 video lottery terminals contained in the~~
 18 ~~proposed bid that shall be prorated based on the exact number of video lottery~~
 19 ~~terminals contained in the bid.~~

20 ~~(H) 1. TO THE EXTENT THAT MONEY REMAINS AFTER~~
 21 ~~PAYMENT OF CONSTRUCTION AND RELATED COSTS FOR VIDEO LOTTERY~~
 22 ~~TERMINALS ON A LOCATION ON STATE PROPERTY ASSOCIATED WITH ROCKY~~
 23 ~~GAP STATE PARK, ALLEGANY COUNTY SHALL BE REIMBURSED UP TO~~
 24 ~~\$7,800,000 FOR ITS CONTRIBUTION TOWARD CONSTRUCTING THE HOTEL, GOLF~~
 25 ~~COURSE, AND OTHER IMPROVEMENTS IN ROCKY GAP STATE PARK.~~

26 ~~2. MONEY REIMBURSED TO ALLEGANY COUNTY~~
 27 ~~UNDER THIS SUBPARAGRAPH SHALL BE CONSIDERED PART OF THE DIRECT~~
 28 ~~INVESTMENT IN CONSTRUCTION AND RELATED COSTS FOR VIDEO LOTTERY~~
 29 ~~TERMINALS REQUIRED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.~~

30 9-1A-31.

31 (b) (1) [Local] EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (2)
 32 OF THIS SUBSECTION, LOCAL impact grants provided under subsection (a)(1)(i) of
 33 this section shall be used for improvements in the communities in immediate
 34 proximity to the video lottery facilities and may be used for the following purposes:

35 [(1)] (I) infrastructure improvements;

- 1 ~~[(2)]~~ **(II)** facilities;
- 2 ~~[(3)]~~ **(III)** public safety;
- 3 ~~[(4)]~~ **(IV)** sanitation;
- 4 ~~[(5)]~~ **(V)** economic and community development, including housing;
- 5 and
- 6 ~~[(6)]~~ **(VI)** other public services and improvements.

7 **(2) IN ALLEGANY COUNTY, LOCAL IMPACT GRANTS PROVIDED**
 8 **UNDER SUBSECTION (A)(1)(I) OF THIS SECTION MAY BE USED:**

9 **(I) FOR PURPOSES LISTED IN PARAGRAPH (1) OF THIS**
 10 **SUBSECTION THROUGHOUT THE COUNTY; AND**

11 **(II) TO PAY DOWN THE DEBT INCURRED BY THE COUNTY IN**
 12 **THE CONSTRUCTION AND RELATED COSTS FOR THE GOLF COURSE, LODGE, AND**
 13 **OTHER IMPROVEMENTS IN ROCKY GAP STATE PARK.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 15 October 1, 2008, contingent on the taking effect of Chapter 4 of the Acts of the General
 16 Assembly of the Special Session of 2007, and if Chapter 4 does not become effective,
 17 this Act shall be null and void without the necessity of further action by the General
 18 Assembly.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.