HOUSE BILL 39

 $m C7 \\ HB~56/10-W\&M \\ CF~1lr0884$

By: Delegates Conway and McDermott

Introduced and read first time: January 17, 2011

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning 2 Worcester County - Slot Machines for Nonprofit Organizations 3 FOR the purpose of adding Worcester County to the list of counties in which certain nonprofit fraternal, religious, and war veterans' organizations may own and 4 5 operate a certain number of slot machines under certain circumstances; and 6 generally relating to slot machines in Worcester County. 7 BY repealing and reenacting, with amendments, Article - Criminal Law 8 Section 12-304 9 Annotated Code of Maryland 10 (2002 Volume and 2010 Supplement) 11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF 12 13 MARYLAND, That the Laws of Maryland read as follows: Article - Criminal Law 14 12 - 304. 15 In this section, "eligible organization" means: 16 (a) 17 a nonprofit organization that: (1) 18 (i) has been located in a county listed in subsection (b) of this 19 section for at least 5 years before the organization applies for a license under 20 subsection (e) of this section; and 21(ii) is a bona fide: 22fraternal organization; 1.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1			2. religious organization; or
2			3. war veterans' organization; or
3 4 5 6	fraternal orga subsection (b)) of t	a nonprofit organization that has been affiliated with a national ion for less than 5 years and has been located in a county listed in his section for at least 50 years before the nonprofit organization under subsection (e) of this section.
7	(b) T	Γhis s	ection applies in:
8	((1)	Caroline County;
9	((2)	Cecil County;
10	((3)	Dorchester County;
1	((4)	Kent County;
12	((5)	Queen Anne's County;
13	((6)	Somerset County;
4	((7)	Talbot County; [and]
15	((8)	Wicomico County; AND
16	((9)	WORCESTER COUNTY.
17 18	(c) (an individual	(1) slot r	In this subsection, a console or set of affixed slot machines is not aachine.
19 20	,	(2) may o	Notwithstanding any other provision of this subtitle, an eligible wn and operate a slot machine if the eligible organization:
21 22	slot machine;		(i) obtains a license under subsection (e) of this section for each
23 24	operates;		(ii) owns each slot machine that the eligible organization
25			(iii) owns not more than five slot machines;
26 27	meeting hall i	n the	(iv) locates and operates its slot machines at its principal county in which the eligible organization is located;

$\frac{1}{2}$	(v) does not locate or operate its slot machines in a private commercial facility;
3	(vi) uses:
4 5	1. at least one—half of the proceeds from its slot machines for the benefit of a charity; and
6 7	2. the remainder of the proceeds from its slot machines to further the purposes of the eligible organization;
8 9	(vii) does not use any of the proceeds of the slot machine for the financial benefit of an individual; and
10	(viii) reports annually under affidavit to the State Comptroller:
11	1. the income of each slot machine; and
12	2. the disposition of the income from each slot machine.
13	(d) An eligible organization may not use or operate a slot machine unless:
14 15	(1) the slot machine is equipped with a tamperproof meter or counter that accurately records gross receipts; and
16 17	(2) the eligible organization keeps an accurate record of the gross receipts and payoffs of the slot machine.
18 19 20 21	(e) (1) Before an eligible organization may operate a slot machine under this section, the eligible organization shall obtain a license for the slot machine from the sheriff of the county in which the eligible organization plans to locate the slot machine.
22	(2) (i) The county shall:
23 24	1. charge an annual fee of \$50 for each license for a machine; and
25	2. issue a license sticker to the applicant.
26	(ii) The applicant shall place the sticker on the slot machine.
27 28	(iii) The proceeds of the annual fee shall be transferred to the general fund of the county.
29	(3) In the application to the sheriff for a license, one of the principal

officers of the eligible organization shall certify under affidavit that the organization:

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1		(i)	is an eligible organization; and
2		(ii)	will comply with this section.
$\frac{3}{4}$	(f) (1) misrepresent a sta	-	ncipal officer of the eligible organization may not intentionally at of fact on the application.
5 6	(2) conviction is subje	-	rson who violates this subsection is guilty of perjury and on ne penalty provided under Title 9, Subtitle 1 of this article.
7 8	SECTION 2 October 1, 2011.	2. AND	BE IT FURTHER ENACTED, That this Act shall take effect