

HOUSE BILL 1371

C7

7lr0702

By: **Delegates Waldstreicher and Luedtke**

Introduced and read first time: February 10, 2017

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Gaming – Video Lottery Facilities – Voluntary Exclusion**

3 FOR the purpose of requiring a video lottery operation licensee to report to the State
4 Lottery and Gaming Control Commission the names of certain individuals on a
5 certain voluntary exclusion list who enter or attempt to enter a video lottery facility;
6 requiring the Commission to provide certain information to certain individuals;
7 requiring a licensee to remove, without the use of certain law enforcement officers,
8 certain individuals from a video lottery facility using a certain procedure;
9 authorizing, under certain circumstances, a licensee to request that certain law
10 enforcement officers remove certain individuals from a video lottery facility;
11 requiring the Commission's application for voluntary exclusion to contain certain
12 information; and generally relating to the removal of individuals on the voluntary
13 exclusion list from video lottery facilities.

14 BY repealing and reenacting, with amendments,
15 Article – State Government
16 Section 9–1A–24(e)
17 Annotated Code of Maryland
18 (2014 Replacement Volume and 2016 Supplement)

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

21 **Article – State Government**

22 9–1A–24.

23 (e) (1) By regulation, the Commission shall adopt measures that are intended
24 to reduce or mitigate the effects of problem gambling.

25 (2) The regulations shall:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) include establishment of a voluntary exclusion list of individuals
2 with gambling problems who have requested to be excluded from any video lottery
3 operation licensed under this subtitle; and

4 (ii) provide a simple mechanism for an individual who is sober and
5 informed to request placement on the voluntary exclusion list for a specified period of time.

6 (3) (I) A video lottery operation licensee may not permit an individual
7 on the voluntary exclusion list to enter into the video lottery facility or to play a video lottery
8 terminal.

9 (II) **A VIDEO LOTTERY OPERATION LICENSEE SHALL REPORT TO
10 THE COMMISSION THE NAME OF AN INDIVIDUAL ON THE VOLUNTARY EXCLUSION
11 LIST WHO:**

12 1. **ATTEMPTS TO ENTER A VIDEO LOTTERY FACILITY; OR**

13 2. **IS REMOVED FROM A VIDEO LOTTERY FACILITY
14 UNDER PARAGRAPH (4) OF THIS SUBSECTION.**

15 (III) **ON RECEIPT OF NOTIFICATION UNDER SUBPARAGRAPH (II)
16 OF THIS PARAGRAPH, THE COMMISSION SHALL PROVIDE THE INDIVIDUAL WITH
17 RESOURCES, BY MAIL OR E-MAIL, TO ADDRESS PROBLEM GAMBLING.**

18 (4) (I) **SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, A
19 VIDEO LOTTERY OPERATION LICENSEE SHALL, WITHOUT THE ASSISTANCE OF LAW
20 ENFORCEMENT OFFICERS, SECURE THE REMOVAL OF AN INDIVIDUAL ON THE
21 VOLUNTARY EXCLUSION LIST FROM THE VIDEO LOTTERY FACILITY BY REQUESTING:**

22 1. **THE INDIVIDUAL TO LEAVE THE VIDEO LOTTERY
23 FACILITY; AND**

24 2. **IF A REQUEST UNDER ITEM 1 OF THIS SUBPARAGRAPH
25 IS UNSUCCESSFUL, SECURITY PERSONNEL TO ESCORT THE INDIVIDUAL OUT OF THE
26 VIDEO LOTTERY FACILITY.**

27 (II) **IF ATTEMPTS TO REMOVE AN INDIVIDUAL UNDER
28 SUBPARAGRAPH (I) OF THIS PARAGRAPH ARE UNSUCCESSFUL, A VIDEO LOTTERY
29 OPERATION LICENSEE MAY REQUEST THAT LAW ENFORCEMENT OFFICERS REMOVE
30 THE INDIVIDUAL.**

31 (5) **THE COMMISSION'S APPLICATION FOR VOLUNTARY EXCLUSION
32 SHALL STATE THAT AN INDIVIDUAL ON THE VOLUNTARY EXCLUSION LIST:**

1 **(I) IS SUBJECT TO THE REMOVAL PROCEDURE UNDER**
2 **PARAGRAPH (4) OF THIS SUBSECTION; AND**

3 **(II) MAY BE SUBJECT TO ARREST FOR WANTON TRESPASS ON**
4 **PRIVATE PROPERTY UNDER § 6-403 OF THE CRIMINAL LAW ARTICLE.**

5 **[(4)] (6)** The Commission may impose sanctions on a licensee in
6 accordance with this subtitle if the licensee knowingly fails to exclude from the premises of
7 the licensee an individual on the voluntary exclusion list.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2017.