



General Assembly

Amendment

January Session, 2017

LCO No. 6611



Offered by:

SEN. LARSON, 3rd Dist.

SEN. OSTEN, 19th Dist.

To: Subst. Senate Bill No. 957

File No. 310

Cal. No. 173

**"AN ACT CONCERNING THE REGULATION OF GAMING AND
THE AUTHORIZATION OF A CASINO GAMING FACILITY IN THE
STATE."**

1 Strike lines 382 to 413, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "(c) Such authorization shall not be effective unless the following
4 conditions have been met:

5 (1) (A) The Governor enters into amendments to the Mashantucket
6 Pequot procedures and to the Mashantucket Pequot memorandum of
7 understanding with the Mashantucket Pequot Tribe and amendments
8 to the Mohegan compact and to the Mohegan memorandum of
9 understanding with the Mohegan Tribe of Indians of Connecticut
10 concerning the operation of a casino gaming facility in the state.

11 (B) The amendments to the Mashantucket Pequot procedures and
12 the Mohegan compact shall include a provision that the authorization

13 of MMCT Venture, LLC, to conduct authorized games in the state does
14 not terminate the moratorium against the operation of video facsimile
15 games by the Mashantucket Pequot Tribe and Mohegan Tribe of
16 Indians of Connecticut on each tribe's reservation.

17 (C) The amendments to each tribe's memorandum of understanding
18 shall include a provision that the authorization of MMCT Venture,
19 LLC, to conduct authorized games in the state does not relieve each
20 tribe from each tribe's obligation to contribute a percentage of the gross
21 operating revenues of video facsimile games to the state as provided in
22 each tribe's memorandum of understanding.

23 (2) The amendment to the Mashantucket Pequot procedures and to
24 the Mohegan compact is approved by the General Assembly pursuant
25 to section 3-6c of the general statutes.

26 (3) The amendments to the Mashantucket Pequot procedures and to
27 the Mohegan compact is approved by the Secretary of the United
28 States Department of the Interior pursuant to the federal Indian
29 Gaming Regulatory Act, P.L. 100-497, 25 USC 2701 et seq., and its
30 implementing regulations. If such approval is overturned by a court in
31 a final judgment, which is not appealable, the authorization provided
32 under this section shall cease to be effective.

33 (4) The amendments to the Mashantucket Pequot memorandum of
34 understanding and to the Mohegan memorandum of understanding
35 are approved by the General Assembly pursuant to the process
36 described in section 3-6c of the general statutes.

37 (5) The governing bodies of the Mashantucket Pequot Tribe and
38 Mohegan Tribe of Indians of Connecticut enact resolutions providing
39 (A) that if MMCT Venture, LLC, fails to pay any fees or taxes due the
40 state, the tribes, as the members of MMCT Venture, LLC, waive the
41 possible defense of sovereign immunity with respect to any action or
42 claim by the state against the tribes as the members of MMCT Venture,
43 LLC, to the extent such action or claim is permitted to be brought
44 against a member of a limited liability company under state law to

45 collect any fees or taxes, while preserving any other defenses available
46 to the tribes, and (B) that any such action may be brought in the
47 superior court for the judicial district of Hartford."

48 After the last section, add the following and renumber sections and
49 internal references accordingly:

50 "Sec. 501. (*Effective from passage*) Notwithstanding any provision of
51 the general statutes or any special act, charter or ordinance, the town
52 of East Windsor may, by affirmative vote of a majority of the town's
53 board of selectmen, enter into a written agreement with any party
54 owning or proposing to acquire an interest in real property in the
55 town, that fixes the assessment of (1) any such real property which is
56 the subject of the agreement, and all improvements thereon or therein
57 and to be constructed thereon or therein, and (2) all taxable personal
58 property, whether owned or leased, to be located on such real
59 property. Such agreement or any modification, renewal or extension
60 thereof shall be for a period of not more than ten years. Such
61 agreement may provide that the owner or lessee of such personal
62 property is not required to submit a personal property declaration in
63 the town during the period for which such agreement is in effect. The
64 provisions of this section shall only apply if such real property,
65 improvements and personal property are owned, leased or used in
66 connection with a casino gaming facility, as defined in section 12-557b
67 of the general statutes, as amended by this act. For the purposes of this
68 section, "improvements" includes the rehabilitation of any structure
69 that is in existence on the effective date of this section and is
70 rehabilitated for use by a casino gaming facility."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	New section