

1
2
3
4
5
6
7
8
9
10
11
12
13

14
15
16
17
18
19
20

H.131

Introduced by Representatives Hubert of Milton, Atkins of Winooski, Brennan
of Colchester, Condon of Colchester, Devereux of Mount
Holly, Donaghy of Poultney, Evans of Essex, Fagan of Rutland
City, Lewis of Derby, Marcotte of Coventry, McAllister of
Highgate, Myers of Essex, Pearce of Richford, Perley of
Enosburgh, Reis of St. Johnsbury, Savage of Swanton and Shaw
of Pittsford

Referred to Committee on

Date:

Subject: Recreation and sports; state lottery; casino gaming

Statement of purpose: This bill proposes to require the state lottery
commission to issue one casino gaming license.

An act relating to casino gaming

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 31 V.S.A. chapter 14, subchapter 3 is added to read:

Subchapter 3. Casino Gaming

§ 681. CASINO GAMING AUTHORIZED

(a) Casino gaming is authorized to the extent that it is conducted in
accordance with this subchapter.

1 (b) The state lottery commission shall issue one casino gaming license to a
2 qualified applicant. The term of the license shall be for six years from the date
3 of issue and subject to renewal. The license fee shall be \$5,000,000.00.

4 (c) The state lottery commission shall have the authority to make rules to
5 implement this subchapter.

6 § 682. DEFINITIONS

7 For purposes of this subchapter:

8 (1) “Adjusted gross receipts” means the gross receipts less winnings
9 paid to wagerers.

10 (2) “Applicant” means any person who applies for a license under this
11 subchapter.

12 (3) “Casino” means a building in which gaming is conducted.

13 (4) “Casino enterprise” means the buildings, facilities, or rooms
14 functionally or physically connected to a casino, including any bar, restaurant,
15 hotel, cocktail lounge, retail establishment, or any other facility under the
16 control of a licensee.

17 (5) “Commission” means the state lottery commission.

18 (6) “Gambling game” means any game played with cards, dice,
19 equipment, or a machine, including any mechanical, electromechanical, or
20 electronic device, which shall include computers and cashless wagering
21 systems, for money, credit, or any representation of value, including faro,

1 monte, roulette, keno, bingo, fan tan, twenty-one, blackjack, seven and a half,
2 Klondike, craps, poker, chuck a luck, Chinese chuck a luck (dai shu), wheel of
3 fortune, chemin de fer, baccarat, pai gow, beat the banker, panguingui, slot
4 machine, any banking or percentage game, or any other game or device
5 approved by the commission, but does not include games played with cards in
6 private homes or residences in which no person makes money for operating the
7 game except as a player.

8 (7) “Gambling operation” means the conduct of authorized gambling
9 games in a casino.

10 (8) “Gaming” means to deal, operate, carry on, conduct, maintain, or
11 expose or offer for play any gambling game or gambling operation.

12 (9) “Gross receipts” means the total of all sums, including valid or
13 invalid checks, currency, tokens, coupons, vouchers, or instruments of
14 monetary value whether collected or due, received by a casino licensee from
15 gaming, including all entry fees assessed for tournaments or other contests, less
16 a deduction for uncollectable gaming receivables not to exceed the
17 uncollectable amounts owed as a result of wagers placed at or through a
18 gambling game or four percent of the total gross receipts, whichever is less.
19 The licensee shall not receive the deduction unless the licensee provides
20 written proof to the state treasurer of the uncollected gaming receivables and

1 has complied with all the rules promulgated by the commission regarding the
2 issuance of credit and the collection of amounts due under a credit extension.

3 (10) "Wagerer" means a person who plays a gambling game authorized
4 under this subchapter.

5 (11) "Winnings" means the total cash value of all property or sums,
6 including currency, tokens, or instruments of monetary value paid to wagerers
7 as a direct result of wagers placed at or through a gambling game.

8 § 683. STATE LOTTERY COMMISSION; JURISDICTION; POWERS

9 The commission shall have jurisdiction over and shall supervise all
10 gambling operations governed by this subchapter. The commission shall have
11 all powers necessary and proper to execute this act, including the power to:

12 (1) Investigate applicants and determine the eligibility of applicants for
13 licenses.

14 (2) Supervise casino gambling operations and all persons in casinos or
15 casino enterprises where gambling operations are conducted.

16 (3) Inspect and examine all premises where casino gaming occurs.

17 (4) Inspect, examine, audit, impound, seize, or assume physical control
18 of all books, ledgers, documents, writings, photocopies, videotapes, or other
19 records related to casino gambling.

20 (5) Investigate and deter violations of this act or rules promulgated by
21 the commission.

1 (6) Suspend, revoke, or restrict licenses for violations of this subchapter
2 or rules promulgated by the commission.

3 § 684. APPLICATION FOR LICENSE

4 (a) A person may apply to the commission for a casino license to conduct a
5 casino gambling operation as provided in this subchapter. The application
6 shall be made on oath on forms provided by the commission and shall contain
7 information as prescribed by the commission.

8 (b) A nonrefundable application fee of \$50,000.00 shall be paid at the time
9 of filing.

10 § 685. WAGERING TAX

11 A wagering tax is imposed on the adjusted gross receipts received by the
12 licensee from gaming authorized under this subchapter at the rate of 10 percent
13 to be paid into the general fund.