

SENATE BILL 869

C7

9lr2848

By: **Senators Brinkley and Kittleman**
Introduced and read first time: February 6, 2009
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County - Gaming**

3 FOR the purpose of authorizing certain organizations in Carroll County to conduct
4 certain card games and casino games under certain circumstances; requiring an
5 organization to obtain a permit from the county commissioners before
6 conducting games; specifying certain requirements for the conduct of games and
7 certain limits for wagers and prizes; defining a certain term; and generally
8 relating to gaming in Carroll County.

9 BY repealing and reenacting, without amendments,
10 Article – Criminal Law
11 Section 13–902(a)
12 Annotated Code of Maryland
13 (2002 Volume and 2008 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Criminal Law
16 Section 13–906
17 Annotated Code of Maryland
18 (2002 Volume and 2008 Supplement)

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

21 **Article – Criminal Law**

22 13–902.

23 (a) This subtitle applies only in Carroll County.

24 13–906.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Notwithstanding § 13–903 of this subtitle, a person may not conduct a
2 card game, dice game, roulette, or casino night unless the person is:

3 (1) a senior center site council that conducts a card game under
4 subsection (b) of this section; **OR**

5 (2) **AN ORGANIZATION THAT IS GRANTED A PERMIT TO CONDUCT**
6 **A CARD GAME OR CASINO NIGHT UNDER SUBSECTION (C) OF THIS SECTION.**

7 (b) (1) A senior center site council may conduct a card game in a senior
8 center 5 days per week, excluding Sunday.

9 (2) A senior center site council may not:

10 (i) award a prize of money exceeding \$5 to a winner in each
11 session; and

12 (ii) charge a participant more than \$1 to play one session.

13 (3) All money that remains after prizes are awarded shall be
14 distributed to the senior center site council.

15 (c) (1) **IN THIS SUBSECTION, “CASINO NIGHT” INCLUDES THE PLAY**
16 **OF CARD GAMES, DICE GAMES, AND ROULETTE.**

17 (2) **BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME OR**
18 **CASINO NIGHT UNDER THIS SUBSECTION, THE ORGANIZATION SHALL OBTAIN A**
19 **PERMIT FROM THE COUNTY COMMISSIONERS.**

20 (3) **TO CONDUCT A CARD GAME OR CASINO NIGHT, AN**
21 **ORGANIZATION MUST BE A BONA FIDE:**

22 (I) **RELIGIOUS ORGANIZATION;**

23 (II) **FRATERNAL ORGANIZATION;**

24 (III) **CIVIC ORGANIZATION;**

25 (IV) **WAR VETERANS’ ORGANIZATION;**

26 (V) **HOSPITAL;**

27 (VI) **AMATEUR ATHLETIC ORGANIZATION;**

1 (VII) CHARITABLE ORGANIZATION; OR

2 (VIII) VOLUNTEER FIRE COMPANY.

3 (4) BEFORE THE COUNTY COMMISSIONERS ISSUE A PERMIT,
4 THEY SHALL DETERMINE WHETHER THE ORGANIZATION APPLYING FOR THE
5 PERMIT QUALIFIES UNDER THIS SUBTITLE AND THE CONDITIONS OF THIS
6 SUBTITLE ARE MET.

7 (5) THE PERMIT SHALL STATE THAT THE CARD GAME OR CASINO
8 NIGHT SHALL BE MANAGED AND OPERATED ONLY BY MEMBERS OF THE
9 ORGANIZATION HOLDING THE PERMIT.

10 (6) A PERMIT IS NOT TRANSFERABLE.

11 (7) AN INDIVIDUAL OR GROUP OF INDIVIDUALS MAY NOT
12 BENEFIT FINANCIALLY, OR RECEIVE PROCEEDS FOR PERSONAL USE OR
13 BENEFIT, FROM A CARD GAME OR CASINO NIGHT CONDUCTED UNDER THIS
14 SECTION.

15 (8) A PERMIT MAY NOT AUTHORIZE THE OPERATION OF A CARD
16 GAME OR CASINO NIGHT AFTER 1 A.M. ON SUNDAY.

17 (9) A PERMIT HOLDER MAY NOT:

18 (I) AWARD A MONEY PRIZE GREATER THAN \$10 PER CARD
19 GAME;

20 (II) ALLOW A PLAYER TO BET MORE THAN \$10 IN ANY ONE
21 GAME;

22 (III) EXCHANGE TOKENS USED IN WAGERING FOR AN ITEM
23 OF MERCHANDISE THAT IS WORTH MORE THAN \$10,000; AND

24 (IV) EXCHANGE TOKENS USED FOR WAGERING FOR MONEY
25 OR AN ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE
26 FAIR MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS
27 RECEIVED FOR THE TOKENS.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
29 July 1, 2009.