

1 H BILL NO. 281
 2 INTRODUCED BY *Halverson, Sully, Hays*
Walters, Jensen, Fortner, Jay, Rota
 3 A BILL FOR AN ACT ENTITLED: "AN ACT TO REPEAL ALL
 4 AUTHORIZED GAMBLING EXCEPT BINGO AND RAFFLES; AMENDING
 5 SECTION 62-716, R.C.M. 1947; AND REPEALING SECTIONS 62-701
 6 THROUGH 62-714 AND 62-727 THROUGH 62-736, R.C.M. 1947."
 7
 8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 62-716, R.C.M. 1947, is amended to
 11 read as follows:

12 "62-716. Definitions. As used in this act, unless the
 13 context otherwise requires, the following terms or phrases
 14 shall have the following meanings:

15 (1) "Game of chance" means the specific kind of game
 16 of chance commonly known as:

17 (a) "bingo," in which prizes are awarded on the basis
 18 of designated numbers or symbols on a card which conform to
 19 numbers or symbols selected at random; ~~and such, but not~~
 20 ~~including keno or any electrically or mechanically operated~~
 21 ~~game or game wherein an electrically or mechanically~~
 22 ~~operated device is used other than a device used to announce~~
 23 ~~the numbers or symbols as they are drawn. All prizes must~~
 24 shall be in tangible personal property only and not in
 25 money, cash, stocks, bonds, evidences of indebtedness, or

1 other intangible personal property and ~~must shall~~ not exceed
 2 the value of ~~one-hundred-dollars-(\$100)~~ for each individual
 3 bingo award. The price for an individual bingo card shall
 4 not exceed ~~fifty 50 cents (\$50)~~. It shall be unlawful to,
 5 in any manner, combine any awards so as to increase the
 6 ultimate value of such award;

7 (b) "raffles," which are conducted by drawing for
 8 prizes. Prizes ~~must shall~~ be in tangible personal property
 9 only and not in money, cash, stocks, bonds, evidences of
 10 indebtedness, or other intangible personal property and ~~must~~
 11 ~~shall~~ not exceed the value of ~~one-thousand-dollars-(\$1,000)~~
 12 for each individual raffle card. It shall be unlawful to, in
 13 any manner, combine any awards so as to increase the
 14 ultimate value of such award.

15 (2) "Equipment" means:

16 (a) with respect to bingo, the receptacle and numbered
 17 objects drawn from it, the master board upon which such
 18 objects are placed as drawn, the cards or sheets bearing
 19 numbers or other designations to be covered and the objects
 20 used to cover them, the boards or signs, however operated,
 21 used to announce or display the numbers or designations as
 22 they are drawn, public address system, and all other
 23 articles essential to the operation, conduct, and playing of
 24 bingo; or

25 (b) with respect to raffles, the implements, devices,

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1 and machines designed, intended, or used for the conduct of
2 raffles and the identification of the winning number or unit
3 and the ticket or other evidence of right to participate in
4 raffles."

5 Section 2. Repealer. Sections 62-701 through 62-714
6 and 62-727 through 62-736, R.C.M. 1947, are repealed.

-End-

STATE OF MONTANA

REQUEST NO. 263-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 28, 19 77, there is hereby submitted a Fiscal Note for House Bill 281 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION

This bill repeals all authorized gambling except bingo and raffles.

ASSUMPTIONS

There is no effect on state revenue or expenditures since gambling laws are totally administered at the local level and all revenues generated go directly to cities and counties.

EFFECT ON COUNTY OR OTHER LOCAL REVENUE

There will probably be some loss in revenue to local governments, but it will be impossible to give a dollar estimate because local rules vary so markedly. For example, in 1976, the city of Billings charged a \$750 fee for each establishment which featured bingo or ken while at the same time the city of Helena charged \$50 per establishment plus \$50 per gaming machine and the city of Missoula charged \$200 per establishment.

PREPARED BY DEPARTMENT OF REVENUE

Richard L. Dancy for
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-2-77

Committee on Taxation
Objection Raised to
Adverse Committee Report

1
2 INTRODUCTION BY *H* BILL NO. *281*
Halverson Sully, Hays
Walters Jensen Parker Rote
Sheldahl
W. Booth

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