

**SENATE . . . . . No. 223**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Rebecca L. Rausch***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to responsibly protect employment and revenue derived from the Commonwealth's gaming industry.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	<i>2/1/2019</i>

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By Ms. Rausch, a petition (accompanied by bill, Senate, No. 223) of Rebecca L. Rausch and Paul R. Feeney for legislation responsibly protect employment and revenue derived from the Commonwealth's gaming industry. Economic Development and Emerging Technologies.

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**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-First General Court  
(2019-2020)**

An Act to responsibly protect employment and revenue derived from the Commonwealth's gaming industry.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 2 of Chapter 23K of the General Laws, as appearing in the 2016  
2 Official Edition, is hereby amended by striking out the definition of “Category 2 license” and  
3 inserting in place thereof the following:-

4 “Category 2 license”, a license issued by the Commission that permits the licensee to  
5 operate a gaming establishment with no table games and not more than 1,250 slot machines,  
6 except as may otherwise be determined by the Commission pursuant to the provisions of this  
7 Chapter.

8 SECTION 2. Section 11 of Chapter 23K of the General Laws, as appearing in the 2016  
9 Official Edition, is hereby amended by inserting at the end thereof the following:-

10 “(d) The Commission may consider allowing a Category 2 licensee to host up to 30 table  
11 games and an additional 250 slot machines. In making such consideration, the Commission shall

12 take into account the employment and revenue benefits to the Commonwealth, community, and  
13 surrounding communities of the category 2 licensee. For the Commission to entertain any such  
14 consideration the following requirements shall be met:

15 (1) A request by the licensee for such consideration; and

16 (2) The authorization of said request by the Mayor and City Council or Board of  
17 Selectmen and Town Meeting of the category 2 licensee host community.

18 (e) Upon requests for consideration pursuant to subsection (d), the Commission may  
19 authorize, in its absolute and sole discretion, the category 2 licensee to host no more than 30  
20 table games and/or no more than an additional 250 slot machines if, after 2 public hearings, one  
21 of which shall take place in the category 2 host community, the Commission has found and  
22 determined that:

23 (1) the licensee request meets the applicable requirements of Section 9 of this Chapter;  
24 and

25 (2) that the Commission's authorization is in the Commonwealth's best interests."

26 SECTION 3. Any authorization made by the Commission as a result of the provisions of  
27 this Act shall in no way constitute licensure and shall terminate if the Category 2 licensee is not  
28 renewed subject to the provisions of section 20 (f) of said Chapter 23K, is terminated,  
29 surrendered or suspended.