

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

May 4, 2022

Committee on Business Affairs & Labor.

After consideration on the merits, the Committee recommends the following:

HB22-1412 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation:

- 1 Amend printed bill, page 2, line 3, strike "(28)(a)(VII) and".
- 2 Page 2, strike lines 10 and 11.
- 3 Page 3, strike lines 1 and 2.
- 4 Page 3, strike lines 18 through 23.
- 5 Renumber succeeding sections accordingly.
- 6 Page 6, line 9, strike "department" and substitute "department, THROUGH
- 7 THE CASINO, SPORTS BETTING OPERATOR, INTERNET SPORTS BETTING
- 8 OPERATOR, RACETRACK, OR OFF-TRACK BETTING FACILITY,".
- 9 Page 7, after line 25 insert:
- 10 **"SECTION 14.** In Colorado Revised Statutes, 44-30-302, **amend**
- 11 (1) introductory portion, (1)(u), and (1)(v); and **add** (1)(w) as follows:
- 12 **44-30-302. Commission - powers and duties - rules.** (1) In
- 13 addition to any other powers and duties set forth in this part 3, and
- 14 notwithstanding the designation of the Colorado limited gaming control
- 15 commission under section 44-30-201 as a **type 2 transfer** ENTITY, the
- 16 commission ~~shall~~ nonetheless ~~have~~ HAS the following powers and duties:
- 17 (u) To demand, at any time when business is being conducted,
- 18 access to and inspection, examination, photocopying, and auditing of all
- 19 papers, books, and records of applicants and licensees, on their premises
- 20 or elsewhere as practicable and in the presence of the licensee or the
- 21 licensee's agent, pertaining to the gross income produced by any
- 22 establishment or activity licensed under this article 30; to require
- 23 verification of income and all other matters affecting the enforcement of

1 the policies of the commission or any provision of this article 30; and to
2 impound or remove all papers, books, and records of applicants and
3 licensees, without hearing, for inspection or examination; and

4 (v) To prescribe voluntary alternative methods for the making,
5 filing, signing, subscribing, verifying, transmitting, receiving, or storing
6 of returns or other documents; AND

7 (w) TO DETERMINE WHETHER PERSONS THAT ARE NOT LICENSED
8 BY THE COMMISSION TO CONDUCT SPORTS BETTING OR LIMITED GAMING
9 OPERATIONS ARE OFFERING TO ONE OR MORE MEMBERS OF THE PUBLIC, IN
10 ANY CITY, TOWN, CITY AND COUNTY, OR COUNTY:

11 (I) UNLICENSED SPORTS BETTING OPERATIONS;

12 (II) UNLICENSED INTERNET SPORTS BETTING OPERATIONS; OR

13 (III) UNLICENSED ESTABLISHMENTS THAT ALLOW THE USE OF
14 EQUIPMENT OR DEVICES THAT QUALIFY AS SLOT MACHINES OR ARE USED
15 TO PLAY ROULETTE OR CRAPS.

16 **SECTION 15.** In Colorado Revised Statutes, **add** 44-30-837 as
17 follows:

18 **44-30-837. Conducting gaming activities without a license.**

19 (1) A PERSON SHALL NOT OFFER SPORTS BETTING OR ONE OR MORE
20 GAMES, AUTHORIZED AS "LIMITED GAMING", TO THE PUBLIC WITHOUT
21 POSSESSING THE REQUIRED LICENSE FROM THE COMMISSION TO CONDUCT:

22 (a) SPORTS BETTING OPERATIONS;

23 (b) INTERNET SPORTS BETTING OPERATIONS; OR

24 (c) OPERATIONS USING EQUIPMENT OR DEVICES THAT QUALIFY AS
25 SLOT MACHINES ARE USED TO PLAY ROULETTE OR CRAPS.

26 **SECTION 16.** In Colorado Revised Statutes, 44-30-809, **amend**
27 (1), (3), and (4) as follows:

28 **44-30-809. Age of participants - penalties - applicability.**

29 (1) ~~(a)~~ It is unlawful for any person ~~under~~ WHO IS LESS THAN twenty-one
30 years of age to

31 ~~(I) Linger in the gaming area of a casino;~~

32 ~~(II) Sit on a chair or be present at a gaming table, slot machine, or~~
33 ~~other area in which gaming is conducted; or~~

34 ~~(III) participate, play, be allowed to play, place wagers, or collect~~
35 ~~winnings, whether personally or through an agent, in or from any limited~~
36 ~~gaming game or slot machines.~~

37 ~~(b) Subsections (1)(a)(I) and (1)(a)(II) of this section shall not~~
38 ~~apply to a person employed by the casino in which the person is present.~~

39 ~~(c) Nothing in subsection (1)(a) of this section shall prevent any~~
40 ~~person under twenty-one years of age from passing through a casino to~~
41 ~~nongaming areas.~~

42 (3) ~~(a)~~ It is unlawful for any licensee to permit any person who is
43 less than twenty-one years of age to

1 ~~(I) Linger in the gaming area of a casino;~~
2 ~~(H) Sit on a chair or be present at a gaming table, slot machine, or~~
3 ~~other area in which gaming is conducted; or~~
4 (HH) participate, play, place wagers, or collect winnings, whether
5 personally or through an agent, in or from any limited gaming game or
6 slot machine.
7 ~~(b) Subsections (3)(a)(I) and (3)(a)(H) of this section shall not~~
8 ~~apply to a person employed by the casino in which the person is present.~~
9 (c) Nothing in subsection (3)(a) of this section shall prevent any
10 person under twenty-one years of age from passing through a casino to
11 nongaming areas.
12 (4) Any person violating any of the provisions of this section
13 ~~commits a class 2 misdemeanor and shall be punished as provided in~~
14 ~~section 18-1.3-501.~~ IS SUBJECT TO THE FOLLOWING CIVIL AND CRIMINAL
15 PENALTIES:
16 (a) FOR A FIRST OFFENSE, A CIVIL PENALTY OF FIVE HUNDRED
17 DOLLARS;
18 (b) FOR A SECOND OFFENSE, A CIVIL PENALTY OF ONE THOUSAND
19 DOLLARS; AND
20 (c) FOR A THIRD OR SUBSEQUENT OFFENSE, THE PERSON SHALL BE
21 CHARGED WITH A CLASS 2 MISDEMEANOR AND PUNISHED AS PROVIDED IN
22 SECTION 18-1.3-501."

23 Renumber succeeding section accordingly.

** *** ** *** **