

HOUSE BILL 1565

By Sargent

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 17, relative to gambling devices or
records.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-505(a)(5), is amended by deleting the subdivision in its entirety and by substituting the following:

It is not an offense for a manufacturer of gambling devices or records to knowingly own, manufacture, possess, buy, sell, rent, lease, store, repair, transport, print or make any gambling device or record solely intended for use outside of this state and in compliance with the laws of the United States; provided, that the manufacturer meets or exceeds federal government requirements pursuant to 15 U.S.C. § 1171 et seq., and any regulations promulgated pursuant to 15 U.S.C. § 1171 et seq. This subdivision (a)(5) does not apply unless the manufacturer simultaneously provides to the secretary of state a copy of the annual registration when it is submitted to the United States attorney general pursuant to 15 U.S.C. § 1173. The requirement that the manufacturing of gambling devices or records be intended solely for use outside of the state does not include uses by the manufacturer that are ancillary or accessorial to the manufacturing process, including, but not limited to, the uses of gambling devices or records for research and development, employee training, compliance program initiatives, testing and quality assurance processes, showroom display, purchase and selling of gambling device parts or equipment in locations where it is legal to do so, storage or warehousing of equipment, maintenance and refurbishing of gambling devices, and safekeeping of equipment or parts for future litigation. Ancillary or accessorial uses do not include use of the gambling devices or records in this state for gambling.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.