

CHAPTER 16  
SB 83-FN - FINAL VERSION

03/13/2025 0773s  
03/27/2025 1102s  
7Jan2026... 3010h

2026 SESSION

25-0994  
02/08

SENATE BILL ***83-FN***

AN ACT relative to licenses for primary and secondary game operators.

SPONSORS: Sen. Lang, Dist 2; Sen. Avard, Dist 12; Sen. Gannon, Dist 23; Sen. Pearl, Dist 17;  
Rep. Moffett, Merr. 4

COMMITTEE: Commerce

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AMENDED ANALYSIS

This bill:

- I. Removes the maximum amount of free play that may be deducted from gross video lottery revenue.
- II. Directs certain funds to the governor's commission on addiction, treatment, and prevention.
- III. Clarifies the definitions of primary and secondary game operators.

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Explanation: Matter added to current law appears in ***bold italics***.  
Matter removed from current law appears [~~in brackets and struck through.~~]  
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Six*

AN ACT relative to licenses for primary and secondary game operators.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 16:1 Gross Video Lottery Revenue; Definition. Amend RSA 287-J:1, III to read as follows:

2 III. "Gross video lottery revenue" means the total of all sums actually received by a VLT licensee  
3 from operation of video lottery terminals, minus the total of all sums actually paid out as winnings to  
4 patrons, less any free play paid to patrons. [~~The maximum amount of free play that any one licensee can~~  
5 ~~deduct from gross video lottery revenue shall be 12.5 percent in any calendar year.~~]

6 16:2 Pari-Mutuel Pools on Historic Horse Races. Amend RSA 284:22-b, V to read as follows:

7 V. The licensee commission on all historic horse race pari-mutuel pools shall be at a rate of not  
8 greater than 12 percent. In addition to the above commission, 100 percent of the odd cents of all  
9 redistribution based on each dollar wagered exceeding a sum equal to the next lowest multiple of 10,  
10 known as breakage, shall be paid to [~~the lottery commission and used as payment for problem gaming~~  
11 ~~services~~] ***the governor's commission on addiction, treatment, and prevention. Any funds accrued by the***  
12 ***lottery commission under this section as payment for problem gaming services shall also be directed to***  
13 ***the governor's commission on addiction, treatment, and prevention.***

14 16:3 Game Operator Employer; Definition. Amend RSA 287-D:1, VIII - XI to read as follows:

15 VIII. "Game operator employer" means [~~a business entity or individual who employs, supervises,~~  
16 ~~and controls game operators and who is hired by a charitable organization to operate games of chance on~~  
17 ~~its behalf. The owner of 10 percent or more of the entity, partner, managing member, or chief executive of~~  
18 ~~a business entity who serves as a game operator employer must be listed as a part of the game operator~~  
19 ~~license application~~] ***a person or business entity holding a license to operate games of chance activities***  
20 ***and, if eligible, may obtain a license to also offer video lottery terminals pursuant to RSA 287-J and***  
21 ***historic horse racing pursuant to RSA 284:22.***

22 IX. "Gaming equipment" means a collective reference to table game devices and their associated  
23 equipment.

24 X. "Primary game operator" means [~~any person other than a bona fide member of the charitable~~  
25 ~~organization, involved in conducting, managing, supervising, directing, or running games of chance;~~  
26 ~~including, but not limited to, gambling operation managers and assistant managers, managers and~~  
27 ~~supervisors of security employees, pit bosses, shift bosses, credit executive, and cashier operations~~  
28 ~~supervisors~~] ***an individual licensed by the commission and eligible for employment by a game operator***  
29 ***employer to act in a supervisory capacity, access restricted areas, or make discretionary decisions***  
30 ***relative to the operation of games of chance, video lottery terminals or historic horse racing devices.***

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1 XI. "Secondary game operator" means ~~[any person other than a bona fide member of the~~  
2 ~~charitable organization, involved in dealing, running a roulette wheel, handling chips, or providing~~  
3 ~~accounting services or security functions; including any person with job functions or responsibilities that~~  
4 ~~require the person to watch over, protect, handle, use, maintain, or otherwise hold responsibility over~~  
5 ~~gaming cash, revenue, supplies or devices. This includes individuals in the back office and anyone that~~  
6 ~~has access to gaming systems, chips, tokens, or playing cards, or who has the ability to access or make~~  
7 ~~changes to the gaming operations accounting system, player tracking system, gaming system records, or~~  
8 ~~cash and accounting records]~~ ***an individual licensed by the commission and eligible for employment by a***  
9 ***game operator to participate in the operations of game of chance, video lottery terminals or historic racing***  
10 ***devices in a non-supervisory capacity.***

11 16:4 Primary Game Operator License Applications. Amend the introductory paragraph of RSA 287-  
12 D:9, I to read as follows:

13 I. Other than members of a charitable organization, any person ***who will act in a supervisory***  
14 ***capacity and be empowered by a game operator employer to make discretionary decisions on gambling***  
15 ***operation*** ~~[who is involved in conducting, managing, supervising, directing, or running games of chance]~~  
16 shall be licensed under this section~~;~~ ~~including but not limited to gambling operation managers and~~  
17 ~~assistant managers, managers or supervisors of security employees, pit bosses, shift bosses, credit~~  
18 ~~executives, and cashier operations supervisors].~~ In addition to the general requirements under RSA 287-  
19 D:5, a primary game operator license application shall include, at a minimum, the following information  
20 provided that the lottery commission may, by rule, establish additional items to be submitted on the  
21 application form or attached to it:

22 16:5 Secondary Game Operator License Applications. Amend RSA 287-D:10, I to read as follows:

23 I. Other than members of a charitable organization, any person who is employed by a game  
24 operator employer ***to operate games in a non-supervisory capacity*** shall be licensed under this section.

25 16:6 Effective Date. This act shall take effect 60 days after its passage.

Approved: March 27, 2026  
Effective Date: May 26, 2026

