



General Assembly

Amendment

January Session, 2017

LCO No. 7672



Offered by:

SEN. LARSON, 3rd Dist.
SEN. OSTEN, 19th Dist.
SEN. DUFF, 25th Dist.
SEN. FORMICA, 20th Dist.
SEN. SOMERS, 18th Dist.
SEN. LINARES, 33rd Dist.
REP. RYAN, 139th Dist.
REP. FRANCE, 42nd Dist.

REP. DELNICKI, 14th Dist.
REP. DE LA CRUZ, 41st Dist.
REP. CONLEY, 40th Dist.
REP. RILEY, 46th Dist.
REP. SKULCZYCK, 45th Dist.
REP. URBAN, 43rd Dist.
REP. HALL, 59th 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 everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 12-557b of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 As used in this chapter, sections 12-579 and 12-580, [and] chapter
6 226b, sections 2 to 6, inclusive, of this act, and section 53-278g, as
7 amended by this act, unless the context otherwise requires:

8 (1) "Commissioner" means the Commissioner of Consumer
9 Protection;

10 (2) "Department" means the Department of Consumer Protection;

11 (3) "Business organization" means a partnership, incorporated or
12 unincorporated association, firm, corporation, trust or other form of
13 business or legal entity, other than a financial institution regulated by a
14 state or federal agency which is not exercising control over an
15 association licensee, [; and] but does not mean a governmental or
16 sovereign entity;

17 (4) "Control" means the power to exercise authority over or direct
18 the management and policies of a person or business organization; [.]

19 (5) "Casino gaming facility" means any casino gaming facility
20 authorized by any provision of the general statutes or a public or
21 special act to conduct authorized games on its premises, but does not
22 include any casino gaming facility located on Indian lands pursuant to
23 the Indian Gaming Regulatory Act, P.L. 100-497, 25 USC 2701 et seq.;

24 (6) "Authorized game" means any game of chance specifically
25 authorized to be conducted at a casino gaming facility by any
26 provision of the general statutes or a public or special act; and

27 (7) "Gross gaming revenue" means the total of all sums actually
28 received by a casino gaming facility from gaming operations less the
29 total of all sums paid as winnings to patrons of the casino gaming
30 facility, provided the total of all sums paid as winnings to such patrons
31 shall not include the cash equivalent value of any merchandise or
32 thing of value included in a jackpot or payout, and provided further
33 the issuance to or wagering by such patrons of any promotional
34 gaming credit shall not be included in the total of all sums actually
35 received by a casino gaming facility for the purposes of determining
36 gross gaming revenue.

37 Sec. 2. (NEW) (*Effective from passage*) (a) Not later than twelve

38 months after the date any authorization of a casino gaming facility by
39 any provision of the general statutes or a public or special act is
40 effective, the commissioner shall adopt regulations, in accordance with
41 the provisions of chapter 54 of the general statutes, for the
42 administration of casino gaming facilities. Such regulations shall
43 include provisions to protect the public interest in the integrity of
44 gaming operations and reduce the dangers of unsuitable, unfair or
45 illegal practices, methods and activities in the conduct of gaming. Such
46 regulations shall include, but need not be limited to:

- 47 (1) Minimum accounting standards for a casino gaming facility;
- 48 (2) Minimum security procedures including the video monitoring of
49 casino gaming facilities;
- 50 (3) Approved hours of operation for gaming and nongaming
51 activities at casino gaming facilities;
- 52 (4) Procedures governing the manufacture, sale, lease and
53 distribution of gaming devices and equipment for use in casino
54 gaming facilities;
- 55 (5) Procedures for the recovery of winnings by patrons of casino
56 gaming facilities;
- 57 (6) Procedures governing how gross gaming revenue is calculated
58 and reported by a casino gaming facility;
- 59 (7) Requirements for regular auditing of the financial statements of a
60 casino gaming facility;
- 61 (8) Procedures to be followed by any casino gaming facility for cash
62 transactions;
- 63 (9) Procedures regarding the maintenance of lists of persons banned
64 from any casino gaming facility and security measures to enforce such
65 bans;

66 (10) Standards for the provision of complimentary goods and
67 services to casino gaming facility patrons;

68 (11) Minimum standards of training for persons employed in a
69 casino gaming facility;

70 (12) Procedures governing the submission of standards of operation
71 and management of gaming operations by casino gaming facilities to
72 the commissioner; and

73 (13) Requirements for information and reports from casino gaming
74 facilities to enable effective auditing of casino gaming operations.

75 (b) Until such regulations are adopted and in effect, a casino gaming
76 facility may operate pursuant to its standards of operation and
77 management, provided such standards are approved by the
78 commissioner pursuant to section 3 of this act.

79 Sec. 3. (NEW) (*Effective from passage*) (a) Each casino gaming facility
80 shall submit to the commissioner a description of its standards of
81 operation and management of all gaming operations. The description
82 shall include: (1) Accounting controls to be used in casino gaming
83 operations; (2) job descriptions for all positions involved in casino
84 gaming operations; (3) procedures for the security of chips, cash and
85 other cash equivalents used in authorized games; (4) procedures for
86 the safety and security of patrons of the casino gaming facility; (5)
87 procedures and rules governing the conduct of any authorized games
88 conducted at the casino gaming facility; (6) a certification by the
89 attorney of the casino gaming facility that the submitted standards of
90 operation and management conform to state law and regulations
91 governing casino gaming operations; (7) a certification by the chief
92 financial officer of the casino gaming facility or an independent
93 auditor that the submitted standards of operation and management
94 provide adequate and effective controls, establish a consistent overall
95 system of procedures and administrative and accounting controls and
96 conform to generally accepted accounting principles; and (8) any other
97 standards required by the commissioner.

98 (b) The commissioner shall approve or reject a submission of
99 standards of operation and management required under subsection (a)
100 of this section not later than sixty days after the date on which the
101 commissioner received such standards. If the commissioner fails to
102 approve or reject a submission of standards of operation and
103 management not later than sixty days after the date on which the
104 commissioner received such standards of operation and management,
105 such standards of operation and management shall be deemed
106 approved. No casino gaming facility may commence casino gaming
107 operations unless such standards of operation and management are
108 approved by the commissioner or deemed approved.

109 (c) No casino gaming facility shall revise any standards of operation
110 and management that have been approved by the commissioner or
111 deemed approved pursuant to subsection (b) of this section unless the
112 revision has been approved by the commissioner. If the commissioner
113 fails to approve or reject a submitted revision not later than sixty days
114 after the date on which the commissioner received such revision, such
115 revision shall be deemed approved.

116 (d) A casino gaming facility aggrieved by an action of the
117 commissioner under the provisions of this section may request a
118 hearing before the commissioner. The commissioner shall hold such
119 hearing in accordance with the provisions of chapter 54 of the general
120 statutes.

121 (e) The commissioner shall periodically review a casino gaming
122 facility's compliance with state law and regulations governing casino
123 gaming facilities.

124 Sec. 4. (NEW) (*Effective from passage*) (a) No person may commence
125 or continue employment on the gaming floor or in a gaming-related
126 position in a casino gaming facility unless such person holds a gaming
127 employee license issued by the commissioner pursuant to this section.

128 (b) No person or business organization may provide more than
129 twenty-five thousand dollars of nongaming goods or services per year

130 in a casino gaming facility unless such person or business organization
131 holds a nongaming vendor license issued by the commissioner
132 pursuant to this section.

133 (c) No person or business organization may provide gaming
134 services or gaming equipment to a casino gaming facility unless such
135 person or business organization holds a gaming services license issued
136 by the commissioner pursuant to this section.

137 (d) No business organization, other than a shareholder in a publicly
138 traded corporation, may exercise control in or over a licensee licensed
139 pursuant to this section unless such business organization holds a
140 gaming affiliate license issued by the commissioner pursuant to this
141 section.

142 (e) Each applicant for a license issued pursuant to this section shall
143 submit a completed application on forms prescribed by the
144 commissioner. Such application forms may require the applicant to
145 submit information as to: (1) Financial standing and credit; (2) moral
146 character; (3) criminal record, if any; (4) previous employment; (5)
147 corporate, partnership or association affiliations; (6) ownership of
148 personal assets; and (7) any other information as the commissioner
149 deems pertinent to the issuance of such license.

150 (f) The commissioner shall, as soon as practicable after the receipt of
151 a completed license application, grant or deny the license application.
152 Any license issued by the commissioner pursuant to this section shall
153 be effective for not more than one year from the date of issuance.
154 Applications for renewal of any such license shall be on such form as
155 prescribed by the commissioner. Any holder of a license issued
156 pursuant to this section who submits an application to renew such
157 license may continue to be employed by a casino gaming facility or
158 provide services to a casino gaming facility until the commissioner
159 denies such renewal application.

160 (g) The commissioner may issue a temporary license at the request
161 of any person who has submitted an application for a license under

162 this section. The commissioner shall require such applicant to submit
163 to state and national criminal history records checks before receiving a
164 temporary license. The criminal history records checks shall be
165 conducted in accordance with section 29-17a of the general statutes. A
166 temporary license shall expire when the commissioner grants or denies
167 the pending application for a license under this section.

168 (h) The commissioner may investigate any person or business
169 organization that holds a license pursuant to this section at any time
170 and may suspend or revoke such license for good cause after a hearing
171 held in accordance with the provisions of chapter 54 of the general
172 statutes. Any person or business organization whose license is
173 suspended or revoked, or any applicant aggrieved by the action of the
174 commissioner concerning an application for a license or renewal
175 application, may appeal pursuant to section 4-183 of the general
176 statutes.

177 Sec. 5. (NEW) (*Effective from passage*) (a) For the purposes of this
178 section, "alcoholic liquor" has the same meaning as provided in section
179 30-1 of the general statutes.

180 (b) Except as provided in subsection (c) of this section, no person
181 under the minimum age for the purchase of alcoholic liquor under the
182 provisions of chapter 545 of the general statutes shall be admitted onto
183 the gaming floor of any casino gaming facility nor be permitted to
184 participate in any authorized games.

185 (c) A person eighteen years of age or older but under the minimum
186 age for the purchase of alcoholic liquor may be employed in a casino
187 gaming facility, provided such person is licensed by the commissioner
188 pursuant to section 4 of this act and such employment does not involve
189 handling or serving alcoholic liquor.

190 Sec. 6. (NEW) (*Effective from passage*) (a) Commencing in any fiscal
191 year that a casino gaming facility is authorized by any provision of the
192 general statutes to conduct authorized games, and on or before
193 September thirtieth in each fiscal year thereafter, the commissioner

194 shall: (1) Estimate, after consultation with each casino gaming facility,
195 the reasonable and necessary costs that will be incurred by the
196 department in the next fiscal year to regulate casino gaming facilities
197 under chapters 226 and 545 of the general statutes and sections 2 to 5,
198 inclusive, of this act; and (2) assess each casino gaming facility its share
199 of such estimated costs pro rata according to its annualized share of
200 the gross gaming revenue of all casino gaming facilities in the prior
201 fiscal year, if any. The estimated costs shall not exceed the estimate of
202 expenditure requirements transmitted by the commissioner pursuant
203 to section 4-77 of the general statutes. The assessment for any fiscal
204 year shall be: (A) Reduced pro rata by the amount of any surplus from
205 the assessment of the prior fiscal year, which shall be maintained in
206 accordance with subsection (d) of this section, or (B) increased pro rata
207 by the amount of any deficit from the assessment of the prior fiscal
208 year.

209 (b) Each casino gaming facility shall pay to the commissioner the
210 amount assessed to such casino gaming facility not later than the date
211 specified by the commissioner for payment, provided such date is not
212 less than thirty days from the date of such assessment. The
213 commissioner shall remit to the Treasurer all funds received pursuant
214 to this section.

215 (c) (1) There is established a fund to be known as the "State Gaming
216 Regulatory Fund". The fund shall contain any moneys required or
217 permitted to be deposited in the fund and shall be held by the
218 Treasurer separate and apart from all other moneys, funds and
219 accounts. Investment earnings credited to the assets of said fund shall
220 become part of the assets of said fund. Any balance remaining in said
221 fund at the end of any fiscal year shall be carried forward in said fund
222 for the fiscal year next succeeding. Moneys in the fund shall be
223 expended by the Treasurer for the purposes of paying the costs
224 incurred by the department to regulate casino gaming facilities.

225 (2) The Treasurer shall deposit all funds received pursuant to
226 subsection (b) of this section in the State Gaming Regulatory Fund.

227 (d) On or before September thirtieth, annually, the Comptroller shall
228 calculate the actual reasonable and necessary costs incurred by the
229 department to regulate casino gaming facilities during the prior fiscal
230 year. The Treasurer shall set aside within the State Gaming Regulatory
231 Fund amounts received in excess of such actual costs. Such excess
232 amounts shall be considered a surplus for the purposes of subsection
233 (a) of this section.

234 (e) Any casino gaming facility aggrieved by an assessment under
235 the provisions of this section may request a hearing before the
236 commissioner not later than thirty days after such assessment. The
237 commissioner shall hold such hearing in accordance with the
238 provisions of chapter 54 of the general statutes not later than thirty
239 days after receiving such request.

240 Sec. 7. Section 12-561 of the general statutes is repealed and the
241 following is substituted in lieu thereof (*Effective from passage*):

242 No commissioner or unit head or employee of the department shall
243 directly or indirectly, individually or as a member of a partnership or
244 as a shareholder of a corporation, have any interest whatsoever in
245 dealing in any lottery, racing, fronton, [or] betting enterprise or casino
246 gaming facility or in the ownership or leasing of any property or
247 premises used by or for any lottery, racing, fronton, [or] betting
248 enterprise or casino gaming facility. No commissioner or unit head
249 shall, directly or indirectly, wager at any off-track betting facility, race
250 track or fronton authorized under this chapter, [or] purchase lottery
251 tickets issued under this chapter or play, directly or indirectly, any
252 authorized game conducted at a casino gaming facility. The
253 commissioner may adopt regulations in accordance with the
254 provisions of chapter 54 to prohibit any employee of the department
255 from engaging, directly or indirectly, in any form of legalized
256 gambling activity in which such employee is involved because of his or
257 her employment with the department. For purposes of this section,
258 "unit head" means a managerial employee with direct oversight of a
259 legalized gambling activity.

260 Sec. 8. Subsection (a) of section 12-562 of the general statutes is
261 repealed and the following is substituted in lieu thereof (*Effective from*
262 *passage*):

263 (a) Except as provided in subsection (b) of this section, the
264 commissioner shall have power to enforce the provisions of this
265 chapter and chapter 226b, and shall adopt all necessary regulations for
266 that purpose and for carrying out, enforcing and preventing violation
267 of any of the provisions of this chapter, for the inspection of licensed
268 premises, [or] enterprises or casino gaming facilities, for insuring
269 proper, safe and orderly conduct of licensed premises, [or] enterprises
270 or casino gaming facilities and for protecting the public against fraud
271 or overcharge. The commissioner shall have power generally to do
272 whatever is reasonably necessary for the carrying out of the intent of
273 this chapter; and may call upon other administrative departments of
274 the state government and of municipal governments for such
275 information and assistance as he or she deems necessary to the
276 performance of his or her duties. The commissioner shall set racing
277 and jai alai meeting dates, except that the commissioner may delegate
278 to designated staff the authority for setting make-up performance
279 dates. The commissioner shall, as far as practicable, avoid conflicts in
280 the dates assigned for racing or the exhibition of the game of jai alai in
281 the state.

282 Sec. 9. Section 12-563a of the general statutes is repealed and the
283 following is substituted in lieu thereof (*Effective from passage*):

284 The Commissioner of Consumer Protection shall, within available
285 resources, prepare and distribute informational materials designed to
286 inform the public of the programs available for the prevention,
287 treatment and rehabilitation of compulsive gamblers in this state. The
288 commissioner shall require any casino gaming facility and any person
289 or business organization which is licensed to sell lottery tickets,
290 operate an off-track betting system or conduct wagering on racing
291 events or jai alai games, to display such informational materials at the
292 casino gaming facility and each licensed premise, respectively.

293 Sec. 10. Section 12-577 of the general statutes is repealed and the
294 following is substituted in lieu thereof (*Effective from passage*):

295 The commissioner shall annually cause to be made by some
296 competent person or persons in the department a thorough audit of
297 the books and records of each association licensee under this chapter
298 and each casino gaming facility and the commissioner may, from time
299 to time, cause to be made by some competent person in the
300 department a thorough audit of the books and records of any other
301 person or business organization licensed under this chapter. All such
302 audit records shall be kept on file in the commissioner's office at all
303 times. Each licensee and casino gaming facility shall permit access to
304 its books and records for the purpose of having such audit made, and
305 shall produce, upon written order of the commissioner, any documents
306 and information required for such purpose.

307 Sec. 11. Section 12-578 of the general statutes is repealed and the
308 following is substituted in lieu thereof (*Effective from passage*):

309 (a) The commissioner shall adopt regulations, in accordance with
310 the provisions of chapter 54, governing registration and the issuance
311 and annual renewal of licenses and payment of annual nonrefundable
312 application fees for the same in accordance with the following
313 schedule:

314 (1) Registration: (A) Stable name, one hundred dollars; (B)
315 partnership name, one hundred dollars; (C) colors, twenty dollars; (D)
316 kennel name, one hundred dollars.

317 (2) Licenses: (A) Owner, one hundred dollars; (B) trainer, one
318 hundred dollars; (C) assistant trainer, one hundred dollars; (D) jockey,
319 forty dollars; (E) jockey agent, for each jockey, one hundred dollars; (F)
320 stable employees, including exercise boy, groom, stable foreman, hot
321 walker, outrider, twenty dollars; (G) veterinarian, one hundred dollars;
322 (H) jockey apprentice, forty dollars; (I) driver, one hundred dollars; (J)
323 valet, twenty dollars; (K) blacksmith, twenty dollars; (L) plater, twenty
324 dollars; (M) concessionaire, for each concession, two hundred fifty

325 dollars; (N) concessionaire affiliate, for each concession of the
326 concessionaire, two hundred fifty dollars; (O) concession employees,
327 twenty dollars; (P) jai alai players, one hundred dollars; (Q) officials
328 and supervisors, one hundred dollars; (R) pari-mutuel employees,
329 forty dollars; (S) other personnel engaged in activities regulated under
330 this chapter, twenty dollars; (T) vendor, for each contract, two hundred
331 fifty dollars; (U) totalizator, for each contract, two hundred fifty
332 dollars; (V) vendor and totalizator affiliates, for each contract of the
333 vendor or totalizator, two hundred fifty dollars; (W) gaming employee,
334 forty dollars; (X) nongaming vendor, two hundred fifty dollars; (Y)
335 gaming services, five hundred dollars; and (Z) gaming affiliate, two
336 hundred fifty dollars. For the purposes of this subdivision,
337 "concessionaire affiliate" means a business organization, other than a
338 shareholder in a publicly traded corporation, that may exercise control
339 in or over a concessionaire; and "concessionaire" means any individual
340 or business organization granted the right to operate an activity at a
341 dog race track or off-track betting facility for the purpose of making a
342 profit that receives or, in the exercise of reasonable business judgment,
343 can be expected to receive more than twenty-five thousand dollars or
344 twenty-five per cent of its gross annual receipts from such activity at
345 such track or facility.

346 (b) The commissioner shall require each applicant for a license
347 under subdivision (2) of subsection (a) of this section to submit to state
348 and national criminal history records checks before such license is
349 issued. The criminal history records checks required pursuant to this
350 subsection shall be conducted in accordance with section 29-17a.

351 Sec. 12. Section 53-278g of the general statutes is repealed and the
352 following is substituted in lieu thereof (*Effective from passage*):

353 (a) Nothing in sections 53-278a to [53-278g] 53-278f, inclusive, shall
354 be construed to prohibit the publication of an advertisement of, or the
355 operation of, or participation in, a state lottery, pari-mutuel betting at
356 race tracks licensed by the state, off-track betting conducted by the
357 state or a licensee authorized to operate the off-track betting system,

358 authorized games at a casino gaming facility, a promotional drawing
359 for a prize or prizes, conducted for advertising purposes by any
360 person, firm or corporation other than a retail grocer or retail grocery
361 chain, wherein members of the general public may participate without
362 making any purchase or otherwise paying or risking credit, money, or
363 any other tangible thing of value or a sweepstakes conducted pursuant
364 to sections 42-295 to 42-301, inclusive.

365 (b) The Mashantucket Pequot tribe and the Mohegan Tribe of
366 Indians of Connecticut, or their agents, may use and possess at any
367 location within the state, solely for the purpose of training individuals
368 in skills required for employment by the tribe or testing a gambling
369 device, any gambling device which the tribes are authorized to utilize
370 on their reservations pursuant to the federal Indian Gaming
371 Regulatory Act; provided no money or other thing of value shall be
372 paid to any person as a result of the operation of such gambling device
373 in the course of such training or testing at locations outside of the
374 reservation of the tribe. Any person receiving such training or testing
375 such device may use any such device in the course of such training or
376 testing. Whenever either of said tribes intends to use and possess at
377 any location within the state any such gambling device for the purpose
378 of testing such device, the tribe shall give prior notice of such testing to
379 the Department of Consumer Protection.

380 (c) Any casino gaming facility, or its agents, may use and possess at
381 any location within the state, solely for the purpose of training
382 individuals in skills required for employment by the casino gaming
383 facility or testing a gambling device, any gambling device which the
384 casino gaming facility may use for conducting authorized games at the
385 casino gaming facility, provided no money or other thing of value shall
386 be paid to any person as a result of the operation of such gambling
387 device in the course of such training or testing at locations outside of
388 the casino gaming facility. Any person receiving such training or
389 testing such device may use any such device in the course of such
390 training or testing. Whenever a casino gaming facility intends to use
391 and possess at any location within the state any such gambling device

392 for the purpose of testing such device, the casino gambling facility
393 shall give prior notice of such testing to the Department of Consumer
394 Protection.

395 Sec. 13. Subsection (a) of section 30-37k of the general statutes is
396 repealed and the following is substituted in lieu thereof (*Effective from*
397 *passage*):

398 (a) As used in this section and subsection (a) of section 30-91: (1)
399 "Casino" means the premises within which a gaming facility is
400 operated with other facilities, including, but not limited to, restaurants,
401 hotels, nightclubs, bingo halls or convention centers; and (2) "gaming
402 facility" means a room or rooms within which class III gaming, as
403 defined in the Indian Gaming Regulatory Act, P.L. 100-497, 25 USC
404 2701, et seq., or an authorized game, as defined in section 12-557b, as
405 amended by this act, is legally conducted.

406 Sec. 14. (NEW) (*Effective from passage*) (a) For the purposes of this
407 section and section 15 of this act:

408 (1) "Authorized games" means any game of chance, including, but
409 not limited to, blackjack, poker, dice, money-wheels, roulette, baccarat,
410 chuck-a-luck, pan game, over and under, horse race game, acey-deucey,
411 beat the dealer, bouncing ball, video facsimile game and any other
412 game of chance authorized by the Commissioner of Consumer
413 Protection;

414 (2) "Mashantucket Pequot memorandum of understanding" means
415 the memorandum of understanding entered into by and between the
416 state and the Mashantucket Pequot Tribe on January 13, 1993, as
417 amended on April 30, 1993;

418 (3) "Mashantucket Pequot procedures" means the Final
419 Mashantucket Pequot Gaming Procedures prescribed by the Secretary
420 of the United States Department of the Interior pursuant to Section
421 2710(d)(7)(B)(vii) of Title 25 of the United States Code and published in
422 56 Federal Register 24996 (May 31, 1991);

423 (4) "MMCT Venture, LLC" means a limited liability company
424 described in subsection (d) of this section;

425 (5) "Mohegan compact" means the Tribal-State Compact entered
426 into by and between the state and the Mohegan Tribe of Indians of
427 Connecticut on May 17, 1994; and

428 (6) "Mohegan memorandum of understanding" means the
429 memorandum of understanding entered into by and between the state
430 and the Mohegan Tribe of Indians of Connecticut on May 17, 1994.

431 (b) MMCT Venture, LLC, is authorized to conduct authorized
432 games at a casino gaming facility at 171 Bridge Street, East Windsor,
433 Connecticut.

434 (c) Such authorization shall not be effective unless the following
435 conditions have been met:

436 (1) (A) The Governor enters into amendments to the Mashantucket
437 Pequot procedures and to the Mashantucket Pequot memorandum of
438 understanding with the Mashantucket Pequot Tribe and amendments
439 to the Mohegan compact and to the Mohegan memorandum of
440 understanding with the Mohegan Tribe of Indians of Connecticut
441 concerning the operation of a casino gaming facility in the state.

442 (B) The amendments to the Mashantucket Pequot procedures and
443 the Mohegan compact shall include a provision that the authorization
444 of MMCT Venture, LLC, to conduct authorized games in the state does
445 not terminate the moratorium against the operation of video facsimile
446 games by the Mashantucket Pequot Tribe and Mohegan Tribe of
447 Indians of Connecticut on each tribe's reservation.

448 (C) The amendments to each tribe's memorandum of understanding
449 shall include a provision that the authorization of MMCT Venture,
450 LLC, to conduct authorized games in the state does not relieve each
451 tribe from each tribe's obligation to contribute a percentage of the gross
452 operating revenues of video facsimile games to the state as provided in

453 each tribe's memorandum of understanding.

454 (2) The amendments to the Mashantucket Pequot procedures, the
455 Mashantucket Pequot memorandum of understanding, the Mohegan
456 compact and the Mohegan memorandum of understanding are
457 approved or deemed approved by the Secretary of the United States
458 Department of the Interior pursuant to the federal Indian Gaming
459 Regulatory Act, P.L. 100-497, 25 USC 2701 et seq., and its
460 implementing regulations. If such approval is overturned by a court in
461 a final judgment, which is not appealable, the authorization provided
462 under this section shall cease to be effective.

463 (3) The amendments to the Mashantucket Pequot procedures and to
464 the Mohegan compact are approved by the General Assembly
465 pursuant to section 3-6c of the general statutes.

466 (4) The amendments to the Mashantucket Pequot memorandum of
467 understanding and to the Mohegan memorandum of understanding
468 are approved by the General Assembly pursuant to the process
469 described in section 3-6c of the general statutes.

470 (5) The governing bodies of the Mashantucket Pequot Tribe and
471 Mohegan Tribe of Indians of Connecticut enact resolutions providing:
472 (A) That if MMCT Venture, LLC, fails to pay any fees or taxes due the
473 state, the tribes, as the members of MMCT Venture, LLC, waive the
474 possible defense of sovereign immunity with respect to any action or
475 claim by the state against the tribes as the members of MMCT Venture,
476 LLC, to the extent such action or claim is permitted to be brought
477 against a member of a limited liability company under state law to
478 collect any fees or taxes, while preserving any other defenses available
479 to the tribes, and (B) that the venue for such action or claim shall be in
480 the judicial district of Hartford.

481 (d) Such authorization shall apply to MMCT Venture, LLC,
482 provided: (1) MMCT Venture, LLC, is a limited liability company
483 jointly and exclusively owned by the Mashantucket Pequot Tribe and
484 the Mohegan Tribe of Indians of Connecticut; (2) no other person or

485 business organization holds an equity interest in MMCT Venture, LLC;
486 and (3) each tribe holds at least a twenty-five per cent equity interest in
487 MMCT Venture, LLC. If MMCT Venture, LLC, ceases to be a limited
488 liability company jointly and exclusively owned by the Mashantucket
489 Pequot Tribe and the Mohegan Tribe of Indians of Connecticut in
490 which each tribe holds at least a twenty-five per cent equity interest,
491 such authorization shall be void.

492 Sec. 15. (NEW) (*Effective from passage*) (a) For the purposes of this
493 section, "gross gaming revenue" has the same meaning as provided in
494 section 12-557b of the general statutes, as amended by this act.

495 (b) Not later than thirty days after the date the authorization of
496 MMCT Venture, LLC, to conduct authorized games at a casino gaming
497 facility is effective pursuant to section 14 of this act, MMCT Venture,
498 LLC, shall pay to the state one million dollars for the initial costs to be
499 incurred by the state to regulate the casino gaming facility. Such
500 money shall be credited against unpaid required payments pursuant to
501 subsection (c) of this section for the first full calendar year in which the
502 casino gaming facility is conducting authorized games.

503 (c) Not later than thirty days after the date the casino gaming facility
504 is operational and on a monthly basis thereafter while such casino
505 gaming facility is operational, MMCT Venture, LLC, shall pay to the
506 state: (1) Ten per cent of the gross gaming revenue from the operation
507 of authorized games, except video facsimile games, which shall be
508 deposited in the state-wide tourism marketing account, established
509 pursuant to section 10-395a of the general statutes; (2) fifteen per cent
510 of the gross gaming revenue from the operation of authorized games,
511 except video facsimile games, which shall be deposited in the General
512 Fund; and (3) twenty-five per cent of the gross gaming revenue from
513 the operation of video facsimile games, which shall be deposited as
514 follows: (A) Three million dollars annually in the municipal gaming
515 account, established pursuant to section 16 of this act, and (B) any
516 remaining amounts in the General Fund.

517 (d) Not later than the date the casino gaming facility is operational
518 and annually thereafter while such casino gaming facility is
519 operational, MMCT Venture, LLC, shall contribute three hundred
520 thousand dollars to the Connecticut Council on Problem Gambling.

521 Sec. 16. (NEW) (*Effective from passage*) (a) There is established an
522 account to be known as the "municipal gaming account" which shall be
523 a separate, nonlapsing account within the Mashantucket Pequot and
524 Mohegan Fund established by section 3-55i of the general statutes. The
525 account shall contain any moneys required by law to be deposited in
526 the account. Moneys in the account shall be expended by the Office of
527 Policy and Management for the purpose of providing annual grants
528 pursuant to subsection (b) of this section.

529 (b) On and after the date the Secretary of the Office of Policy and
530 Management finds that a minimum of three million dollars has been
531 deposited in the municipal gaming account pursuant to subsection (c)
532 of section 15 of this act, the Office of Policy and Management shall
533 provide an annual grant of five hundred thousand dollars to each of
534 the following municipalities: East Hartford, Ellington, Enfield,
535 Hartford, South Windsor and Windsor Locks. The amount of the grant
536 payable to each municipality during any fiscal year shall be reduced
537 proportionately if the total of such grants exceeds the amount of funds
538 available for such year.

539 Sec. 17. (*Effective from passage*) Notwithstanding any provision of the
540 general statutes or any special act, charter or ordinance, the town of
541 East Windsor may, by affirmative vote of a majority of the town's
542 board of selectmen, enter into a written agreement with any party
543 owning or proposing to acquire an interest in real property in the
544 town, that fixes the assessment of (1) any such real property which is
545 the subject of the agreement, and all improvements thereon or therein
546 and to be constructed thereon or therein, and (2) all taxable personal
547 property, whether owned or leased, to be located on such real
548 property. Such agreement or any modification, renewal or extension
549 thereof shall be for a period of not more than ten years. Such

550 agreement may provide that the owner or lessee of such personal
 551 property is not required to submit a personal property declaration in
 552 the town during the period for which such agreement is in effect. The
 553 provisions of this section shall only apply if such real property,
 554 improvements and personal property are owned, leased or used in
 555 connection with a casino gaming facility, as defined in section 12-557b
 556 of the general statutes, as amended by this act. For the purposes of this
 557 section, "improvements" include the rehabilitation of any structure that
 558 exists on the effective date of this section and is rehabilitated for use by
 559 a casino gaming facility."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	12-557b
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section
Sec. 4	<i>from passage</i>	New section
Sec. 5	<i>from passage</i>	New section
Sec. 6	<i>from passage</i>	New section
Sec. 7	<i>from passage</i>	12-561
Sec. 8	<i>from passage</i>	12-562(a)
Sec. 9	<i>from passage</i>	12-563a
Sec. 10	<i>from passage</i>	12-577
Sec. 11	<i>from passage</i>	12-578
Sec. 12	<i>from passage</i>	53-278g
Sec. 13	<i>from passage</i>	30-37k(a)
Sec. 14	<i>from passage</i>	New section
Sec. 15	<i>from passage</i>	New section
Sec. 16	<i>from passage</i>	New section
Sec. 17	<i>from passage</i>	New section