

# HOUSE BILL 478

C7

11r1599  
CF SB 471

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By: **Carroll County Delegation**

Introduced and read first time: February 7, 2011

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – Gaming**

3 FOR the purpose of authorizing certain organizations in Carroll County to conduct an  
4 event that is a card game, card tournament, or casino night under certain  
5 circumstances; requiring an organization to obtain a permit from the Board of  
6 License Commissioners before conducting an event; requiring an organization  
7 that seeks a permit to meet certain requirements; specifying that an event may  
8 be managed and organized by certain organizations; requiring an individual  
9 who participates in or helps operate an event to be of a certain age; specifying  
10 that a permit holder may receive a certain maximum number of permits in a  
11 calendar year; providing a certain time limit on certain events; specifying that a  
12 permit is not transferable; requiring that proceeds from an event be used for  
13 certain purposes and may not be used for other purposes; specifying that the  
14 operation of an event may not occur during a certain time; authorizing a permit  
15 holder under this Act to charge only a pre-set entrance fee; requiring  
16 participants in a gaming event under this Act to use tokens and not cash for  
17 wagering under certain circumstances; prohibiting a permit holder from  
18 exchanging tokens under certain circumstances; requiring a permit holder to  
19 submit a financial report to the Sheriff's Office under certain circumstances;  
20 authorizing the governing body of the county to adopt certain regulations;  
21 providing a certain penalty; defining certain terms; and generally relating to  
22 gaming in Carroll County.

23 BY repealing and reenacting, with amendments,  
24 Article – Criminal Law  
25 Section 13-906  
26 Annotated Code of Maryland  
27 (2002 Volume and 2010 Supplement)

28 BY adding to  
29 Article – Criminal Law

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 13–906.1  
2 Annotated Code of Maryland  
3 (2002 Volume and 2010 Supplement)

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

6 **Article – Criminal Law**

7 13–906.

8 (a) Notwithstanding § 13–903 of this subtitle **AND EXCEPT AS PROVIDED**  
9 **IN SUBSECTION (B) OF THIS SECTION AND § 13–906.1 OF THIS SUBTITLE**, a  
10 person may not conduct a card game, dice game, roulette, or casino night [unless the  
11 person is a senior center site council that conducts a card game under subsection (b) of  
12 this section].

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

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

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

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

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

21 **13–906.1.**

22 (A) (1) **IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
23 **MEANINGS INDICATED.**

24 (2) **“CASINO NIGHT” INCLUDES THE PLAY OF CARD GAMES, DICE**  
25 **GAMES, AND ROULETTE.**

26 (3) **“PERMIT” MEANS A PERMIT TO CONDUCT A CARD GAME, CARD**  
27 **TOURNAMENT, OR CASINO NIGHT.**

28 (B) **BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD**  
29 **TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION SHALL OBTAIN A PERMIT**  
30 **FROM THE BOARD OF LICENSE COMMISSIONERS OF CARROLL COUNTY.**

1           **(C) TO QUALIFY FOR A PERMIT, AN ORGANIZATION SHALL BE A BONA**  
2 **FIDE:**

3                   **(1) AMATEUR ATHLETIC ORGANIZATION;**

4                   **(2) CHARITABLE ORGANIZATION;**

5                   **(3) CIVIC ORGANIZATION;**

6                   **(4) FRATERNAL ORGANIZATION;**

7                   **(5) HOSPITAL;**

8                   **(6) RELIGIOUS ORGANIZATION;**

9                   **(7) VOLUNTEER FIRE COMPANY; OR**

10                   **(8) WAR VETERANS' ORGANIZATION.**

11           **(D) (1) A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT MAY**  
12 **BE:**

13                           **(I) MANAGED AND OPERATED BY THE ORGANIZATION THAT**  
14 **IS THE PERMIT HOLDER; OR**

15                           **(II) MANAGED BY THE ORGANIZATION THAT IS THE PERMIT**  
16 **HOLDER AND OPERATED BY ANOTHER ORGANIZATION LISTED IN SUBSECTION**  
17 **(C) OF THIS SECTION.**

18                   **(2) TO PARTICIPATE IN OR HELP OPERATE A CARD GAME, CARD**  
19 **TOURNAMENT, OR CASINO NIGHT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS**  
20 **OLD.**

21           **(E) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY**  
22 **RECEIVE NOT MORE THAN FOUR PERMITS IN A CALENDAR YEAR.**

23                   **(2) A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT MAY**  
24 **NOT LAST LONGER THAN 24 CONSECUTIVE HOURS.**

25           **(F) A PERMIT IS NOT TRANSFERABLE.**

26           **(G) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR CASINO**  
27 **NIGHT CONDUCTED UNDER THIS SECTION:**

1           **(1) SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER THE**  
2 **PURPOSE OF THE PERMIT HOLDER; AND**

3           **(2) MAY NOT BENEFIT FINANCIALLY OR BE USED FOR THE**  
4 **PERSONAL USE OF AN INDIVIDUAL OR A GROUP OF INDIVIDUALS.**

5           **(H) A PERMIT MAY NOT AUTHORIZE THE OPERATION OF A CARD GAME,**  
6 **CARD TOURNAMENT, OR CASINO NIGHT AFTER 1 A.M. ON SUNDAY.**

7           **(I) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY**  
8 **CHARGE ONLY A PRE-SET ENTRANCE FEE FOR A CARD GAME, CARD**  
9 **TOURNAMENT, OR CASINO NIGHT.**

10           **(2) PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR**  
11 **CASINO NIGHT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE**  
12 **ENTRANCE FEE.**

13           **(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS DURING**  
14 **A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT, NOT EXCEEDING 100%**  
15 **OF THE ENTRANCE FEE.**

16           **(4) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT**  
17 **ALLOW CASH TO BE USED FOR WAGERING.**

18           **(J) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT:**

19           **(1) EXCHANGE TOKENS USED IN WAGERING FOR AN ITEM OF**  
20 **MERCHANDISE THAT IS WORTH MORE THAN \$10,000; OR**

21           **(2) EXCHANGE TOKENS USED FOR WAGERING FOR MONEY OR AN**  
22 **ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE FAIR**  
23 **MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS RECEIVED**  
24 **FOR THE TOKENS.**

25           **(K) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD**  
26 **TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION THAT IS THE PERMIT**  
27 **HOLDER SHALL SUBMIT TO THE CARROLL COUNTY SHERIFF'S OFFICE A**  
28 **FINANCIAL REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE**  
29 **CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT.**

30           **(L) IN ADDITION TO BEING SUBJECT TO § 13-909 OF THIS SUBTITLE, AN**  
31 **ORGANIZATION THAT IS FOUND TO HAVE VIOLATED THIS SECTION IS**  
32 **INELIGIBLE TO RECEIVE A PERMIT UNDER THIS SECTION FOR A PERIOD NOT**  
33 **EXCEEDING 5 YEARS.**

1           **(M) THE BOARD OF LICENSE COMMISSIONERS OF CARROLL COUNTY**  
2 **MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING**  
3 **REGULATIONS TO GOVERN:**

4                   **(1) THE ISSUING OF PERMITS;**

5                   **(2) PERMIT FEES; AND**

6                   **(3) THE CONDUCT AND MANAGEMENT OF A CARD GAME, CARD**  
7 **TOURNAMENT, OR CASINO NIGHT IN A MANNER TO PREVENT FRAUD AND**  
8 **PROTECT THE PUBLIC.**

9           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 October 1, 2011.