



General Assembly

January Session, 2017

**Raised Bill No. 7319**

LCO No. 6107



Referred to Committee on FINANCE, REVENUE AND BONDING

Introduced by:  
(FIN)

**AN ACT CONCERNING A REQUEST FOR PROPOSALS FOR A CASINO GAMING FACILITY IN THE STATE.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) (a) Not later than January 1, 2018,  
2 the Commissioners of Consumer Protection and Economic and  
3 Community Development shall jointly develop and issue a request for  
4 proposals to select an individual, a business organization or an Indian  
5 tribe to develop, manage, operate and maintain a possible casino  
6 gaming facility in the state. The request for proposals shall require a  
7 responder to:

8 (1) Provide a market analysis detailing the benefits of the proposed  
9 casino gaming facility and the potential impacts on the municipality in  
10 which the proposed casino gaming facility may be located and on the  
11 surrounding region and the state. The market analysis shall include,  
12 but not be limited to, (A) the economic impact on the municipality and  
13 the surrounding region, (B) costs to and social, environmental, traffic  
14 and infrastructural impacts on the municipality and the surrounding

15 region, (C) the impact of the proposed casino gaming facility on the  
16 existing casino gaming facilities in the state, (D) an estimate of the  
17 number of employees to be employed at the proposed casino gaming  
18 facility, including information regarding the pay rate and benefits for  
19 such employees and a statement of whether the responder has a  
20 contract with organized labor and has the support of organized labor  
21 for the responder's proposal, and (E) a plan to attract both residents  
22 and tourists to the proposed casino gaming facility;

23 (2) Submit (A) a development agreement entered into by the  
24 responder with a municipality regarding the establishment of the  
25 proposed casino gaming facility in the municipality, provided such  
26 development agreement (i) requires the responder to make an annual  
27 payment to the municipality in an amount not less than eight million  
28 dollars if and when the proposed casino gaming facility becomes  
29 operational, and (ii) was approved, notwithstanding the provisions of  
30 any municipal charter, special act or ordinance, by a referendum of the  
31 municipality, and (B) a plan for revenue sharing with municipalities  
32 adjoining the municipality in which the proposed casino gaming  
33 facility may be located;

34 (3) Provide information and documentation to demonstrate that the  
35 responder has sufficient business ability, experience and financial  
36 stability to develop, manage, operate and maintain the proposed  
37 casino gaming facility;

38 (4) Demonstrate the responder's ability to pay a nonrefundable  
39 licensing fee of fifty million dollars and agree to pay such fee, if the  
40 responder is selected to develop, manage, operate and maintain a  
41 casino gaming facility in the state, prior to the beginning of  
42 construction;

43 (5) Agree to make a total investment of not less than five hundred  
44 million dollars in the proposed casino gaming facility;

45 (6) Agree to pay to the state thirty-five per cent of the gross gaming

46 revenue from the operation of (A) video slot machines, if any, at the  
47 proposed casino gaming facility, and (B) all other games at the  
48 proposed casino gaming facility;

49 (7) Submit the designs for the proposed casino gaming facility and a  
50 timeline for its construction;

51 (8) Describe the type and number of games to be conducted at the  
52 proposed casino gaming facility;

53 (9) Describe a process to maximize the use of small contractors and  
54 minority business enterprises, as both terms are defined in section 4a-  
55 60g of the general statutes, and veteran-owned micro businesses, as  
56 defined in subsection (c) of section 4a-59 of the general statutes, and  
57 agree to set aside, for award to small contractors, minority business  
58 enterprises and veteran-owned micro businesses, at least twenty-five  
59 per cent of the total value of all contracts it awards to build the  
60 proposed casino gaming facility;

61 (10) Submit a plan to mitigate the potential negative public health  
62 consequences associated with gambling and the operation of the  
63 proposed casino gaming facility;

64 (11) Provide a plan to protect off-track betting facilities throughout  
65 the state from any adverse impacts due to the operation of the  
66 proposed casino gaming facility;

67 (12) Certify that any principal stockholders or members of the  
68 responder will submit to the jurisdiction of the courts of this state and  
69 that the responder has designated an agent for service of process in the  
70 state; and

71 (13) Provide any other information the commissioners deem  
72 necessary to evaluate the qualifications of a responder.

73 (b) The response shall be accompanied by a fee of fifteen million  
74 dollars, which shall be refundable if the responder is not selected by

75 the commissioners to develop, manage, operate and maintain a casino  
76 gaming facility in the state or if the General Assembly does not  
77 authorize the operation of a casino gaming facility in the state. The  
78 commissioners shall waive such fee for any response submitted by the  
79 Mashantucket Pequot Tribe or the Mohegan Tribe of Indians of  
80 Connecticut.

81 (c) The responder shall bear the costs incurred by a municipality in  
82 connection with the referendum under subparagraph (A)(ii) of  
83 subdivision (2) of subsection (a) of this section.

84 (d) When evaluating the responses submitted, the commissioners  
85 shall consider, and shall select the responder that best meets, the  
86 following criteria in addition to the requirements set forth in  
87 subsection (a) of this section:

88 (1) The responder has demonstrated it is adequately capitalized to  
89 develop, manage, operate and maintain a casino gaming facility of  
90 high quality;

91 (2) The designs and plans submitted by the responder meet the  
92 minimum investment level specified in subdivision (5) of subsection  
93 (a) of this section;

94 (3) The responder has a demonstrated history of creating a diverse  
95 range of skilled and unskilled permanent jobs, maximizing the creation  
96 of new jobs and implementing initial and ongoing workforce  
97 development training programs in the development, management and  
98 operation of casino gaming facilities. The potential for the creation of  
99 new jobs shall be evaluated with consideration given to the forecasted  
100 increase in net available jobs in the state after accounting for the  
101 potential positive or negative impacts of the proposed casino gaming  
102 facility on the existing casino gaming facilities in the state;

103 (4) The responder has a demonstrated history of excellence in resort  
104 design and architecture, including the prevalence of projects that meet

105 or exceed gold certification under the applicable LEED Green Building  
106 Rating System, as defined in section 12-217mm of the general statutes,  
107 and the designs and plans submitted by the responder reflect the same;

108 (5) The responder has a demonstrated history of excellence in  
109 developing casino gaming facilities with high-quality gaming and  
110 nongaming amenities, and the designs and plans submitted by the  
111 responder reflect the same;

112 (6) The responder has a demonstrated history of developing,  
113 managing, operating and maintaining casino gaming facilities that  
114 match the existing infrastructure capabilities of the areas surrounding  
115 such facilities, and the designs and plans submitted by the responder  
116 reflect the same;

117 (7) The responder has a demonstrated history of maximizing  
118 revenue generated from out-of-state tourism through the  
119 development, management and operation of casino gaming facilities  
120 and of securing larger shares of the gaming market, and the designs  
121 and plans submitted by the responder reflect the same;

122 (8) The responder has a demonstrated ability to generate substantial  
123 revenues from casino gaming facilities in a competitive environment  
124 and under varying economic conditions, and the designs and plans  
125 submitted by the responder reflect the same;

126 (9) The responder owns or has secured the rights to use established  
127 or widely recognized casino brand names. For the purposes of this  
128 subdivision, brand names associated with the casino gaming facilities  
129 owned by the Mashantucket Pequot Tribe or the Mohegan Tribe of  
130 Indians of Connecticut shall be considered to be established or widely  
131 recognized casino brand names;

132 (10) The responder or its affiliates, or both, have a demonstrated  
133 history of entering into (A) collective bargaining agreements for the  
134 management and operation of its casino gaming facilities, and (B)

135 project labor agreements for the development and construction of its  
136 casino gaming facilities;

137 (11) The responder has a demonstrated history of conducting  
138 business with small contractors, minority business enterprises and  
139 veteran-owned micro businesses; and

140 (12) The responder has a demonstrated history of coordinating with  
141 local and state law enforcement for public safety and security matters,  
142 and the designs and plans submitted by the responder reflect the same.

143 (e) The commissioners shall jointly submit a report, in accordance  
144 with the provisions of section 11-4a of the general statutes, to the joint  
145 standing committees of the General Assembly having cognizance of  
146 matters relating to finance, revenue and bonding, public safety and  
147 security and commerce that (1) describes and summarizes the request  
148 for proposals and the responses received, (2) identifies the individual,  
149 business organization or Indian tribe selected jointly by the  
150 commissioners to develop, manage, operate and maintain a proposed  
151 casino gaming facility in the state, and (3) demonstrates that such  
152 individual, business organization or Indian tribe satisfies the  
153 requirements of the request for proposals set forth in subsection (a) of  
154 this section and meets the selection criteria set forth in subsection (d) of  
155 this section.

156 (f) No individual, business organization or Indian tribe selected may  
157 establish a casino gaming facility in the state until (1) the General  
158 Assembly has enacted legislation that provides for the operation of a  
159 casino gaming facility and authorizes participation in games at such  
160 facility, and such legislation has taken effect, and (2) has paid the  
161 nonrefundable licensing fee as set forth in subdivision (4) of subsection  
162 (a) of this section.

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>from passage</i>	New section
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**Statement of Purpose:**

To require the Commissioners of Consumer Protection and Economic and Community Development to jointly develop and issue a request for proposals to develop, manage, operate and maintain a possible casino gaming facility in the state.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*