

**CONFERENCE COMMITTEE REPORT**  
**House Bill No. 2480 By Representative Perkins**

June 22, 1997

To the Honorable Speaker and Members of the House of Representatives and the Honorable President and Members of the Senate.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning House Bill No. 2480 by Representative Perkins, recommend the following concerning the reengrossed bill:

1. That Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 13, 1997 be adopted.
2. That Senate Floor Amendments Nos. 1 through 3 proposed by Senator Short and adopted by the Senate on June 18, 1997 be adopted.
3. That Senate Floor Amendments Nos. 1 through 3 proposed by Senator Casanova and adopted by the Senate on June 18, 1997 be rejected.
4. That Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted by the Senate on June 18, 1997 be adopted .
5. That the following amendments to the reengrossed bill be adopted:

AMENDMENT NO. 1

On page 3, line 4, after "profit" and before "any" delete "using" and insert "when accessing the Internet, World Wide Web, or any part thereof by way of"

AMENDMENT NO. 2

On page 3, line 5, after "server" change the comma "," to a period "." and delete the remainder of the line and delete line 6 in its entirety

AMENDMENT NO. 3

On page 5, line 3, after "client" delete the remainder of the line and insert in lieu thereof the following:

"for the primary purpose of the conducting as a business of "

AMENDMENT NO. 4

On page 5, after line 21 and after Senate Floor Amendment No. 1 proposed by Senator Jordan and adopted herein, insert the following:

"I. The providing of Internet or other on-line access, transmission, routing, storage, or other communication related services, or Web Site design, development, storage, maintenance, billing, advertising, hypertext linking, transaction processing, or other site related services, by telephone companies, Internet Service Providers, software developers, licensors, or other such parties providing such services to customers in the normal course of their business, shall not be considered gambling by computer even though the activities of such customers using such services to conduct a prohibited game, contest, lottery, or contrivance may constitute gambling by computer for the purposes of this Section. The provisions of this Subsection shall not exempt from criminal prosecution any telephone company, Internet Service Provider, software developer, licensor, or other such party if its primary purpose in providing such service is to conduct gambling as a business."

Respectfully submitted,

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Representative Anthony Richard Perkins

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Senator J. Lomax Jordan

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Representative Stephen J. Windhorst

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Senator Philip Short

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Representative Edwin R. Murray

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Senator Francis C. Heitmeier