

HB1234\_L.008

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Business, Labor, & Technology.

HB18-1234 be amended as follows:

1 Amend reengrossed bill, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 12-47.1-302, amend  
3 (1)(n) as follows:

4 **12-47.1-302. Commission - powers and duties.** (1) In addition  
5 to any other powers and duties set forth in this part 3, and notwithstanding  
6 the designation of the Colorado limited gaming control commission under  
7 section 12-47.1-201 as a **type 2** transfer, the commission shall  
8 nonetheless have the following powers and duties:

9 (n) (I) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (1)(n)(II)  
10 OF THIS SECTION, to inspect and examine without notice all premises  
11 wherein limited gaming is conducted or devices or equipment used in  
12 limited gaming are located, manufactured, sold, or distributed, and to  
13 summarily seize, remove, and impound, without notice or hearing from  
14 such premises any equipment, devices, supplies, books, or records for the  
15 purpose of examination or inspection.

16 (II) SUBSECTION (1)(n)(I) OF THIS SECTION DOES NOT APPLY TO AN  
17 OWNER, OPERATOR, EMPLOYEE, OR CUSTOMER OF A SIMULATED GAMBLING  
18 DEVICE, OR OF A BUSINESS OFFERING SIMULATED GAMBLING DEVICES,  
19 WHO:

20 (A) CEASED PARTICIPATING IN SUCH ACTIVITY ON OR BEFORE JULY  
21 1, 2018; AND

22 (B) PROVIDES CLEAR DOCUMENTATION TO THE DISTRICT  
23 ATTORNEY THAT A LAWFUL CONTRACT HAS BEEN ENTERED INTO FOR THE  
24 SALE OR TRANSFER OF ALL SIMULATED GAMBLING DEVICES CONNECTED  
25 WITH THE ACTIVITY TO A PERSON BY WHOM, OR INTO A JURISDICTION  
26 WHERE, THE ACTIVITY IS LAWFUL; AND CONSUMMATES THE CONTRACT BY  
27 ACTUALLY SELLING OR TRANSFERRING THE SIMULATED GAMBLING  
28 DEVICES WITHIN ONE HUNDRED EIGHTY DAYS AFTER THE CONTRACT WAS  
29 ENTERED INTO OR AFTER ANY SIMULATED GAMBLING DEVICES THAT WERE  
30 SEIZED, CONFISCATED, OR FORFEITED BY LAW ENFORCEMENT AUTHORITIES  
31 HAVE BEEN RETURNED, WHICHEVER OCCURS LATER."

32 Renumber succeeding sections accordingly.

\*\* \*\* \*\* \*\* \*\*