

SB0878/503629/1

BY: Ways and Means Committee

AMENDMENTS TO SENATE BILL 878
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “– **Prevalence Study**” and substitute “**Prevalence Studies**”; in the same line, after “**Revenue**” insert “, **Sports Wagering Licenses and Requirements, and Campaign Finance Contributions**”; in line 6, after “proceeds;” insert “requiring the Sports Wagering Application Review Commission, subject to certain limitations, to accept and consider certain applications for sports wagering facility licenses submitted before a certain date; repealing the termination date of certain provisions of law requiring the application of the Minority Business Enterprise Program to the sports wagering industry; repealing the prohibition on applicants for and holders of video lottery operation licenses and persons who own an interest in video lottery facility operations in the State from directly or indirectly making contributions to certain campaign finance entities;”; in lines 6 and 7, strike “the Problem Gambling Fund” and substitute “gaming”; and in line 20, strike “and 9–1E–12(b)” and substitute “, 9–1E–07(b), 9–1E–12(b), and 9–1E–15(h)(4)”.

On page 2, after line 10, insert:

“BY repealing

Article – Election Law

Section 13–237

Annotated Code of Maryland

(2022 Replacement Volume and 2023 Supplement)”.

AMENDMENT NO. 2

On page 4, after line 20, insert:

“9–1E–07.

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(b) (1) The findings and evidence relied on by the General Assembly for the continuation of the Minority Business Enterprise Program under Title 14, Subtitle 3 of the State Finance and Procurement Article are incorporated in this subsection.

(2) To the extent practicable and authorized by the United States Constitution, a sports wagering licensee shall comply with the State’s Minority Business Enterprise Program.

(3) (i) On or before 6 months after the issuance of a sports wagering license under this subtitle, the Governor’s Office of Small, Minority, and Women Business Affairs, in consultation with the Office of the Attorney General and the sports wagering licensee, shall establish a clear plan for setting reasonable and appropriate minority business enterprise participation goals and procedures for the procurement of goods and services related to sports wagering, including procurement of construction, equipment, and ongoing services.

(ii) To the extent practicable, the goals and procedures specified in subparagraph (i) of this paragraph shall be based on the requirements of Title 14, Subtitle 3 of the State Finance and Procurement Article and the regulations implementing that subtitle.

[(4) On or after July 1, 2024, the provisions of this subsection and any regulations adopted under this subsection shall be of no effect and may not be enforced.]”.

On page 5, after line 12, insert:

“9-1E-15.

(h) (4) The Sports Wagering Application Review Commission shall:

(i) to the extent permitted by federal and State law, actively seek to achieve racial, ethnic, and gender diversity when awarding licenses; [and]

(ii) encourage applicants who qualify as a minority business enterprise, as defined in § 14-301 of the State Finance and Procurement Article, or who are small, minority, or women-owned business entities to apply for sports wagering licenses under this subtitle; AND

(III) SUBJECT TO THE LIMITATIONS UNDER § 9-1E-06 OF THIS SUBTITLE, ACCEPT AND CONSIDER AN APPLICATION FOR A SPORTS WAGERING FACILITY LICENSE THAT IS SUBMITTED BEFORE JANUARY 1, 2025, TO OPERATE A SPORTS WAGERING FACILITY IN A COUNTY IN WHICH NO OTHER SPORTS WAGERING FACILITY IS LOCATED.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Election Law

[13-237.

(a) (1) In this section the following words have the meanings indicated.

(2) “Own” has the meaning stated in § 9-1A-01 of the State Government Article.

(3) “Video lottery facility” has the meaning stated in § 9-1A-01 of the State Government Article.

(4) “Video lottery operation license” has the meaning stated in § 9-1A-01 of the State Government Article.

(b) This section applies to the following persons:

(1) an applicant for a video lottery operation license;

(2) a holder of a video lottery operation license; or

(3) a person who owns an interest in the operation of a video lottery facility in this State.

(c) This section does not apply to gaming activity that an eligible organization is authorized to conduct under the Criminal Law Article.

(d) A person subject to this section may not, directly or indirectly, make a

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contribution to:

(1) the campaign finance entity of a candidate for any nonfederal public office in the State; or

(2) any other campaign finance entity organized in support of a candidate for any nonfederal public office in the State.]

SECTION 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall take effect January 1, 2025.”;

in line 13, strike “2.” and substitute “4.”; and in the same line, after “That” insert “, except as provided in Section 3 of this Act.”.