

HOUSE _____ **AMENDMENT NO.** _____

Offered By

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 469, Page 4, Section 197.100, Line 33, by inserting after all of said section and line the following:

“313.807. 1. A person may apply to the commission for a license to conduct gambling games on an excursion gambling boat or to operate an excursion gambling boat as provided in sections 313.800 to 313.850. The application for such licenses shall be filed with the commission and shall identify the excursion gambling boat upon which gambling games will be authorized, shall specify the exact location where the excursion gambling boat will be docked, shall specify the extent of the land-based economic development or impact and an affirmative action plan for ownership, contracting and recruiting, training and hiring of minorities and women in all employment classifications for that area, a lease with a home dock city or county, or in lieu thereof a resolution adopted by a city or county supporting or opposing the docking and land-based economic development or impact plan of the operator, and shall be in a form and contain information as the commission prescribes. If a city or county fails to pass a resolution, such action shall not adversely affect the application which shall be deemed complete. The applicant for such license shall file with the application a nonrefundable fee of fifty thousand dollars or fifteen thousand dollars for each person to be investigated, whichever amount is greater. The applicant shall be responsible for the total cost of the investigation. If the cost of the investigation exceeds the total amount of fees filed by the applicant in this subsection, the commission may assess additional fees as it deems appropriate; however, if the applicant is denied

1 a license, the applicant shall be entitled to a refund of the difference between the application fee
2 and the actual cost of the investigation. The initial license and first subsequent license renewal of
3 an excursion gambling boat operator shall be for a period of one year. Thereafter, license renewal
4 periods shall be [two] five years. However, the commission may reopen licensing hearings at any
5 time. The annual fee for anyone licensed pursuant to this subsection shall be set by the
6 commission at a minimum of twenty-five thousand dollars.

7 2. A person may apply to the commission for a license to conduct an occupation within
8 excursion gambling boat operations which the commission has identified as requiring a license.
9 The commission shall establish and charge holders of occupational licenses an annual license fee
10 for each occupation in amounts determined appropriate by the commission and shall be charged
11 each year the license is in effect. The commission shall set a nonrefundable filing fee to cover the
12 cost of any investigation. Each applicant for a license pursuant to this subsection shall [annually]
13 biennially file for a license.

14 3. A supplier shall [annually] biennially apply for a license. The application fee shall be a
15 nonrefundable amount set by the commission to cover the cost of any investigation. The annual
16 fee for such license shall be set by the commission. The commission shall set all standards for
17 equipment and supplies.

18 4. A licensee licensed to conduct gambling games shall acquire all gambling games or
19 implements of gambling from a licensed supplier or from a person or entity approved by the
20 commission. A licensee shall not sell or give gambling games or implements of gambling to
21 another licensee without the commission's prior written approval. Any licensed supplier shall
22 have a registered agent within this state.

23 5. The commission may issue a limited license to operate an excursion gambling boat as
24 defined pursuant to subdivision (7) of section 313.800 at a dock other than its home dock, if such
25 city or county where such dock is located has approved gambling games on excursion gambling
26 boats pursuant to subsection 10 of section 313.812.

1 6. Prior to granting a license for an excursion gambling boat, the commission shall ensure
2 that the applicant complies with all local zoning laws, provided that such laws were not changed
3 to the detriment of the applicant having an ownership interest, including without limitation, an
4 option to purchase, a contingent purchase agreement, leasehold interest or contingent leasehold
5 interest, that is the subject of the zoning law change when such law is enacted subsequent to the
6 filing of such application. Nothing in this section shall be construed to prohibit a change in local
7 law in favor of the applicant having the ownership interest in the property.”; and

8
9 Further amend said bill by amending the title, enacting clause, and intersectional references
10 accordingly.