

~~SECTION 5. AND BE IT FURTHER ENACTED, That the intent of this Act and its various integrated provisions is to provide for the authorization and regulation of certain gaming devices for the purpose of generating State revenues and other funds for specified purposes, including funding educational facility construction and renovation and assisting the State's racing industry. This section is not intended to detract from the application of the severability provision contained in Section 4 of this Act or from the ability of a court of competent jurisdiction to consider and apply appropriate severability principles in the event of a judicial challenge to the validity of a specific portion or portions of the bill.~~

~~SECTION 6. AND BE IT FURTHER ENACTED, That the agency designated by the Board of Public Works under § 14-303(b) of the State Finance and Procurement Article, in consultation with the General Assembly and the Office of the Attorney General, shall initiate two studies of the requirements of § 9-1A-10 of the State Government Article, as enacted by Section 1 of this Act, that evaluate the continued compliance of the requirement with any federal and constitutional requirements. In preparation for the studies, the State Lottery Commission shall require video lottery operation license applicants and licensees to provide any information necessary to perform the study. The studies shall also evaluate race neutral programs or other methods that can be used to address the needs of minority investors and minority businesses. A final report of the first study shall be submitted to the Legislative Policy Committee on or before December 15, 2010, so that the General Assembly may review the report prior to the 2011 Session. A final report of the second study shall be submitted to the Legislative Policy Committee on or before September 30, 2013, so that the General Assembly may review the report in conjunction with the report of the study on the Minority Business Enterprise Program prior to the 2014 Session.~~

~~SECTION 7. AND BE IT FURTHER ENACTED, That this Act may not be construed to affect the terms of the members of the State Lottery Commission appointed before the effective date of this Act. The terms of the four new members of the State Lottery Commission appointed under this Act shall expire as follows:~~

- ~~(a) one member in 2010;~~
- ~~(b) one member in 2011; and~~
- ~~(c) two members in 2012.~~

~~SECTION 8. AND BE IT FURTHER ENACTED, That:~~

~~(a) The State Lottery Agency shall conduct a market analysis every 2 years to determine the jurisdiction of residence, demographic characteristics, and annual net customer spending for each of the following gaming products:~~