

HB 1203 - AS AMENDED BY THE HOUSE

7Mar2024... 0682h

2024 SESSION

24-2390

02/10

HOUSE BILL                    **1203**

AN ACT                    relative to prohibiting the charging of rent to charities by charitable gaming facilities.

SPONSORS:            Rep. M. Cahill, Rock. 10

COMMITTEE:          Ways and Means

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ANALYSIS

      This bill prohibits the charging of rent for facilities or equipment to charities by primary game operators.

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Explanation:            Matter added to current law appears in ***bold italics***.  
                              Matter removed from current law appears ~~[in brackets and struckthrough]~~  
                              Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

## STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Four*

AN ACT                    relative to prohibiting the charging of rent to charities by charitable gaming facilities.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1            1    Equipment; Ownership and Rental.    RSA 287-D:18 is repealed and reenacted to read as  
2 follows:

3            287-D:18    Equipment; Ownership.    If a charitable organization operates games of chance itself,  
4 such games of chance shall be conducted with equipment that is:

5                    I.    Owned absolutely; or

6                    II.    Used without payment or any compensation therefor by the charitable organization.

7            2    Games of Chance; Facilities.    RSA 287-D:19 is repealed and reenacted to read as follows:

8            287-D:19    Facilities.

9                    I.    If a charitable organization operates games of chance itself, such games of chance shall be  
10 conducted within a facility that is:

11                            (a)    The charitable organization's primary meeting place; or

12                            (b)    Used by the charitable organization without payment or any compensation;

13                    II.    No rent for the use of a facility shall be charged by a game operator employer to a  
14 charitable organization.

15                    III.(a)    If a charitable organization contracts for services from a game operator employer  
16 licensed under RSA 287-D:8, the game operator employer shall provide equipment and shall not  
17 charge the charitable organization for such equipment.

18                            (b)    Any service agreement entered into by the charitable organization shall be submitted  
19 with the charitable organization's license application for review by the lottery commission.

20                            (c)    Under no circumstances shall a charitable organization sustain any loss from games  
21 of chance, such that its share of the gross revenues minus any prizes paid is less than zero dollars,  
22 during a license period with a single game operator.

23                            (d)    All contracts between a game operator employer and a charitable organization to  
24 conduct games of chance under this chapter shall contain the following language: "This agreement  
25 represents the entire agreement between the parties.    No charge or fee of any kind that is not  
26 contained in this agreement shall be paid by the charity."

27                            (e)    No fee for any service which is required by or provided by the game operator  
28 employer or primary game operator shall be allowed.

29                            (f)    No charitable organization shall receive less than 35 percent of the gross revenues  
30 from any games of chance minus any prizes paid.

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1        3 Effective Date. This act shall take effect 60 days after its passage.