

LEGISLATIVE COMMITTEE MINUTES

# **SB318**

# Bill as Introduced

SB 318-FN - AS INTRODUCED

2022 SESSION

22-3037

12/05

SENATE BILL        **318-FN**

AN ACT            extending the hours in which games of chance may be conducted.

SPONSORS:        Sen. French, Dist 7; Sen. Bradley, Dist 3; Sen. Gannon, Dist 23; Sen. Ricciardi,  
Dist 9; Sen. Avard, Dist 12; Sen. Soucy, Dist 18; Sen. Reagan, Dist 17; Rep.  
Doucette, Rock. 8; Rep. Yakubovich, Merr. 24

COMMITTEE:       Ways and Means

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ANALYSIS

This bill authorizes games of chance to be conducted between the hours of 8:00 a.m. and 4:00 a.m. the following day.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

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

AN ACT extending the hours in which games of chance may be conducted.

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

1       1 Games of Chance; Operation of Games of Chance. Amend RSA 287-D:14, VII to read as  
2 follows:

3           VII. Games of chance may be conducted between the hours of [~~11:00~~] **8:00** a.m. and [~~1:00~~]  
4 **4:00** a.m. the following day.

5       2 Effective Date. This act shall take effect upon its passage.

**SB 318-FN- FISCAL NOTE  
 AS INTRODUCED**

AN ACT extending the hours in which games of chance may be conducted.

FISCAL IMPACT:  State  County  Local  None

STATE:	Estimated Increase / (Decrease)			
	FY 2022	FY 2023	FY 2024	FY 2025
<b>Appropriation</b>	\$0	\$0	\$0	\$0
<b>Revenue</b>	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase	Indeterminable Increase
<b>Expenditures</b>	\$0	\$0	\$0	\$0
<b>Funding Source:</b>	<input type="checkbox"/> General Fund	<input checked="" type="checkbox"/> Education	<input type="checkbox"/> Highway	<input checked="" type="checkbox"/> Other - Lottery

**METHODOLOGY:**

This bill extends the hours that games of chance can be offered by six hours daily (three hours in the morning and three hours at night). The Lottery Commission assumes, based on the gaming demand and cost of labor, only a select number of locations will choose to operate for the full amount of the extended hours. The Commission expects there will be some additional gaming revenue from facilities remaining open during traditional off-hours, however, it is difficult to determine the level of play that will take place during those time periods (revenue to the state is credited to the lottery fund, with net revenues after expenditures being credited to the state education trust fund).

The Lottery Commission states inspection and audit of these facilities will not be substantially impacted by this change as the monitoring of the extended hours can be accomplished by flexing the time of the existing inspection and audit staff as necessary, therefore, the Commission does not expect that this bill would have an impact on state expenditures.

**AGENCIES CONTACTED:**

Lottery Commission

CHAPTER 165  
SB 318-FN - FINAL VERSION

2022 SESSION

22-3037  
12/05

SENATE BILL

***318-FN***

AN ACT

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COMMITTEE:

Ways and Means

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CHAPTER 165  
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22-3037  
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3 VII. Games of chance may be conducted between the hours of [~~11:00~~] **8:00** a.m. and [~~1:00~~] **4:00**  
4 a.m. the following day.

5 165:2 Effective Date. This act shall take effect upon its passage.

Approved: June 07, 2022  
Effective Date: June 07, 2022

# Committee Minutes



# SENATE CALENDAR NOTICE

## Ways and Means

Sen Bob Giuda, Chair  
 Sen Lou D'Allesandro, Vice Chair  
 Sen Gary Daniels, Member  
 Sen Erin Hennessey, Member  
 Sen Cindy Rosenwald, Member

Date: December 20, 2021

### HEARINGS

Wednesday	01/12/2022
(Day)	(Date)
Ways and Means	State House 100
(Name of Committee)	(Place)
	9:00 a.m.
	(Time)
9:00 a.m. <b>SB 314-FN</b>	relative to modified risk tobacco products.
9:15 a.m. <b>SB 318-FN</b>	extending the hours in which games of chance may be conducted.
9:30 a.m. <b>SB 316-FN</b>	relative to lucky 7 licenses.
9:45 a.m. <b>SB 313</b>	relative to the authority of the office of professional licensure and certification to establish fees.

### EXECUTIVE SESSION MAY FOLLOW

**Sponsors:**

**SB 314-FN**

Sen. French	Sen. Avard	Sen. Daniels	Sen. Gannon
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**SB 318-FN**

Sen. French	Sen. Bradley	Sen. Gannon	Sen. Ricciardi
Sen. Avard	Sen. Soucy	Sen. Reagan	Rep. Doucette

Rep. Yakubovich

**SB 316-FN**

Sen. Avard	Sen. Bradley	Sen. Carson	Sen. French
Sen. Gannon	Sen. Watters	Sen. Giuda	Sen. Soucy

Rep. Edwards

**SB 313**

Sen. Giuda	Sen. Rosenwald	Sen. Avard	Sen. Carson
Rep. P. Schmidt	Rep. Lang	Rep. McGuire	

Sonja Caldwell 271-2117

Bob J. Giuda  
Chairman

# Senate Ways and Means Committee

*Sonja Caldwell 271-2117*

**SB 318-FN**, extending the hours in which games of chance may be conducted.

**Hearing Date:** January 12, 2022

**Members of the Committee Present:** Senators Giuda, Daniels, Hennessey and Rosenwald

**Members of the Committee Absent :** Senator D'Allesandro

**Bill Analysis:** This bill authorizes games of chance to be conducted between the hours of 8:00 a.m. and 4:00 a.m. the following day.

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**Sponsors:**

Sen. French

Sen. Bradley

Sen. Gannon

Sen. Ricciardi

Sen. Avard

Sen. Soucy

Sen. Reagan

Rep. Doucette

Rep. Yakubovich

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**Who supports the bill:** Sen. Bradley, Sen. Reagan, Sen. Gannon, Sen. Ricciardi, Sen. Soucy, Rick Newman (NH Charity Gaming Operators Assoc.), Alicia Preston (NHCGOA), Sen. French

**Who opposes the bill:** No one

**Who is neutral on the bill:** Michael McLaughlin (Belmont Gaming, LLC)

**Summary of testimony presented:**

**Sen French** stated that this bill would authorize games of chance to be conducted between the hours of 8:00 a.m. and 4:00 a.m. the following day.

**Sen. Giuda** asked what the current hours were.

**Sen. French** was not sure but said this bill will allow more people to enjoy this form of recreation.

**Rick Newman** – NH Charitable Gaming Operators Assoc.

They support the bill. The current hours allowed for games of chance are 11:00 a.m. to 1:00 a.m. Not everyone works 8:00-5:00. People getting out of work late at night who like to play games of chance have no choice in NH, so they go to Maine or Massachusetts. With the coming of historic racing, this gives more incentive as a state to expand our hours. There will be more patrons getting out of work who want to play these games. This bill does not change alcohol consumption hours. Not every venue will take advantage of this change. Hampton Beach wants to do a brunch option. Manchester would likely stay open until 4:00 a.m.

**Sen. Hennessey** asked if there are any places where these hours would conflict with local hour limitations on restaurants or bars.

**Mr. Newman** said maybe Hampton; he thinks they have a local regulation for 1:00 a.m. that would supersede this bill. You have to be in compliance with local ordinances.

**Sen. Rosenwald** asked why there should be any limitation. She asked why not allow it 24 hours a day.

**Mr. Newman** said there would be no argument from his association on that amendment. NH tends to take a step-by-step approach with gaming.

**Sen. Daniels** asked why the hours were set as they are.

**Mr. Newman** said it has been arbitrary.

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Date Hearing Report completed: January 12, 2022

# Speakers



## Senate Remote Testify

### Ways and Means Committee Testify List for Bill SB318 on 2022-01-12

Support: 5 Oppose: 0

<u>Name</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>
Bradley, Senator Jeb	An Elected Official	SD3	Support
Reagan, Senator John	An Elected Official	Myself	Support
Gannon, Senator Bill	An Elected Official	SD 23	Support
Ricciardi, Senator Denise	An Elected Official	Senate District 9	Support
Soucy, Senator	An Elected Official	SD 18	Support
mclaughlin, michael	A Lobbyist	Belmont Gaming LLC	Neutral

# Voting Sheets

**Senate Ways & Means Committee**  
**EXECUTIVE SESSION RECORD**  
*2021-2022 Session*

Bill # **SB318-FN**

Hearing date: 1-12-22

Executive Session date: \_\_\_\_\_

Motion of: OTP Vote: 3-2

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Motion of: \_\_\_\_\_ Vote: \_\_\_\_\_

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Motion of: \_\_\_\_\_ Vote: \_\_\_\_\_

Committee Member	Present	Made by	Second	Yes	No
Sen. Giuda, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. D'Allesandro, VC	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Daniels	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Hennessey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Rosenwald	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Reported out by: Hennessey

Notes: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_



# Committee Report

STATE OF NEW HAMPSHIRE

SENATE

REPORT OF THE COMMITTEE

Wednesday, January 19, 2022

THE COMMITTEE ON Ways and Means

to which was referred **SB 318-FN**

AN ACT

extending the hours in which games of chance may  
be conducted.

Having considered the same, the committee recommends that the Bill

OUGHT TO PASS

BY A VOTE OF: 3-2

Senator Erin Hennessey  
For the Committee

Sonja Caldwell 271-2117

**WAYS AND MEANS**

**SB 318-FN, extending the hours in which games of chance may be conducted.**

**Ought to Pass, Vote 3-2.**

**Senator Erin Hennessey for the committee.**

## General Court of New Hampshire - Bill Status System

**Docket of SB318**

Docket Abbreviations

**Bill Title:** extending the hours in which games of chance may be conducted.**Official Docket of SB318.:**

<b>Date</b>	<b>Body</b>	<b>Description</b>
12/14/2021	S	To Be <b>Introduced</b> 01/05/2022 and Referred to Ways and Means; <b>SJ 1</b>
12/20/2021	S	<b>Hearing:</b> 01/12/2022, Room 100, SH, 09:15 am; <b>SC 50</b>
1/26/2022	S	Committee Report: Ought to Pass, 02/03/2022; <b>SC 5</b>
2/3/2022	S	Special Order to the Next Session, Without Objection, MA; 02/03/2022; <b>SJ 2</b>
2/7/2022	S	Committee Report: Ought to Pass, 02/16/2022; <b>SC 7</b>
2/16/2022	S	Special Order to after the Committee on Education, Without Objection, MA; 02/16/2022; <b>SJ 3</b>
2/16/2022	S	<b>Ought to Pass:</b> MA, VV; OT3rdg; 02/16/2022; <b>SJ 3</b>
3/23/2022	H	Introduced 03/17/2022 and referred to Ways and Means
3/29/2022	H	Public Hearing: 04/05/2022 10:30 am LOB 202-204
4/6/2022	H	Full Committee Work Session: 04/12/2022 10:00 am LOB 202-204
4/6/2022	H	Full Committee Work Session: 04/14/2022 10:00 am LOB 202-204
4/26/2022	H	Executive Session: 04/14/2022 10:00 am LOB 202-204
4/25/2022	H	Majority Committee Report: Ought to Pass (Vote 14-8; RC)
4/25/2022	H	Minority Committee Report: Ought to Pass with Amendment <b>#2022-1627h RC</b>
5/5/2022	H	Amendment # 1627h: AF DV 050522 [&] <b>HJ 12</b>
5/5/2022	H	<b>Ought to Pass:</b> MA VV 05/05/2022 <b>HJ 12</b>
5/27/2022	H	Enrolled (in recess of) 05/26/2022 <b>HJ 14</b>
5/27/2022	S	Enrolled Adopted, VV, (In recess 05/26/2022); <b>SJ 13</b>
6/8/2022	S	Signed by the Governor on 06/07/2022; Chapter 0165; Effective 06/07/2022

NH House

NH Senate

# Other Referrals

# Senate Inventory Checklist for Archives

Bill Number: SB318-FN

Senate Committee: WAYS & MEANS

Please include all documents in the order listed below and indicate the documents which have been included with an "X" beside

Final docket found on Bill Status

### Bill Hearing Documents: {Legislative Aides}

- Bill version as it came to the committee
- All Calendar Notices
- Hearing Sign-up sheet(s)
- Prepared testimony, presentations, & other submissions handed in at the public hearing
- Hearing Report
- Revised/Amended Fiscal Notes provided by the Senate Clerk's Office

### Committee Action Documents: {Legislative Aides}

All amendments considered in committee (including those not adopted):

\_\_\_ - amendment # \_\_\_\_\_    \_\_\_ - amendment # \_\_\_\_\_  
\_\_\_ - amendment # \_\_\_\_\_    \_\_\_ - amendment # \_\_\_\_\_

- Executive Session Sheet
- Committee Report

### Floor Action Documents: {Clerk's Office}

All floor amendments considered by the body during session (only if they are offered to the senate):

\_\_\_ - amendment # \_\_\_\_\_    \_\_\_ - amendment # \_\_\_\_\_  
\_\_\_ - amendment # \_\_\_\_\_    \_\_\_ - amendment # \_\_\_\_\_

### Post Floor Action: (if applicable) {Clerk's Office}

- Committee of Conference Report (if signed off by all members. Include any new language proposed by the committee of conference):
- Enrolled Bill Amendment(s)
- Governor's Veto Message

### All available versions of the bill: {Clerk's Office}

as amended by the senate    \_\_\_ as amended by the house  
 final version

Completed Committee Report File Delivered to the Senate Clerk's Office By:

SC  
\_\_\_\_\_  
Committee Aide

6-3-22  
\_\_\_\_\_  
Date

Senate Clerk's Office TW