

CHAPTER 339

PROFESSIONS AND OCCUPATIONS

SENATE BILL 93-235

BY SENATORS Hopper, Johnson, Wells, Casey, and Weissmann;
also REPRESENTATIVES Chlouber, R. Hernandez, June, and Lawrence.

AN ACT

CONCERNING AN EXEMPTION FROM OPERATOR LICENSING REQUIREMENTS FOR LICENSED PERSONS WHO SUPPLY LINKED PROGRESSIVE SLOT MACHINE SYSTEMS TO LIMITED GAMING OPERATORS OR RETAILERS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-47.1-513, Colorado Revised Statutes, 1991 Repl. Vol., is amended to read:

12-47.1-513. Supplier of licensee - licensure requirements. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, any person supplying goods, equipment, devices, or services to any licensee in return for payment of a percentage, or calculated upon a percentage, of limited gaming activity or income must obtain an operator license or must be listed on the retailer's license where such limited gaming will take place.

(2) A LICENSED SLOT MACHINE MANUFACTURER OR DISTRIBUTOR NEED NOT OBTAIN AN OPERATOR'S LICENSE OR BE LISTED ON A RETAILER'S LICENSE FOR PURPOSES OF ESTABLISHING AND ADMINISTERING A FUND ASSOCIATED WITH A MULTIPLE-PROPERTY, LINKED, PROGRESSIVE SLOT MACHINE SYSTEM AS DEFINED BY THE COMMISSION, SO LONG AS ALL OF THE FOLLOWING CONDITIONS ARE MET:

(a) THE MANUFACTURER OR DISTRIBUTOR SHALL DEPOSIT IN THE FUND AND SHALL ACCOUNT, SUBJECT TO SUPERVISION BY THE COMMISSION, FOR THOSE MONEYS DERIVED FROM WAGERING IN MACHINES LINKED TO THE SYSTEM WHICH ARE DUE TO THE MANUFACTURER OR DISTRIBUTOR PURSUANT TO ITS AGREEMENT WITH THE RETAIL LICENSEE.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

(b) THE MANUFACTURER OR DISTRIBUTOR SHALL MAINTAIN A SEPARATE ACCOUNT FOR THE FUND ASSOCIATED WITH EACH PROGRESSIVE SYSTEM.

(c) THE MANUFACTURER OR DISTRIBUTOR SHALL RETAIN AS COMPENSATION ONLY A FLAT, PREDETERMINED FEE PER MACHINE. OPERATING COSTS OF THE SYSTEM, INCLUDING PAYMENT OF PRIZES, MAY BE DISBURSED FROM THE FUND.

(d) MACHINES LINKED TO THE SYSTEM SHALL BE PLACED ONLY IN PREMISES CONTROLLED BY A LICENSED OPERATOR OR RETAILER.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 9, 1993