

AMENDMENTS TO H.R. 2267
OFFERED BY MR. FRANK OF MASSACHUSETTS

Page 20, after line 22, insert the following new paragraph (and redesignate subsequent paragraphs accordingly):

1 “(2) CONSULTATION WITH INDIAN TRIBES.—In
2 implementing this subchapter, the Secretary shall
3 conduct meaningful consultation with Indian tribes
4 regarding all aspects of this subchapter which affect
5 Indian tribes, both as potential licensing entities or
6 operating entities.”.

Page 35, after line 5, insert the following new paragraph:

7 “(4) PERSONS SELF-EXCLUDED.—Licensees
8 may not accept bets or wagers from persons on the
9 list established pursuant to subsection (c)(1)(A).”.

Page 36, beginning on line 16, strike “if such activities are performed in compliance with” and insert “unless such provider has knowledge that the specific financial activities or transactions are conducted in violation of”.

Page 40, after line 15, insert the following new subparagraph:

1 “(D) TRIBAL STATUS OR CATEGORY NOT
2 IMPACTED.—Tribal operations of internet gam-
3 bling facilities under this subchapter shall not
4 impact an Indian tribe’s status or category or
5 class under its land-based activities.

6 “(E) NEW NEGOTIATIONS NOT RE-
7 QUIRED.—Operating under a license issued pur-
8 suant to this subchapter shall not require, or
9 impose any requirement on, an Indian tribe to
10 negotiate a new agreement, or renegotiate any
11 existing agreement, limitation or other provision
12 of a tribal-State compact, agreement, or other
13 understanding with respect to gaming or rev-
14 enue-sharing, with regard to any Internet bet or
15 wager occurring pursuant to a license issued by
16 the Secretary under this subchapter.”.

Page 44, after line 9, insert the following new sections (and redesignate the subsequent sections and conform the amendment to the table of contents accordingly):

1 **“SEC. 5388. PROHIBITION ON THE USE OF CREDIT CARDS**
2 **FOR INTERNET GAMBLING.**

3 “(a) IN GENERAL.—No licensee, no person operating
4 on behalf of a licensee, and no person accepting payment
5 for or settlement of a bet or wager who intends to transmit
6 such payment to a person licensee, may accept a bet or
7 wager or payment for or settlement of a bet or wager that
8 is transmitted or otherwise facilitated with a credit card
9 (as defined in section 5362(11)).

10 “(b) EXCEPTION.—

11 “(1) CLARIFICATION OF SCOPE.—For any per-
12 son licensed to take bets or wagers in accordance
13 with the Interstate Horseracing Act of 1978, the
14 prohibition in subsection (a) shall only apply to
15 those activities conducted pursuant to a license
16 under this subchapter.

17 “(2) INTRASTATE ACTIVITIES.—For any person
18 involved in legal, land-based or State- or tribal-regu-
19 lated intrastate gambling, the prohibition in sub-
20 section (a) shall only apply to those activities con-
21 ducted pursuant to a license under this sub-
22 chapter.”.

