

REFERENCE TITLE: class III gaming; revenue distribution

State of Arizona
Senate
Fifty-third Legislature
Second Regular Session
2018

SB 1272

Introduced by
Senator Borrelli

AN ACT

AMENDING TITLE 5, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 6.1;
RELATING TO GAMING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 5, Arizona Revised Statutes, is amended by adding
3 chapter 6.1, to read:

4 CHAPTER 6.1

5 GAMBLING OFF INDIAN RESERVATIONS

6 ARTICLE 1. GENERAL PROVISIONS

7 5-651. Gambling off Indian reservations; revenue
8 distribution; definition

9 A. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
10 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS,
11 BEER AND WINE BARS, CASINOS AND RACETRACKS THAT ARE LOCATED OUTSIDE THE
12 BOUNDARIES OF INDIAN RESERVATIONS, THIS STATE'S ENTIRE SHARE OF REVENUE
13 FROM CLASS III GAMING THAT WAS NOT AUTHORIZED IN THIS STATE ON THE
14 EFFECTIVE DATE OF THIS SECTION IN BARS, BEER AND WINE BARS, CASINOS AND
15 RACETRACKS THAT ARE LOCATED OUTSIDE THE BOUNDARIES OF INDIAN RESERVATIONS
16 SHALL BE ALLOCATED AS FOLLOWS:

17 1. THE LEGISLATURE SHALL ANNUALLY APPROPRIATE:

18 (a) FORTY PERCENT OF THESE MONIES TO THE DEPARTMENT OF PUBLIC
19 SAFETY TO BE USED FOR ANY PURPOSE SPECIFIED BY THE DIRECTOR OF THE
20 DEPARTMENT OF PUBLIC SAFETY.

21 (b) FORTY PERCENT OF THESE MONIES TO PROVIDE FUNDING FOR
22 KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH TWELVE IN PUBLIC SCHOOLS.

23 (c) TWO AND ONE-HALF PERCENT OF THESE MONIES TO THE ATTORNEY
24 GENERAL FOR DEPOSIT IN THE INTERNET CRIMES AGAINST CHILDREN ENFORCEMENT
25 FUND ESTABLISHED BY SECTION 41-199.

26 (d) TWO AND ONE-HALF PERCENT OF THESE MONIES TO THE ARIZONA HEALTH
27 CARE COST CONTAINMENT SYSTEM FOR OPIOID ADDICTION TREATMENT PROGRAMS.

28 (e) FIVE PERCENT OF THESE MONIES TO THE COUNTIES IN THIS STATE,
29 WITH EACH COUNTY RECEIVING AN EQUAL AMOUNT.

30 2. THE REMAINING TEN PERCENT OF THESE MONIES SHALL BE RETAINED IN
31 THE STATE GENERAL FUND AND MAY BE USED FOR ANY PURPOSES PRESCRIBED BY LAW.

32 B. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
33 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS AND
34 BEER AND WINE BARS, THE CLASS III GAMING IN THOSE ESTABLISHMENTS SHALL BE
35 LIMITED TO SLOT MACHINES THAT OPERATE ON TABLE TOPS.

36 C. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
37 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION AT
38 RACETRACKS, THE CLASS III GAMING AT RACETRACKS SHALL BE LIMITED TO SLOT
39 MACHINES.

40 D. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
41 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS,
42 BEER AND WINE BARS, CASINOS AND RACETRACKS THAT ARE LOCATED OUTSIDE THE
43 BOUNDARIES OF INDIAN RESERVATIONS, THE CITY OR TOWN COUNCIL WHERE A BAR,
44 BEER AND WINE BAR, CASINO OR RACETRACK IS LOCATED MAY PROHIBIT CLASS III
45 GAMING IN THAT BAR, BEER AND WINE BAR, CASINO OR RACETRACK.

1 E. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
2 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS,
3 BEER AND WINE BARS, CASINOS AND RACETRACKS THAT ARE LOCATED OUTSIDE THE
4 BOUNDARIES OF INDIAN RESERVATIONS, AND IF A BAR, BEER AND WINE BAR, CASINO
5 OR RACETRACK IS NOT LOCATED IN A CITY OR TOWN, THE COUNTY BOARD OF
6 SUPERVISORS OF THE COUNTY WHERE THE BAR, BEER AND WINE BAR, CASINO OR
7 RACETRACK IS LOCATED MAY PROHIBIT CLASS III GAMING IN THAT BAR, BEER AND
8 WINE BAR, CASINO OR RACETRACK.

9 F. IF THIS STATE AUTHORIZES CLASS III GAMING THAT WAS NOT
10 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS,
11 BEER AND WINE BARS, CASINOS AND RACETRACKS THAT ARE LOCATED OUTSIDE THE
12 BOUNDARIES OF INDIAN RESERVATIONS, THE DEPARTMENT OF GAMING SHALL ASSESS
13 AND COLLECT LICENSE FEES FOR BARS, BEER AND WINE BARS, CASINOS AND
14 RACETRACKS THAT SUBMIT APPLICATIONS TO THE DEPARTMENT OF GAMING TO CONDUCT
15 CLASS III GAMING.

16 G. THIS SECTION DOES NOT AUTHORIZE CLASS III GAMING THAT WAS NOT
17 AUTHORIZED IN THIS STATE ON THE EFFECTIVE DATE OF THIS SECTION IN BARS,
18 BEER AND WINE BARS, CASINOS AND RACETRACKS THAT ARE LOCATED OUTSIDE THE
19 BOUNDARIES OF INDIAN RESERVATIONS.

20 H. FOR PURPOSES OF THIS SECTION, "CLASS III GAMING" HAS THE SAME
21 MEANING PRESCRIBED IN 25 UNITED STATES CODE SECTION 2703.