

Mr. Dempsey of Haverhill moves to amend amendment number 17 to the bill by striking out the words “one or more surrounding communities, such applicant shall submit for the commission’s consideration a report of the full course of negotiations with such surrounding community, including the last position such applicant presented to, and was rejected by, such surrounding community. As a condition of a license grant hereunder the commission may require that an applicant fulfill the terms set forth within its last proposal to such surrounding community, or impose such reasonable additional or alternative terms as the commission deems appropriate. At the direction of the commission, the funds necessary to fulfill the terms and conditions of the agreements or commission order of mitigation shall be paid from the mitigation fund provided for in Section 61.” and inserting in place thereof the following words:-

provided further, that in the event an applicant cannot reach an agreement with a surrounding community, the applicant shall submit to the commission a report detailing the course of negotiations with the surrounding community, including the last offer proposed by the applicant and rejected by the surrounding community and the commission, as a condition of licensure, may require that an applicant fulfill the terms set forth in the last proposal or impose additional or alternative terms upon the applicant as the commission deems reasonable.

And further amend the amendment by inserting the following further amendment:-

And further amend the bill by striking out the words “included a signed agreement with that community in its application”, in lines 1116 to 1117, and inserting in place thereof the words:- finalized negotiations with that community in its application pursuant to section 15;

Mr. Boldyga of Southwick moves to further amend Amendment # 20 by striking the text, in its entirety, and inserting, in place thereof, the following:

Mr. Boldyga of Southwick moves to amend House bill 3702, as printed, by inserting, in line 1172, after the words “existing”, the word “Massachusetts”.

Mr. Winslow of Norfolk moves to further amend amendment # 53 by striking the text, in its entirety, and inserting, in place thereof, the following:

Mr. Winslow of Norfolk moves to amend House bill 3702, as printed, by inserting, after section XX, the following:

“SECTION XX. The Massachusetts gaming commission shall, in consultation with the state lottery commission, establish a committee to analyze and develop recommendations and model legislation with respect to the issuance and implementation of internet poker licenses. The committee, in addition to members of the Massachusetts gaming commission and the state lottery commission, shall include: 2 members appointed by the speaker of the house; 1 member appointed by the minority leader of the house; 2 members appointed by the senate president; and 1 member appointed by the minority leader of the senate; provided, however, that the recommendations and model legislation shall include an analysis of applicable federal and state law. The committee shall report its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the senate and house of representatives and with the house and senate chairs of the joint committee on economic development and emerging technologies not later than July 31, 2012.

*AS ADOPTED ON SEPTEMBER 15, 2011*

Mr. Dempsey of Haverhill moves to further amend amendment number 87 by striking the amendment in its entirety and inserting in place thereof the following amendment:-

Mr. Dempsey of Haverhill moves that the bill be amended by striking out in lines 3187 to 3189 the following words:- “August 1, 2012 the commission determines that the tribe will not be granted land-in-trust by the Bureau of Indian Affairs at the United States Department of the Interior” and inserting in place thereof the following words:-

August 1, 2012, the commission determines that the tribe will not have land placed into trust for their benefit due to a decision by the Secretary of the Department of the Interior or a court of competent jurisdiction,

Mr. Frost of Auburn moves to further amend amendment #99 by striking the text, in its entirety, and inserting, in place thereof, the following:

“Mr. Frost of Auburn moves to amend House bill 3702, as printed, by inserting, after section XX, the following:

SECTION XX. Notwithstanding any general or special law to the contrary, the department of revenue shall study the tax revenue loss incurred by establishing a deduction, under section 3 of chapter 62, similar to the deduction described in section 165(d) of the Code, to the extent, if any, that that amount of such losses occurred in gaming facilities located in Massachusetts. The department shall report its findings and recommendations, together with drafts of legislation necessary to carry those recommendations into effect, by filing the same with the clerks of the senate and house of representatives and with the house and senate chairs of the joint committee on revenue not later than June 30, 2012.”.

Ms. O'Connell of Taunton moves to further amend Amendment #103 by striking the text, in its entirety, and inserting, in place thereof, the following:

Ms. O'Connell of Taunton moves to amend House bill 3702, as printed, by inserting, in line 1168, after the words "local restaurant", the following: "small businesses,".

Mr. Cabral of New Bedford and Mr. Koczera of New Bedford move to further amend amendment 149 by striking the amendment in its entirety and inserting in place thereof the following amendment:-

Mr. Cabral of New Bedford and Mr. Koczera of New Bedford move to amend the bill in section 89 by inserting at the end thereof the following sentence:-

The commission shall prepare quarterly reports on the status of a federally recognized tribe's application with the Bureau of Indian Affairs to approve any negotiated compact or place land into trust for the purposes of conducting Indian gaming pursuant to the Indian Gaming Regulatory Act. The commission shall file such reports with the clerks of the house and senate and the chairs of the joint committee on economic development and emerging technologies.

Mr. D'Emilia of Bridgewater moves to further amend the Consolidated Amendment by inserting, after the words "breeding program", the following:

"; provided, however, that in granting said license to a gaming establishment, the commission shall take into consideration the impact on preexisting facilities licensed pursuant to chapters 128A and 128C".

Mr. Dempsey of Haverhill moved to amend the amendment by adding the following paragraph:

"Prior to any distribution of gaming revenues from the Gaming Local Aid Fund and the Local Aid Stabilization Fund, the legislature shall review the report and adopt an equitable distribution program for the Gaming Local Aid Fund and the Local Aid Stabilization Fund."