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3 BARFOOT AMENDMENT TO SB310
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8 On page 1, line 9, delete "SB214" and insert in lieu
9 thereof the following:

10 SB319
11

12 On page 1, line 12, after "Lottery" insert the
13 following:

14 Corporation
15

16 On page 4, line 2, delete "SB214" and insert in lieu
17 thereof the following:

18 SB319
19

20 On page 7, line 7, delete "in SB214" and insert in
21 lieu thereof the following:

22 constitutional amendment in SB319
23

24 On page 7, lines 11 through 18, delete subdivisions
25 (8) and (9) in its entirety and insert in lieu thereof the
26 following new subdivisions (8) and (9):

1 (8) COVERED LOCATION. The existing Greene County
2 location, the existing Houston County location, the Jefferson
3 County location, the existing Macon County location, the
4 existing Mobile County location, and a location in Dekalb
5 County or Jackson County owned by the Poarch Band of Creek
6 Indians.

7 (9) COVERED OPERATOR. The owner of a casino license
8 won through a competitive bid process or the wholly owned
9 subsidiary of the owner of such a license. A covered operator
10 must operate the casino at a covered location.

11
12 On page 7, line 16, delete "platforms" and insert in
13 lieu thereof the following:

14 platform

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16 On page 7, lines 16 through 18, delete "or a wholly
17 owned subsidiary entity of the owner of a covered location"

18
19 On page 7, delete lines 24 through 27, and insert
20 in lieu thereof the following new subdivisions (12) through
21 (16), and renumber the subsequent subdivisions accordingly:

22 (12) EXISTING GREENE COUNTY LOCATION. The operator
23 of the currently existing location in Greene County, Alabama,
24 which is commonly known as Greenetrack, and any contiguous
25 land that is later added to the existing location.

26 (13) EXISTING HOUSTON COUNTY LOCATION. The
27 currently existing location in Houston County, Alabama, which

1 is commonly known as the Crossing at Big Creek, and any
2 contiguous land that is later added to the existing location.

3 (14) EXISTING JEFFERSON COUNTY LOCATION. The
4 currently existing location in Jefferson County, Alabama,
5 which is commonly known as the Birmingham Race Course, and any
6 contiguous land that is later added to the existing location.

7 (15) EXISTING MACON COUNTY LOCATION. The currently
8 existing location in Macon County, Alabama, which is commonly
9 known as VictoryLand, and any contiguous land that is later
10 added to the existing location.

11 (16) EXISTING MOBILE COUNTY LOCATION. The currently
12 existing location in Mobile County, Alabama, which is commonly
13 known as the Mobile Greyhound Racing facility, and any
14 contiguous land that is later added to the existing location.

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16 On page 8, delete lines 4 and 5, and renumber the
17 subsequent subdivisions accordingly.

18
19 On page 8, delete lines 9 through 12, and renumber
20 the subsequent subdivisions accordingly.

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22 On page 8, line 15, delete "26" and insert in lieu
23 thereof the following:

24 25

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26 On page 8, delete lines 19 through 22, and renumber
27 the subsequent subdivisions accordingly.

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On page 9, line 3, after "operator" insert the following:

or management services provider

On page 9, lines 10 and 11, delete "The term includes a wholly owned subsidiary of the tribe."

On page 10, delete lines 3 through 6, and renumber the subsequent subdivision accordingly.

On page 11, delete lines 6 through 11, and insert in lieu thereof the following:

- (1) Two by the Governor.
- (2) One by the Speaker of the House of Representatives.
- (3) One by the Minority Leader of the House of Representatives.
- (4) One by the President Pro Tempore of the Senate.
- (5) One by the Minority Leader of the Senate.
- (6) One by the Lieutenant Governor.

On page 11, line 18, delete "SB214" and insert in lieu thereof the following:

SB319

1 On page 12, line 7, after "fraud," insert the
2 following:

3 or unlawful gambling,
4

5 On page 12, lines 20 through 25, delete subdivision
6 (d) (1) in its entirety and insert in lieu thereof the
7 following:

8 (d) (1) The initial term of office for each member
9 shall be as follows:

10 a. One member appointed by the Governor and the
11 member appointed by the President Pro Tempore of the Senate
12 shall serve an initial term of four years.

13 b. One member appointed by the Governor and the
14 member appointed by the Speaker of the House of
15 Representatives shall serve an initial term of three years.

16 c. The member appointed by the Lieutenant Governor
17 and the members appointed by the Minority Leaders of the House
18 of Representatives and the Senate shall serve an initial term
19 of two years.
20

21 On page 13, after line 10, insert the following
22 subsection (f) and reletter the subsequent subsections
23 accordingly:

24 (f) The commission shall be subject to the Alabama
25 Sunset Law, Chapter 20 of Title 40, Code of Alabama 1975, as
26 an enumerated agency as provided in Section 41-20-3, Code of
27 Alabama 1975, and shall have a termination date of October 1,

1 2025, and every four years thereafter, unless continued
2 pursuant to the Alabama Sunset Law.

3
4 On page 14, after line 2, insert the following:

5 (4) If any member is absent from two meetings of the
6 four quarterly meetings during any calendar year, the member
7 shall be deemed to have forfeited his or her position on the
8 commission, and a replacement shall be appointed by the
9 respective appointing authority as provided in this act.

10
11 On page 14, line 8, delete "a majority of present
12 and voting" and insert in lieu thereof the following:

13 four

14
15 On page 14, line 22, after "Lottery" insert the
16 following:

17 Corporation

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19 On page 17, line 19, after "state" insert the
20 following:

21 "for at least five years"

22
23 On page 17, line 21, after "fraud," insert the
24 following:

25 or unlawful gambling,

1 On page 17, line 23, after "not" insert the
2 following:

3 , after appointment,

4
5 On page 19, line 18, after "quarter" insert the
6 following:

7 , and report annually on consumer complaints
8 received by the corporation

9
10 On page 21, line 2, delete "an operator" and insert
11 in lieu thereof the following:

12 a covered operator or management services provider

13
14 On page 21, line 12, after "employee" insert the
15 following:

16 or member

17
18 On page 21, lines 14 and 17, after "operator" insert
19 the following in both instances:

20 or management services provider

21
22 On page 22, line 20, after "employee" insert the
23 following:

24 or member

25
26 On page 26, line 20, after "operators," insert the
27 following:

1 management services providers,

2
3 On page 27, line 7, after "operator" insert the
4 following:

5 or management services provider

6
7 Beginning on page 28, line 12, and continuing
8 through page 30, line 4, delete the language, insert in lieu
9 thereof the following new subsections (b) and (c) and reletter
10 the subsequent subsection accordingly:

11 (b) (1) The commission, by rule, shall establish a
12 competitive bidding process for the award of licenses at
13 covered locations, considering market conditions, financial
14 fitness of the bidders, and other factors deemed relevant by
15 the commission. The commission shall set the minimum bid as
16 follows, but may increase the required minimum bid based on
17 market conditions and other factors deemed relevant by the
18 commission:

19 a. For the sites in Jefferson County and in DeKalb
20 or Jackson County, thirty-five million dollars (\$35,000,000).

21 b. For the site in Macon County, twenty million
22 dollars (\$20,000,000).

23 c. For the sites in Greene, Houston, and Mobile
24 Counties, five million dollars (\$5,000,000).

25 (2) The owners of the covered locations in Greene,
26 Houston, Jefferson, Macon, and Mobile Counties shall have the
27 right to make a final bid exceeding the highest bidder in the

1 competitive bidding process for their respective covered
2 locations.

3 (3) The Poarch Band of Creek Indians shall have a
4 right to make a final bid exceeding the highest bidder in the
5 competitive bidding process for the covered location in
6 Jackson or DeKalb County.

7 (c) Upon selection for the award of a license, each
8 covered operator shall pay the applicable license fee upon
9 receipt of an invoice from the commission and as provided by
10 rule of the commission to the Gaming Trust Fund. Once the
11 appropriate license fee is paid, the commission shall issue a
12 license to the covered operator to conduct and operate
13 casino-style games and sports wagering at the covered location
14 for a 10-year term.

15
16 On page 30, line 7, after "demonstrating a" insert
17 the following:

18 completed

19
20 On page 31, line 18, after "location" insert the
21 following:

22 in the same county

23
24 On page 31, after line 20, insert the following new
25 subsections (c):

26 (c) (1) The commission may establish a deadline in
27 which a licensee must open its business to the public. If a

1 licensee fails to open its facility by that deadline, the
2 license shall be deemed forfeited.

3 (2) A covered operator, or its wholly-owned or
4 majority-owned subsidiary, may not own a controlling interest
5 in more than two covered locations.

6
7 On page 31, line 25, after "rules." insert the
8 following:

9 If a license is transferred from a covered operator,
10 the covered operator may be required to pay to the commission
11 a prorated transfer fee based on 50 percent of the original
12 license fee and then reduced for each year it has operated
13 under the license.

14 On page 34, line 24, delete "to be determined by the
15 commission" and insert in lieu thereof the following:

16 of one hundred thousand dollars (\$100,000),

17
18 On page 35, line 10, delete "to be determined by the
19 commission" and insert in lieu thereof the following:

20 of one hundred thousand dollars (\$100,000)

21
22 On page 35, line 17, delete "shall" and insert in
23 lieu thereof the following:

24 may

25
26 On page 36, line 5, delete "29" and insert in lieu
27 thereof the following:

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3 On page 36, line 10, delete "28" and insert in lieu
4 thereof the following:

5 26

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7 On page 37, line 16, delete "Class A misdemeanor"
8 and insert in lieu thereof the following:

9 Class D felony

10

11 On page 38, line 5, delete "Solicit" and insert in
12 lieu thereof the following:

13 Knowingly solicit

14

15 On page 38, after line 14, insert the following new
16 subdivision (4):

17 (4) For purposes of this subsection, "anything of
18 value" shall have the same meaning as "thing of value" as
19 defined in Section 36-25-1, Code of Alabama 1975.

20

21 On page 38, line 24, after "additionally" insert the
22 following:

23 describe with specificity consumer complaints
24 received by the corporation, and

25

26 On page 39, line 17, after "operator" insert the
27 following:

1 or management services provider

2

3 On page 42, line 1, after "bingo" insert the
4 following:

5 or raffles

6

7 On page 42, line 11, delete "and"

8

9 On page 44, delete lines 25 through 27 in their
10 entirety and insert in lieu thereof the following:

11 adopted by the commission.

12

13 On page 45, line 7, after "with" insert the
14 following:

15 and approved by

16

17 On page 45, line 25, delete "(a)"

18

19 On page 45, line 27, after "wagering" insert the
20 following:

21 , or be present on the premises of a gaming facility
22 where casino-style games or sports wagering is conducted

23

24 On page 46, lines 1 through 8, delete subsection (b)
25 in its entirety.

26

1 On page 49, line 14, after "operator" insert the
2 following:

3 and management services provider

4
5 On page 50, line 13, delete "revenues" and insert in
6 lieu thereof the following:

7 revenue

8
9 On page 52, line 19, after "bill," insert the
10 following:

11 for capital and nonrecurring expenses,

12
13 On page 52, line 21, delete "41" and insert in lieu
14 thereof the following:

15 39

16
17 On page 53, line 9, after the second "services"
18 insert the following:

19 in counties with a population of less than 100,000

20
21 On page 53, lines 3 and 4, delete "one billion
22 dollars (\$1,000,000,000)" and insert in lieu thereof the
23 following:

24 seven hundred fifty million dollars (\$750,000,000)

25
26 On page 53, line 10, delete "25" and insert in lieu
27 thereof the following:

1 10

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3 On page 53, after line 11, insert the following new
4 paragraph d. and reletter the subsequent paragraphs
5 accordingly:

6 d. 15 percent for infrastructure.

7

8 On page 53, lines 14 and 15, and lines 19 and 20,
9 delete "that do not have a gaming facility within their
10 corporate limits or police jurisdiction" in both instances.

11

12 On page 55, line 5, delete "214" and insert in lieu
13 thereof the following:

14 319