

# SENATE BILL 4

C7

5lr0497

(PRE-FILED)

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By: **Carroll County Senators**

Requested: October 15, 2014

Introduced and read first time: January 14, 2015

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – Gaming Events**

3 FOR the purpose of authorizing certain organizations in Carroll County to conduct a card  
4 game, card tournament, or casino event under certain circumstances; requiring an  
5 organization to obtain a certain permit from the Board of County Commissioners of  
6 Carroll County before conducting a card game, card tournament, or casino event;  
7 requiring an organization that seeks a permit to meet certain requirements;  
8 specifying that a card game, card tournament, or casino event may be managed and  
9 operated by certain organizations; prohibiting an operator of a card game, card  
10 tournament, or casino event from receiving certain compensation; requiring a certain  
11 volunteer or player in a card game, card tournament, or casino event to be of a certain  
12 age; specifying that a permit holder may receive a certain maximum number of  
13 permits in a calendar year; providing a certain time limit on a card game, card  
14 tournament, or casino event; specifying that a permit is not transferable; requiring  
15 that proceeds from a card game, card tournament, or casino event be used for certain  
16 purposes and may not be used for other purposes; specifying a certain exception;  
17 specifying that the operation of a card game, card tournament, or casino event may  
18 not occur after a certain time on Sunday; authorizing a permit holder under this Act  
19 to charge only a preset entrance fee; requiring participants in a card game, card  
20 tournament, or casino event to use tokens and not cash for wagering under certain  
21 circumstances; prohibiting a permit holder from exchanging tokens under certain  
22 circumstances; requiring a permit holder to submit a financial report to the Carroll  
23 County Sheriff's Office under certain circumstances; authorizing the Board of  
24 County Commissioners to adopt certain regulations; providing a certain penalty;  
25 defining certain terms; and generally relating to gaming in Carroll County.

26 BY repealing and reenacting, with amendments,

27 Article – Criminal Law

28 Section 13-906

29 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2012 Replacement Volume and 2014 Supplement)

2 BY adding to  
3 Article – Criminal Law  
4 Section 13–906.1  
5 Annotated Code of Maryland  
6 (2012 Replacement Volume and 2014 Supplement)

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

9 **Article – Criminal Law**

10 13–906.

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

15 (b) (1) A senior center site council may conduct a card game in a senior center  
16 5 days per week, excluding Sunday.

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

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

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

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

23 **13–906.1.**

24 (A) (1) **IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
25 **INDICATED.**

26 (2) **“CASINO EVENT” INCLUDES THE PLAY OF CARD GAMES, DICE**  
27 **GAMES, AND ROULETTE.**

28 (3) **“PERMIT” MEANS A PERMIT TO CONDUCT A CARD GAME, CARD**  
29 **TOURNAMENT, OR CASINO EVENT.**

1           **(B) BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD**  
2 **TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION SHALL OBTAIN A PERMIT**  
3 **FROM THE COUNTY COMMISSIONERS.**

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

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

6                   **(2) CHARITABLE ORGANIZATION;**

7                   **(3) CIVIC ORGANIZATION;**

8                   **(4) FRATERNAL ORGANIZATION;**

9                   **(5) HOSPITAL;**

10                  **(6) RELIGIOUS ORGANIZATION;**

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

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

13           **(D) (1) A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT MAY BE:**

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

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

19                   **(2) (I) AN OPERATOR OF A CARD GAME, CARD TOURNAMENT, OR**  
20 **CASINO EVENT MAY NOT RECEIVE COMPENSATION.**

21                           **(II) TO VOLUNTEER AS AN OPERATOR OF, OR TO PARTICIPATE**  
22 **AS A PLAYER IN, A CARD GAME, CARD TOURNAMENT, OR CASINO EVENT, AN**  
23 **INDIVIDUAL SHALL BE AT LEAST 18 YEARS OLD.**

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

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

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

2           **(G) (1) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR CASINO**  
3 **EVENT CONDUCTED UNDER THIS SECTION:**

4                   **(I) SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER**  
5 **THE PURPOSE OF THE PERMIT HOLDER; AND**

6                   **(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**  
7 **SUBSECTION, MAY NOT BENEFIT FINANCIALLY OR BE USED FOR THE PERSONAL USE**  
8 **OF AN INDIVIDUAL OR A GROUP OF INDIVIDUALS.**

9                   **(2) ON APPROVAL OF THE COUNTY COMMISSIONERS, PROCEEDS MAY**  
10 **BE USED TO BENEFIT A FAMILY WITH MEDICAL NEEDS.**

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

13           **(I) (1) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY CHARGE**  
14 **ONLY A PRESET ENTRANCE FEE FOR A CARD GAME, CARD TOURNAMENT, OR CASINO**  
15 **EVENT.**

16                   **(2) PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR CASINO**  
17 **EVENT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE ENTRANCE**  
18 **FEE.**

19                   **(3) A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS, AT A TOTAL**  
20 **COST NOT EXCEEDING 100% OF THE ENTRANCE FEE, DURING A CARD GAME, CARD**  
21 **TOURNAMENT, OR CASINO EVENT.**

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

24           **(J) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT EXCHANGE**  
25 **TOKENS USED IN WAGERING FOR:**

26                   **(1) AN ITEM OF MERCHANDISE THAT IS WORTH MORE THAN \$10,000;**

27                   **(2) MONEY; OR**

1           **(3) AN ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT**  
2 **FROM THE FAIR MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS**  
3 **RECEIVED FOR THE TOKENS.**

4           **(K) (1) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD**  
5 **TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION THAT IS THE PERMIT**  
6 **HOLDER SHALL SUBMIT TO THE CARROLL COUNTY SHERIFF'S OFFICE A FINANCIAL**  
7 **REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE CARD GAME, CARD**  
8 **TOURNAMENT, OR CASINO EVENT.**

9           **(2) THE CARROLL COUNTY SHERIFF'S OFFICE SHALL FORWARD THE**  
10 **FINANCIAL REPORTS TO THE STATE LOTTERY AND GAMING CONTROL AGENCY.**

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

14           **(M) THE COUNTY COMMISSIONERS MAY ADOPT REGULATIONS TO CARRY**  
15 **OUT THIS SECTION, INCLUDING REGULATIONS TO GOVERN:**

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

17           **(2) PERMIT FEES; AND**

18           **(3) THE CONDUCT AND MANAGEMENT OF A CARD GAME, CARD**  
19 **TOURNAMENT, OR CASINO EVENT IN A MANNER TO PREVENT FRAUD AND PROTECT**  
20 **THE PUBLIC.**

21           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2015.