

# SENATE BILL 510

C7

5lr0821  
CF HB 274

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By: **Senators Hough and Young**

Introduced and read first time: February 6, 2015

Assigned to: Budget and Taxation

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 3, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Frederick County – Gaming Events**

3 FOR the purpose of authorizing certain organizations in Frederick County to conduct a card  
4 game, card tournament, or casino event under certain circumstances; requiring an  
5 organization to obtain a permit from the County Department of Permits and  
6 Inspections 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 organized by certain organizations; requiring an individual who participates in or  
10 ~~helps operate~~ volunteers as an operator of a card game, card tournament, or casino  
11 event to be of a certain age; specifying that a permit holder may receive a certain  
12 maximum number of permits in a calendar year; providing a certain time limit on a  
13 card game, card tournament, or casino event; specifying that a permit is not  
14 transferable; requiring that proceeds from a card game, card tournament, or casino  
15 event be used for certain purposes and may not be used for certain other purposes  
16 subject to a certain exception; specifying that the operation of a card game, card  
17 tournament, or casino event may not occur during a certain time; authorizing a  
18 permit holder under this Act to charge only a preset entrance fee; requiring  
19 participants in a card game, card tournament, or casino event to use tokens and not  
20 cash for wagering under certain circumstances; prohibiting a permit holder from  
21 exchanging tokens under certain circumstances; requiring a permit holder to submit  
22 a financial report to the County Department of Permits and Inspections under  
23 certain circumstances; requiring the Department to forward a certain report to the  
24 State Lottery and Gaming Control Commission; authorizing the County Executive

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 to adopt certain regulations; providing a certain penalty; defining certain terms; and  
2 generally relating to gaming in Frederick County.

3 BY adding to  
4 Article – Criminal Law  
5 Section 13–1304.1  
6 Annotated Code of Maryland  
7 (2012 Replacement Volume and 2014 Supplement)

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

10 **Article – Criminal Law**

11 **13–1304.1.**

12 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
13 INDICATED.

14 (2) “CASINO EVENT” INCLUDES THE PLAY OF CARD GAMES, DICE  
15 GAMES, AND ROULETTE.

16 (3) “PERMIT” MEANS A PERMIT TO CONDUCT A CARD GAME, CARD  
17 TOURNAMENT, OR CASINO EVENT.

18 (B) BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD  
19 TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION SHALL OBTAIN A PERMIT  
20 FROM THE COUNTY DEPARTMENT OF PERMITS AND INSPECTIONS.

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

22 (1) AMATEUR ATHLETIC ORGANIZATION;

23 (2) CHARITABLE ORGANIZATION;

24 (3) CIVIC ORGANIZATION;

25 (4) FRATERNAL ORGANIZATION;

26 (5) HOSPITAL;

27 (6) RELIGIOUS ORGANIZATION;

28 (7) VOLUNTEER FIRE COMPANY; OR

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

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

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

5                   **(II) MANAGED BY THE ORGANIZATION THAT IS THE PERMIT**  
6 **HOLDER AND OPERATED BY ANOTHER ORGANIZATION LISTED IN SUBSECTION (C) OF**  
7 **THIS SECTION.**

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

10                   **(II) TO VOLUNTEER AS AN OPERATOR OF A CARD GAME, CARD**  
11 **TOURNAMENT, OR CASINO EVENT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS**  
12 **OLD.**

13                   **(III) TO PARTICIPATE IN ~~OR HELP OPERATE~~ A CARD GAME, CARD**  
14 **TOURNAMENT, OR CASINO EVENT, AN INDIVIDUAL SHALL BE AT LEAST 21 YEARS**  
15 **OLD.**

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

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

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

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

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

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

28                   **(2) ON APPROVAL OF THE COUNTY EXECUTIVE OR DESIGNEE OF THE**  
29 **COUNTY EXECUTIVE, PROCEEDS MAY BE USED TO BENEFIT A FAMILY WITH MEDICAL**  
30 **NEEDS.**

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

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

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

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

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

14           **(J) AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT EXCHANGE**  
15 **TOKENS USED FOR WAGERING FOR:**

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

17           **(2) MONEY; OR**

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

21           **(K) (1) WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD**  
22 **TOURNAMENT, OR CASINO EVENT, THE ORGANIZATION THAT IS THE PERMIT**  
23 **HOLDER SHALL SUBMIT TO THE COUNTY DEPARTMENT OF PERMITS AND**  
24 **INSPECTIONS A FINANCIAL REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES**  
25 **FOR THE CARD GAME, CARD TOURNAMENT, OR CASINO EVENT.**

26           **(2) THE COUNTY DEPARTMENT OF PERMITS AND INSPECTIONS**  
27 **SHALL FORWARD THE FINANCIAL REPORTS TO THE STATE LOTTERY AND GAMING**  
28 **CONTROL COMMISSION.**

29           **(L) AN ORGANIZATION THAT IS FOUND TO HAVE VIOLATED THIS SECTION IS**  
30 **INELIGIBLE TO RECEIVE A PERMIT UNDER THIS SECTION FOR A PERIOD NOT**  
31 **EXCEEDING 5 YEARS.**

1           **(M) THE COUNTY EXECUTIVE MAY ADOPT REGULATIONS TO CARRY OUT**  
2 **THIS SECTION, INCLUDING REGULATIONS TO GOVERN:**

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

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

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

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

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.