

Amendment to HB 533

1 Amend RSA 284:15-b, II as inserted by section 2 of the bill by replacing it with the following:

2
3 II. The attorney general shall have the authority to conduct an investigation on the attorney
4 general's motion into the background of the license applicant or holder, of any person included in
5 paragraph I or of any person or entity upon whom the license applicant or holder relies for financial
6 support. In addition, whenever the lottery commission shall receive an application, it shall ~~[refer the~~
7 ~~application to the attorney general who shall conduct such an investigation]~~ **notify the attorney**
8 **general, and in concert and consultation with the attorney general, the lottery commission**
9 **shall conduct an investigation of the applicant.** The investigation may be conducted through
10 any appropriate state or federal law enforcement system and may seek information as to the
11 subject's financial, criminal or business background, or any other information which ~~[the attorney~~
12 ~~general, in the attorney general's sole discretion,]~~ may ~~[find to]~~ bear on the subject's ~~[fitness]~~
13 **suitability** to be associated with racing in New Hampshire, including, but not limited to, the
14 subject's character, personal associations, and the extent to which the subject is properly doing
15 business in the manner in which it purports to operate. When the lottery commission ~~[requests]~~
16 **initiates** such an investigation, the ~~[attorney general]~~ **lottery commission** shall report the results
17 of such investigation to the ~~[lottery commission]~~ **attorney general** within ~~[90]~~ **45** days after the
18 ~~[receipt of the request]~~ **initiation of the investigation.** Notwithstanding any other law to the
19 contrary, the results of any such investigation shall be confidential and shall not be subject to
20 disclosure or to public inspection, except that the attorney general shall have sole discretion to
21 determine the extent to which and the manner in which the results may be reported to ~~[the lottery~~
22 ~~commission or]~~ other state ~~[agency]~~ **agencies** or ~~[official]~~ **officials** and, if reported, whether such
23 results are to retain their confidential character. ~~[; provided, however, that whenever the attorney~~
24 ~~general conducts such an investigation,]~~ The attorney general ~~[shall notify the lottery commission~~
25 ~~whether or not in the attorney general's opinion]~~ **and the lottery commission shall confer and**
26 **determine, if in their opinion,** such person is ~~[fit]~~ **suitable** to be associated with racing in New
27 Hampshire **and upon a determination that the person is not suitable, the person shall not**
28 **be issued or continue to hold a license.** ~~[Notwithstanding any other provision of law, no person~~
29 ~~shall be issued or hold a license if in the opinion of the attorney general such person is not fit to be~~
30 ~~associated with racing in this state.]~~

Amendment to HB 533

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1 Amend the bill by inserting after section 3 the following and renumbering the original section 4 to
2 read as 5:

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4 4 Lottery Commission; Condition of Licensee. Amend RSA 284:16-b, II to read as follows:

5 II. The lottery commission, after conducting a hearing, may require a licensee to divest itself
6 of any partner, person, sub-corporation, shareholder, or any other entity of the licensee if the lottery
7 commission determines that any partner, person, sub-corporation, shareholder, or any other entity of
8 the licensee is not ~~fit~~ **suitable** to be associated with racing in this state.