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Date: (Filing No. H-)

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
SECOND REGULAR SESSION**

HOUSE AMENDMENT “ ” to COMMITTEE AMENDMENT “A” to H.P. 1078, L.D. 1469, Bill, “An Act To Permit Video Gaming for Money Conducted by Nonprofit Organizations”

Amend the amendment by inserting after section 1 the following:

Sec. 2. 8 MRSA §1011, sub-§2, as amended by IB 2009, c. 2, §29, is further amended to read:

2. Persons eligible for slot machine operator license. The board may accept applications for a license to operate slot machines from the Passamaquoddy Tribe to operate up to 100 slot machines at a location where the tribe conducts high-stakes beano as of June 1, 2012 or any person who is licensed to operate a commercial track that satisfies the following criteria:

- A. The commercial track is located at or within a 5-mile radius of the center of a commercial track that conducted harness racing with pari-mutuel wagering on more than 25 days during calendar year 2002; and
- B. The operation of slot machines at the commercial track is approved by the voters of the municipality in which the commercial track to be licensed is located by referendum election held at any time after December 31, 2002 and before December 31, 2003.'

Amend the amendment in section 8 in subsection 6 in the 2nd line (page 5, line 6 in amendment) by inserting after the following: "machine" the following: 'or a license issued to the Passamaquoddy Tribe to operate slot machines at a high-stakes beano location'

Amend the amendment by striking out all of section 12 and inserting the following:

Sec. 12. 8 MRSA §1020, sub-§3, as amended by PL 2011, c. 585, §8, is further amended to read:

3. Limits on total slot machines. The board shall determine the number of slot machines to be registered in the State. The board shall make this determination based upon the minimum net slot machine income, when distributed pursuant to section 1036, necessary to maintain the harness horse racing industry in this State, except that:

HOUSE AMENDMENT

1 A. Except for slot machines used for training and educational purposes at
2 postsecondary institutions as provided by section 1011, subsection 1-B, the total
3 number of slot machines registered in the State may not exceed ~~3,000~~ 3,350; and

4 B. A slot machine operator may not operate more than 1,500 slot machines at any
5 one commercial track and a casino operator may not operate more than 1,500 slot
6 machines at a casino;

7 C. A charitable nonprofit organization licensed under this chapter may not operate
8 more than 5 slot machines on the licensed premises of that charitable nonprofit
9 organization;

10 D. Until October 1, 2014, the total number of slot machines operated by all
11 charitable nonprofit organizations licensed in accordance with this chapter may not
12 exceed 100. Beginning October 1, 2014, the total number of slot machines operated
13 by all charitable nonprofit organizations licensed in accordance with this chapter may
14 not exceed 250; and

15 E. The Passamaquoddy Tribe may not operate more than 100 slot machines at a
16 high-stakes beano location.'

17 Amend the amendment by inserting after section 15 the following:

18 '**Sec. 16. 8 MRSA §1036, sub-§2-E** is enacted to read:

19 **2-E. Distribution of slot machine income from the Passamaquoddy Tribe at a**
20 **high-stakes beano location.** The Passamaquoddy Tribe shall collect and distribute 30%
21 of net slot machine revenue from slot machines operated by the tribe at a high-stakes
22 beano location licensed under section 1011, subsection 2 to the board for distribution by
23 the board as follows:

24 A. Ten percent of the net slot machine income must be deposited to the Gambling
25 Control Board administrative expenses Other Special Revenue Funds account, which
26 is a nonlapsing dedicated account;

27 B. Eight percent of the net slot machine income must be deposited to the General
28 Fund;

29 C. Two percent of the net slot machine income must be credited to the Gambling
30 Addiction Prevention and Treatment Fund established by Title 5, section 20006-B;
31 and

32 D. Ten percent of the net slot machine income must be forwarded directly to the
33 municipality where the slot machines are located.

34 Net revenue from the operation of slot machines by the Passamaquoddy Tribe at a
35 high-stakes beano location must be used to support tribal operations except the net
36 revenue may be used to pay compensation and defray expenses in the same manner as
37 prescribed for revenue from games of chance by Title 17, section 1838.'

38 Amend the amendment by relettering or renumbering any nonconsecutive Part letter
39 or section number to read consecutively.

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SUMMARY

This amendment permits the Passamaquoddy Tribe to apply for a license to operate up to 100 slot machines at a high-stakes beano location operated by the tribe.

FISCAL NOTE REQUIRED

(See attached)

SPONSORED BY: _____

(Representative SOCTOMAH)

TOWN: Passamaquoddy Tribe