



House of Representatives

General Assembly

File No. 238

February Session, 2018

Substitute House Bill No. 5305

House of Representatives, April 5, 2018

The Committee on Public Safety and Security reported through REP. VERRENGIA of the 20th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING A REQUEST FOR PROPOSALS TO QUALIFY AN ENTITY TO DEVELOP 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 ninety days after
2 the effective date of this section, the Commissioners of Consumer
3 Protection and Economic and Community Development shall jointly
4 develop and issue a request for proposals to qualify an individual, a
5 business organization or an Indian tribe to develop, manage, operate
6 and maintain a possible casino gaming facility in the state.

7 (b) The request for proposals shall require a responder to:

8 (1) Provide an outline of the significant benefits that the proposed
9 casino gaming facility will bring to the municipality in which the
10 proposed casino gaming facility may be located, the surrounding
11 municipalities and the state, and include a marketing and tourism

12 plan;

13 (2) Submit (A) a development agreement entered into by the
14 responder with a municipality regarding the establishment of the
15 proposed casino gaming facility in the municipality, provided such
16 development agreement (i) requires the responder to make an annual
17 payment to the municipality in an amount not less than eight million
18 dollars if and when the proposed casino gaming facility becomes
19 operational, and (ii) was approved, notwithstanding the provisions of
20 any municipal charter, special act or ordinance, by a referendum of the
21 municipality not later than January 1, 2019, and (B) a plan for revenue
22 sharing with municipalities surrounding the municipality in which the
23 proposed casino gaming facility may be located;

24 (3) Submit a workforce development agreement entered into by the
25 responder with a municipality regarding the establishment of a
26 regional workforce development center to be located in the
27 municipality for the purposes of training employees of the proposed
28 casino gaming facility;

29 (4) Submit a market analysis detailing the benefits of the proposed
30 casino gaming facility;

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

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

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

39 (8) Estimate the number of employees, which shall be not less than
40 two thousand persons, to be employed at the proposed casino gaming
41 facility and provide information regarding the pay rate and benefits
42 for such employees;

43 (9) Provide evidence that the responder has a labor neutrality
44 agreement with organized labor for the proposed casino gaming
45 facility;

46 (10) Describe a process to maximize the use of small contractors and
47 minority business enterprises, as both terms are defined in section 4a-
48 60g of the general statutes, and veteran-owned micro businesses, as
49 defined in subsection (c) of section 4a-59 of the general statutes;

50 (11) Submit a responsible gaming plan associated with the operation
51 of the proposed casino gaming facility;

52 (12) Describe the types and number of games to be conducted at the
53 proposed casino gaming facility;

54 (13) Demonstrate the responder's ability to pay a one-time licensing
55 fee of not less than fifty million dollars for a possible license to operate
56 the proposed casino gaming facility in the state before the
57 commencement of construction of the proposed casino gaming facility;

58 (14) Agree to pay to the state (A) a minimum of twenty-five per cent
59 of the gross gaming revenue from the operation of all gambling games
60 at the proposed casino gaming facility, and (B) a minimum of ten per
61 cent of the gross gaming revenue from the operation of video slot
62 machine games at the proposed casino gaming facility; and

63 (15) Provide any other information the commissioners deem
64 necessary to evaluate the qualifications of a responder.

65 (c) Each proposal shall be submitted by January 1, 2019, and shall be
66 accompanied by a fee of five million dollars, which shall be refundable
67 if (1) the responder is not selected by the commissioners to be qualified
68 and waives the right to challenge the commissioners' decision, or (2)
69 the General Assembly does not enact legislation to authorize the
70 operation of a casino gaming facility in the state.

71 (d) The commissioners shall develop selection criteria to evaluate
72 responses and may qualify one person, business organization or Indian

73 tribe that submits a response to the request for proposals to develop,
74 manage, operate and maintain a possible casino gaming facility in the
75 state.

76 (e) On or before April 1, 2019, the commissioners shall jointly
77 submit a report, in accordance with the provisions of section 11-4a of
78 the general statutes, to the joint standing committees of the General
79 Assembly having cognizance of matters relating to public safety and
80 security and commerce that (1) describes and summarizes the request
81 for proposals, the responses received and the selection criteria, (2)
82 identifies the individual, business organization or Indian tribe selected
83 jointly by the commissioners to be qualified to develop, manage,
84 operate and maintain a proposed casino gaming facility in the state,
85 and (3) demonstrates that such person, business organization or Indian
86 tribe satisfies the requirements of the request for proposal set forth in
87 subsection (b) of this section and meets the selection criteria.

88 (f) No individual, business organization or Indian tribe selected by
89 the commissioners may operate a casino gaming facility in the state
90 until the General Assembly has enacted legislation to provide for the
91 licensing and operation of a casino gaming facility and such legislation
92 has taken effect.

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

Statement of Legislative Commissioners:

In Section 1(a) and (d), "manage and operate" was changed to "manage, operate and maintain" for consistency, in Section 1(b)(8), "which shall be" was added for clarity, and in Section 1(c), "The response" was changed to "Each proposal" for accuracy and "enact legislation to" was added for consistency.

PS *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

This bill requires the Commissioners of Consumer Protection and Economic and Community Development to issue a Request for Proposals (RFP) to qualify an individual, business organization, or Indian tribe to develop and operate a possible casino gaming facility and results in no fiscal impact to the state due to the Commissioners having the expertise to issue and evaluate the RFP. Any potential costs and revenue gain/loss are dependent on the General Assembly enacting future legislation to provide for the licensing and operation of a new casino gaming facility.

The Out Years**State Impact:** None**Municipal Impact:** None

OLR Bill Analysis

HB 5305

AN ACT CONCERNING A REQUEST FOR PROPOSALS TO QUALIFY AN ENTITY TO DEVELOP A CASINO GAMING FACILITY IN THE STATE.

SUMMARY

The Office of Legislative Research does not analyze Special Acts.

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable Substitute

Yea 22 Nay 3 (03/16/2018)