

HOUSE BILL 538

C7

9lr2468
CF SB 437

By: **Delegate Buckel**

Introduced and read first time: February 4, 2019

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Allegany County – Video Lottery Terminals – Distribution of Proceeds**

3 FOR the purpose of repealing the alteration of the distribution of proceeds from video
4 lottery terminals at a facility in Allegany County after a certain number of years of
5 operations at the facility; making conforming changes; and generally relating to the
6 distribution of proceeds from video lottery terminals at a facility in Allegany County.

7 BY repealing and reenacting, with amendments,

8 Article – State Government

9 Section 9–1A–01(u)(3)(ii), 9–1A–26(a)(3), and 9–1A–27(b) and (c)

10 Annotated Code of Maryland

11 (2014 Replacement Volume and 2018 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – State Government

14 Section 9–1A–27(a)(7)(iii)

15 Annotated Code of Maryland

16 (2014 Replacement Volume and 2018 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – State Government**

20 9–1A–01.

21 (u) (3) (ii) After the first fiscal year of operations, the exclusion specified in
22 subparagraph (i) of this paragraph may not exceed a percentage established by the
23 Commission by regulation of the proceeds received from video lottery terminals and table
24 games in the prior fiscal year by the video lottery operation licensee under § 9–1A–27(a)(2),

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(c)(1)(ii)] **(C)(2)**, and (d)(1) of this subtitle.

2 9-1A-26.

3 (a) (3) The amount from the proceeds of video lottery terminals to be paid to
4 video lottery operation licensees under § 9-1A-27(a)(2), (7), and (8), (b), and [(c)(1)(ii)]
5 **(C)(1)** and (2) of this subtitle shall be retained by the licensee.

6 9-1A-27.

7 (a) Except as provided in subsections (b) and (c) of this section and §
8 9-1A-26(a)(3) of this subtitle, on a properly approved transmittal prepared by the
9 Commission, the Comptroller shall pay the following amounts from the proceeds of video
10 lottery terminals at each video lottery facility:

11 (7) (iii) 10% to the video lottery operation licensee in Allegany County or
12 Worcester County if the video lottery operation licensee assumes ownership or the right to
13 lease each video lottery terminal device and the associated equipment and software used
14 by the facility before January 1, 2019;

15 (b) (1) Beginning July 1, 2013, for a video lottery facility in Worcester County
16 with less than 1,000 video lottery terminals, the percentage in subsection (a)(2) of this
17 section is equal to 43% provided that each year an amount equivalent to 2.5% of the
18 proceeds from video lottery terminals at the video lottery facility is spent on capital
19 improvements at the video lottery facility.

20 (2) [After the first 10 years of operations at a video lottery facility in
21 Allegany County, the percentage:

22 (i) in subsection (a)(2) of this section is equal to 43% provided that
23 each year an amount equivalent to 2.5% of the proceeds from video lottery terminals at the
24 video lottery facility is spent on capital improvements at the video lottery facility; and

25 (ii) in subsection (a)(1) of this section is equal to 2%.

26 (3) For a video lottery facility in Prince George's County, the percentage in
27 subsection (a)(2) of this section stated in the accepted application for the location may not
28 exceed 38%.

29 (c) [(1)] For [the first 10 years of operations at] a video lottery facility in
30 Allegany County, on a properly approved transmittal prepared by the Commission, the
31 Comptroller shall pay the following amounts from the proceeds of video lottery terminals
32 at a video lottery facility in Allegany County:

33 [(i)] (1) 1% to the State Lottery and Gaming Control Agency for
34 costs as defined in § 9-1A-01 of this subtitle;

1 [(ii)] **(2)** to the video lottery operation licensee, the percentage
2 stated in the accepted application for the location, not to exceed 50%;

3 [(iii)] **(3)** 3.75% in local impact grants, in accordance with §
4 9–1A–31 of this subtitle;

5 [(iv)] **(4)** 2.5% to the Purse Dedication Account established under §
6 9–1A–28 of this subtitle;

7 [(v) 1.] **(5) (I)** except as provided in items [2 and 3] **(II) AND (III)**
8 of this item, 0.75% to the Small, Minority, and Women–Owned Businesses Account
9 established under § 5–1501 of the Economic Development Article;

10 [2.] **(II)** for fiscal year 2018, 0.75% to the General Fund to
11 pay a portion of the costs of the grants provided under Chapters 6 and 607 of the Acts of
12 the General Assembly of 2017; and

13 [3.] **(III)** for fiscal years 2019 and 2020, 0.75% to the
14 Education Trust Fund established under § 9–1A–30 of this subtitle; and

15 [(vi)] **(6)** the remainder to the Education Trust Fund established
16 under § 9–1A–30 of this subtitle.

17 [(2) After the first 10 years of operations at a video lottery facility in
18 Allegany County, the proceeds generated at the facility in Allegany County shall be
19 allocated as provided in subsections (a) and (b) of this section.]

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2019.