

SENATE BILL 471

C7

11r1720
CF HB 478

By: **Carroll County Senators**

Introduced and read first time: February 4, 2011

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Carroll County – Gaming**

3 FOR the purpose of authorizing certain organizations in Carroll County to conduct an
4 event that is a card game, card tournament, or casino night under certain
5 circumstances; requiring an organization to obtain a permit from the Board of
6 License Commissioners before conducting an event; requiring an organization
7 that seeks a permit to meet certain requirements; specifying that an event may
8 be managed and organized by certain organizations; requiring an individual
9 who participates in or helps operate an event to be of a certain age; specifying
10 that a permit holder may receive a certain maximum number of permits in a
11 calendar year; providing a certain time limit on certain events; specifying that a
12 permit is not transferable; requiring that proceeds from an event be used for
13 certain purposes and may not be used for other purposes; specifying that the
14 operation of an event may not occur during a certain time; authorizing a permit
15 holder under this Act to charge only a pre-set entrance fee; requiring
16 participants in a gaming event under this Act to use tokens and not cash for
17 wagering under certain circumstances; prohibiting a permit holder from
18 exchanging tokens under certain circumstances; requiring a permit holder to
19 submit a financial report to the Sheriff's Office under certain circumstances;
20 authorizing the governing body of the county to adopt certain regulations;
21 providing a certain penalty; defining certain terms; and generally relating to
22 gaming in Carroll County.

23 BY repealing and reenacting, with amendments,
24 Article – Criminal Law
25 Section 13-906
26 Annotated Code of Maryland
27 (2002 Volume and 2010 Supplement)

28 BY adding to
29 Article – Criminal Law

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 13-906.1
2 Annotated Code of Maryland
3 (2002 Volume and 2010 Supplement)

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

6 **Article – Criminal Law**

7 13-906.

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

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

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

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

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

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

21 **13-906.1.**

22 (A) (1) **IN THIS SECTION THE FOLLOWING WORDS HAVE THE**
23 **MEANINGS INDICATED.**

24 (2) **“CASINO NIGHT” INCLUDES THE PLAY OF CARD GAMES, DICE**
25 **GAMES, AND ROULETTE.**

26 (3) **“PERMIT” MEANS A PERMIT TO CONDUCT A CARD GAME, CARD**
27 **TOURNAMENT, OR CASINO NIGHT.**

28 (B) **BEFORE AN ORGANIZATION MAY CONDUCT A CARD GAME, CARD**
29 **TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION SHALL OBTAIN A PERMIT**
30 **FROM THE BOARD OF LICENSE COMMISSIONERS OF CARROLL COUNTY.**

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

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

4 **(2) CHARITABLE ORGANIZATION;**

5 **(3) CIVIC ORGANIZATION;**

6 **(4) FRATERNAL ORGANIZATION;**

7 **(5) HOSPITAL;**

8 **(6) RELIGIOUS ORGANIZATION;**

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

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

11 **(D) (1) A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT MAY**
12 **BE:**

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

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

18 **(2) TO PARTICIPATE IN OR HELP OPERATE A CARD GAME, CARD**
19 **TOURNAMENT, OR CASINO NIGHT, AN INDIVIDUAL SHALL BE AT LEAST 18 YEARS**
20 **OLD.**

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

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

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

26 **(G) PROCEEDS FROM A CARD GAME, CARD TOURNAMENT, OR CASINO**
27 **NIGHT CONDUCTED UNDER THIS SECTION:**

1 **(1)** SHALL BE USED TO BENEFIT A CHARITY OR TO FURTHER THE
2 PURPOSE OF THE PERMIT HOLDER; AND

3 **(2)** MAY NOT BENEFIT FINANCIALLY OR BE USED FOR THE
4 PERSONAL USE OF AN INDIVIDUAL OR A GROUP OF INDIVIDUALS.

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

7 **(I)** **(1)** AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY
8 CHARGE ONLY A PRE-SET ENTRANCE FEE FOR A CARD GAME, CARD
9 TOURNAMENT, OR CASINO NIGHT.

10 **(2)** PARTICIPANTS IN A CARD GAME, CARD TOURNAMENT, OR
11 CASINO NIGHT SHALL RECEIVE TOKENS FOR WAGERING IN EXCHANGE FOR THE
12 ENTRANCE FEE.

13 **(3)** A PARTICIPANT MAY PURCHASE ADDITIONAL TOKENS DURING
14 A CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT, NOT EXCEEDING 100%
15 OF THE ENTRANCE FEE.

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

18 **(J)** AN ORGANIZATION THAT IS THE PERMIT HOLDER MAY NOT:

19 **(1)** EXCHANGE TOKENS USED IN WAGERING FOR AN ITEM OF
20 MERCHANDISE THAT IS WORTH MORE THAN \$10,000; OR

21 **(2)** EXCHANGE TOKENS USED FOR WAGERING FOR MONEY OR AN
22 ITEM OF MERCHANDISE HAVING A VALUE THAT IS DIFFERENT FROM THE FAIR
23 MARKET RETAIL VALUE OF THE ITEM OF MERCHANDISE THAT WAS RECEIVED
24 FOR THE TOKENS.

25 **(K)** WITHIN 60 DAYS AFTER HOLDING A CARD GAME, CARD
26 TOURNAMENT, OR CASINO NIGHT, THE ORGANIZATION THAT IS THE PERMIT
27 HOLDER SHALL SUBMIT TO THE CARROLL COUNTY SHERIFF'S OFFICE A
28 FINANCIAL REPORT THAT LISTS THE RECEIPTS AND EXPENDITURES FOR THE
29 CARD GAME, CARD TOURNAMENT, OR CASINO NIGHT.

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

1 **(M) THE BOARD OF LICENSE COMMISSIONERS OF CARROLL COUNTY**
2 **MAY ADOPT REGULATIONS TO CARRY OUT THIS SECTION, INCLUDING**
3 **REGULATIONS TO GOVERN:**

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

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

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

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2011.