

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1644
96TH GENERAL ASSEMBLY

5678L.02T

2012

AN ACT

To repeal section 313.807, RSMo, and to enact in lieu thereof one new section relating to the licensing period for certain licenses issued by the Missouri gaming commission.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 313.807, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 313.807, to read as follows:

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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 commission may assess additional fees as it deems appropriate; however, if the applicant is
18 denied a license, the applicant shall be entitled to a refund of the difference between the
19 application fee and the actual cost of the investigation. The initial license and first subsequent
20 license renewal of an excursion gambling boat operator shall be for a period of one year.
21 Thereafter, license renewal periods shall be [two] **four** years. However, the commission may
22 reopen licensing hearings at any time. The annual fee for anyone licensed pursuant to this
23 subsection shall be set by the commission at a minimum of twenty-five thousand dollars.

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

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

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

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

44 6. Prior to granting a license for an excursion gambling boat, the commission shall
45 ensure that the applicant complies with all local zoning laws, provided that such laws were not
46 changed to the detriment of the applicant having an ownership interest, including without
47 limitation, an option to purchase, a contingent purchase agreement, leasehold interest or
48 contingent leasehold interest, that is the subject of the zoning law change when such law is
49 enacted subsequent to the filing of such application. Nothing in this section shall be construed
50 to prohibit a change in local law in favor of the applicant having the ownership interest in the
51 property.

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