

Amendment to HB 328

1 Amend the bill by replacing section 1 with the following:

2
3 1 Racing and Charitable Gaming; Study Commission Established. RSA 284:6-c is repealed and
4 reenacted to read as follows:

5 284:6-c Study Commission Established. There is established a charitable gaming oversight
6 commission.

7 I. Seven voting members of the commission shall be as follows:

8 (a) Two members of the senate, one of whom shall be a member of the majority party
9 appointed by the president of the senate and one of whom shall be a member of the minority party,
10 appointed by the minority leader of the senate.

11 (b) Five members of the house of representatives, 3 of whom shall be members of the
12 majority party appointed by the speaker of the house of representatives and 2 of whom shall be
13 members of the minority party, appointed by the minority leader of the house of representatives.
14 One of the members so appointed by the speaker shall be a member of the house ways and means
15 committee.

16 II.(a) Eight non-voting members of the commission shall be as follows:

17 (1) Four New Hampshire citizens with no financial interest in charitable gaming and
18 no governing board responsibilities for charitable gaming entities shall be selected as follows: one
19 shall be appointed by the president of the senate; one shall be appointed by the minority leader of
20 the senate; one shall be appointed by the speaker of the house; and one shall be appointed by the
21 minority leader of the house.

22 (2) Two New Hampshire citizens shall be appointed by the governor, provided that
23 one shall be representative of gaming operators and one shall be representative of charities
24 participating in charitable gaming.

25 (3) The executive director of the lottery commission, or designee.

26 (4) The attorney general, or designee.

27 (b) Non-voting members shall have no vote in commission matters but shall be eligible to
28 participate in all other commission proceedings.

29 III. Voting and non-voting members of the commission shall serve until replaced by their
30 respective appointing authority, until no longer meeting the conditions on which their original
31 appointment was based, or until resignation.

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1 IV. Legislative members shall receive mileage at the legislative rate when attending to the
2 duties of the commission.

3 V. The commission shall oversee the implementation of charitable gaming laws, including
4 historical horse race gaming, shall consider the issues identified in the November 1, 2024, final
5 report of the commission to study the effect of recent changes made to charitable gaming laws,
6 including the newly authorized historical horse races established in 2023, 79:583, and shall make
7 from time to time such recommendations for administrative and legislative changes to charitable
8 gaming law and rules as it deems necessary and appropriate, including priority consideration of:

9 (a) Changes needed to address problem gambling.

10 (b) Changes needed to restructure or modify systems for allocating and overseeing the
11 use of funds granted to the state and to charities and gaming operators participating in games of
12 chance and in historical horse race gaming.

13 (c) Changes needed to prevent undue concentration or proliferation of gaming locations,
14 facilities, and ownership, including a municipal option to opt into or out of components of charitable
15 gaming.

16 (d) Changes that would enable the use of so-called slot machines instead of or in
17 addition to historical horse racing machines.

18 (e) In its consideration of the allocation and use of charitable gaming funds and of the
19 risk of undue economic concentration of gaming facilities and locations, the commission shall
20 recommend any changes it deems needed to ensure compliance with Part 2, Article 6-b, of the New
21 Hampshire Constitution relating to the use of lottery funds and Part 2, Article 83, of the New
22 Hampshire Constitution relating to prohibiting monopolies and requiring free and fair competition.

23 VI. The voting members of the study commission shall elect a chairperson from among the
24 voting members. The first meeting of the commission shall be called by the first-named house
25 member. The first meeting of the commission shall be held within 45 days of the effective date of
26 this section. Five voting members of the commission shall constitute a quorum.

27 VII. The commission shall submit a report on or before November 30, 2025, and on or before
28 November 30 each year thereafter, to the general court including findings, recommendations, and
29 any corrective or technical improvements that charitable gaming may require.

30 VIII. The commission shall be administratively attached to the lottery commission.

31
32 Amend the bill by inserting after section 2 the following and renumbering the original section 3 to
33 read as 4:

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35 3 Appropriation; Charitable Gaming Oversight Commission. The sum of \$100,000 for the
36 biennium ending June 30, 2027, is appropriated to the lottery commission to support the work of the
37 charitable gaming oversight commission established pursuant to RSA 284:6-c. The governor is

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- 1 authorized to draw a warrant for said sum out of any money in the treasury not otherwise
- 2 appropriated. Such funds shall be nonlapsing.

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AMENDED ANALYSIS

This bill changes the membership and duties of the charitable gaming oversight commission, extends it by 10 years, and makes an appropriation to the lottery commission to support the work of the commission.