

March 2, 2005

Madam President:

Your JUDICIARY COMMITTEE, to whom has been referred

SENATE BILL 384

has had it under consideration and reports same with recommendation that it DO PASS, amended as follows:

1. On page 1, line 16, strike "GAMING ESTABLISHMENTS" and insert in lieu thereof "THE AREA WHERE GAMING OCCURS IN A GAMING ESTABLISHMENT".

2. On pages 6 and 7, strike Subsection D in its entirety.

3. Reletter the succeeding subsection accordingly.

4. On page 7, line 10, strike the ending quotation marks and between lines 10 and 11, insert the following new subsections:

"E. The board may adopt rules allowing a person who is a compulsive gambler to be voluntarily excluded from the area where gaming occurs in a gaming establishment and providing for a self-exclusion list.

F. A person who is self-excluded from the area where gaming occurs in a gaming establishment is guilty of trespass pursuant to Section 30-14-1.1 NMSA 1978 if the person enters the area where gaming occurs in a gaming establishment from which the person has been self-excluded.

G. The name of a person who has been voluntarily self-excluded from the area where gaming occurs in a gaming establishment shall be confidential, and the self-exclusion list shall not be subject to inspection under the Inspection of Public Records Act.

FORTY- SEVENTH LEGI SLATURE
FIRST SESSI ON, 2005

SJC/SB 384

Page 2

H. A person requesting to be voluntarily self-excluded from the area where gaming occurs in a gaming establishment shall be required to execute a valid waiver and release of claims for damages resulting from placement on the self-exclusion list.

I. No gaming operator licensee shall be held liable for an action taken as a result of administering a self-exclusion program in accordance with rules adopted by the board. "".

5. On page 9, line 6, strike "and for the treatment" and strike line 7 through "gamblers".

6. On page 9, line 7 after the period, insert the subsection designation "G. ".

Respectfully submitted,

Cisco McSorley, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 2 Against

Yes: 6

No: Grubestic, McSorley

Excused: Adair, Payne

Absent: None

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. 156986. 2/a

. 155811. 2/a