## **HOUSE BILL 1002**

C7, E1 2lr0318

By: Delegate Luedtke

Introduced and read first time: February 10, 2012

Assigned to: Ways and Means

## A BILL ENTITLED

1	AN ACT concerning
2	Gaming - Electronic Sweepstakes - Prohibition
3	FOR the purpose of altering the definition of "slot machine" to include a machine or ar
4	electronic terminal commonly used in conjunction with an electronic
5	sweepstakes; and generally relating to the prohibition of an electronic
6	sweepstakes.
7	BY repealing and reenacting, with amendments,
8	Article – Criminal Law
9	Section 12–301
10	Annotated Code of Maryland
11	(2002 Volume and 2011 Supplement)
12	BY repealing and reenacting, without amendments,
13	Article – Criminal Law
14	Section 12–302
15	Annotated Code of Maryland
16	(2002 Volume and 2011 Supplement)
17	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18	MARYLAND, That the Laws of Maryland read as follows:
19	Article - Criminal Law
20	12–301.
21	In this subtitle:
22	(1) "slot machine" means a machine, apparatus, or device that:

$\frac{1}{2}$	(i) operates or can be made to operate by inserting, depositing, or placing with another person money, a token, or another object; and
3 4 5	(ii) through the element of chance, the reading of a game of chance, the delivery of a game of chance, or any other outcome unpredictable by the user, awards the user:
6 7	1. money, a token, or other object that represents or that can be converted into money; or
8 9	2. the right to receive money, a token, or another object that represents and can be converted into money;
10	(2) "slot machine" includes:
11 12 13	(i) a machine, apparatus, or device described in item (1) of this section that also sells, delivers, or awards merchandise, money, or some other tangible thing of value; [and]
14 15	(ii) a pinball machine or console machine that pays off in merchandise; and
16 17	(III) A MACHINE OR AN ELECTRONIC TERMINAL USED IN CONJUNCTION WITH AN ELECTRONIC SWEEPSTAKES; AND
18 19	(3) "slot machine" does not include a machine, apparatus, or device that:
20	(i) awards the user only free additional games or plays;
21 22	(ii) awards the user only noncash merchandise or noncash prizes of minimal value;
23 24 25	(iii) dispenses paper pull tab tip jar tickets or paper pull tab instant bingo tickets that must be opened manually by the user provided that the machine, apparatus, or device does not:
26	1. read the tickets electronically;
27	2. alert the user to a winning or losing ticket; or
28	3. tabulate a player's winnings and losses;
29 30 31	(iv) 1. displays facsimiles of bingo cards that users mark and monitor according to numbers called on the premises by an individual where the user is operating the machine; and

1	2. does not permit a user to play more than 54 bingo
2	cards at the same time;
3	(v) is used by the State Lottery Commission under Title 9 of the
4	State Government Article; or
5	(vi) if legislation takes effect authorizing the operation of video
6	lottery terminals, is a video lottery terminal as defined in and licensed under that
7	legislation.
8	12–302.

- 9 (a) Except as allowed under §§ 12–304 through 12–306 of this subtitle, a person may not locate, possess, keep, or operate a slot machine in the State as an owner, lessor, lessee, licensor, licensee, or in any other capacity.
- 12 (b) A person who violates this section is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year or a fine of \$1,000 or both for each violation.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2012.