

Approved May 31, 1983.

CHAPTER 540

(Senate Bill 666)

AN ACT concerning

Crimes - Antique Slot Machines - Defenses

FOR the purpose of altering the defense to a prosecution for certain offenses related to slot machines; and clarifying language.

BY repealing and reenacting, with amendments,

Article 27 - Crimes and Punishments
Section 264B V.
Annotated Code of Maryland
(1982 Replacement Volume and 1982 Supplement)

SECTION . 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 27 - Crimes and Punishments

264B.

Any machine, apparatus or device is a slot machine within the provisions of this section if it is one that is adapted for use in such a way that, as a result of the insertion or deposit therein, or placing with another person of any piece of money, coin, token or other object, such machine, apparatus or device is caused to operate or may be operated, and by reason of any element of chance or of other outcome of such operation unpredictable by him, the user may receive or become entitled to receive any piece of money, coin, token or other object representative of and convertible into money, irrespective of whether the said machine, apparatus or device may, apart from any element of chance or unpredictable outcome of such operation, also sell, deliver or present some merchandise or money or other tangible thing of value.

V. It shall be a defense to any prosecution under paragraph III of this section if the defendant shows that the slot machine is an antique slot machine and was not operated for gambling purposes while in the defendant's possession. For the purposes of this paragraph, a slot machine is an antique slot machine if the defendant shows by a preponderance of the evidence that [it] THE MACHINE was manufactured [prior to 1941] AT LEAST 25 YEARS