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 2 INTRODUCED BY House BILL NO. 774
 3 *L. Johnson* *K. Peterson*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A PERSON
 5 TO IMPORT ILLEGAL GAMBLING DEVICES IF THE PERSON IS LICENSED
 6 TO MANUFACTURE THE DEVICES FOR EXPORT; AND AMENDING SECTION
 7 23-5-152, MCA."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 23-5-152, MCA, is amended to read:

11 "23-5-152. Possession of illegal gambling device
 12 prohibited -- exception. (1) Except as provided in 23-5-153
 13 and subsection (2) of this section, it is a misdemeanor
 14 punishable under 23-5-161 for a person to purposely or
 15 knowingly have in his possession or under his control or to
 16 purposely or knowingly permit to be placed, maintained, or
 17 kept in any room, space, enclosure, or building owned,
 18 leased, or occupied by him or under his management or
 19 control an illegal gambling device. This section does not
 20 apply to a public officer or to a person coming into
 21 possession of an illegal gambling device in or by reason of
 22 the performance of an official duty and holding it to be
 23 disposed of according to law.

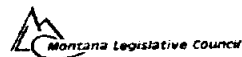
24 (2) (a) The department may adopt rules to license
 25 persons to manufacture gambling devices that are not legal

1 for public play in the state and are manufactured only for
 2 export from the state.

3 (b) A person may not manufacture or possess an illegal
 4 gambling device for export from the state without having
 5 obtained a license from the department. The department may
 6 charge an administrative fee for the license that is
 7 commensurate with the cost of issuing the license.

8 (c) A person licensed under subsection (2) may bring an
 9 illegal gambling device into the state after notifying the
 10 department and receiving a permit from the department. The
 11 person is subject to reporting requirements provided for in
 12 rules adopted under subsection (2)(a)."

-End-



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INTRODUCED BY R. JOHNSON, KEATING

A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE A PERSON TO IMPORT ILLEGAL GAMBLING DEVICES IF THE PERSON IS LICENSED TO MANUFACTURE THE DEVICES FOR EXPORT; AND AMENDING SECTION 23-5-152, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 23-5-152, MCA, is amended to read:

"23-5-152. Possession of illegal gambling device prohibited -- exception. (1) Except as provided in 23-5-153 and subsection (2) of this section, it is a misdemeanor punishable under 23-5-161 for a person to purposely or knowingly have in his possession or under his control or to purposely or knowingly permit to be placed, maintained, or kept in any room, space, enclosure, or building owned, leased, or occupied by him or under his management or control an illegal gambling device. This section does not apply to a public officer or to a person coming into possession of an illegal gambling device in or by reason of the performance of an official duty and holding it to be disposed of according to law.

(2) (a) The department may adopt rules to license persons to manufacture gambling devices that are not legal

for public play in the state and are manufactured only for export from the state.

(b) A person may not manufacture or possess an illegal gambling device for export from the state without having obtained a license from the department. The department may charge an administrative fee for the license that is commensurate with the cost of issuing the license.

(c) A person licensed under subsection (2) may bring an illegal gambling device into the state after notifying the department and receiving a--permit AUTHORIZATION from the department. The person is subject to reporting requirements provided for in rules adopted under subsection (2)(a)."

NEW SECTION. SECTION 2. EFFECTIVE DATE. [THIS ACT] IS EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

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(b) A person may not manufacture or possess an illegal gambling device for export from the state without having obtained a license from the department. The department may charge an administrative fee for the license that is commensurate with the cost of issuing the license.

(c) A person licensed under subsection (2) may bring an illegal gambling device into the state after notifying the department and receiving a permit AUTHORIZATION from the department. The person is subject to reporting requirements provided for in rules adopted under subsection (2)(a)."

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