

Senate BILL NO. 97
 INTRODUCED BY Brown Tammage
Walt Rasmussen
 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
 DEFINITION OF BINGO TO EXCLUDE KENO AND OTHER GAMES
 DUPLICATING BINGO BY USE OF ELECTRONIC DEVICES OR MACHINES;
 AMENDING SECTION 62-716, R.C.M. 1947."

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

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

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

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

(a) "bingo" in which prizes are awarded on the basis of designated numbers or symbols on a card which conform to numbers or symbols manually selected at random; and such. The term bingo does not include the game commonly referred to as keno or other games that attempt to duplicate bingo by use of electronic devices or machines. All prizes must be in tangible personal property only and not in money, cash, stocks, bonds, evidences of indebtedness, or other intangible personal property and ~~must~~ may not exceed the

value of ~~one hundred dollars~~ (\$100) for each individual bingo award. The price for an individual bingo card ~~shall~~ may not exceed ~~fifty~~ 50 cents ~~(\$50)~~. It shall be unlawful ~~to~~ in any manner, combine any awards so as to increase the ultimate value of such award;

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

(2) "Equipment" means:
 (a) with respect to bingo, the receptacle and numbered objects drawn from it, the master board upon which such objects are placed as drawn, the cards or sheets bearing numbers or other designations to be covered and the objects used to cover them, the boards or signs, however operated, used to announce or display the numbers or designations as they are drawn, public address system, and all other articles essential to the operation, conduct, and playing of bingo; or

(b) with respect to raffles, the implements, devices, and machines designed, intended, or used for the conduct of

SB 97

LC 0571/01

1 raffles and the identification of the winning number or unit
2 and the ticket or other evidence of right to participate in
3 raffles."

-End-

FISCAL NOTE

Form BD-15

In compliance with a written request received January 14, 19 77, there is hereby submitted a Fiscal Note for Senate Bill 97 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 amends the "bingo and raffles law" in order to exclude "keno" and other games which electronically simulate "bingo".

ASSUMPTIONS

There will be no effect on state revenue or expenditures since the "bingo and raffles law" is totally administered at the local level and all revenues generated go directly to cities and counties.

FISCAL IMPACT

NO EFFECT on state revenues.

EFFECT ON COUNTY OR OTHER LOCAL REVENUE

There will probably be some loss in revenue to local governments but it is 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 keno 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. ...
BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 1-8-77

Approved by Committee
on Judiciary

1 SENATE BILL NO. 97

2 INTRODUCED BY BROWN, TURNAGE,

3 THIESSEN, REGAN, WATT, RASMUSSEN, LOWE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
6 DEFINITION OF BINGO TO EXCLUDE ~~KENO AND OTHER~~ GAMES
7 DUPLICATING BINGO BY USE OF ELECTRONIC DEVICES OR MACHINES;
8 AMPENDING SECTION 62-716, R.C.M. 1947."

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

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

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

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

18 (a) "bingo", in which prizes are awarded on the basis
19 of designated numbers or symbols on a card which conform to
20 numbers or symbols manually selected at random, ~~and such,~~
21 NOTHING CONTAINED HEREIN PROHIBITS THE USE OF A BLOWER TO
22 WIX THE NUMBERS OR SYMBOLS. The term bingo does not include
23 the game commonly referred to as keno or other games that
24 attempt to duplicate bingo by use of electronic devices or
25 machines. All prizes must be in tangible personal property

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

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

16 (2) "Equipment" means:

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

1 (b) with respect to raffles, the implements, devices,
2 and machines designed, intended, or used for the conduct of
3 raffles and the identification of the winning number or unit
4 and the ticket or other evidence of right to participate in
5 raffles."

-End-

1 SENATE BILL NO. 97

2 INTRODUCED BY BROWN, TURNAGE,
3 THIESSEN, REGAN, WATT, RASMUSSEN, LOWE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE
6 DEFINITION OF BINGO TO EXCLUDE ~~KENO AND OTHER~~ KENO AND OTHER
7 GAMES DUPLICATING BINGO BY USE OF ELECTRONIC DEVICES OR
8 MACHINES; AMENDING SECTION 62-716, R.C.M. 1947."

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

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

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

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

18 (a) "bingo"¹, in which prizes are awarded on the basis
19 of designated numbers or symbols on a card which conform to
20 numbers or symbols manually selected at random ~~and such~~
21 ~~NOTHING CONTAINED HEREIN PROHIBITS THE USE OF A BLOWER TO~~
22 ~~MIX THE NUMBERS OR SYMBOLS.~~ The term bingo does not include
23 ~~the game commonly referred to as keno or other~~ THE GAME
24 COMMONLY REFERRED TO AS KENO OR OTHER games that attempt to
25 duplicate bingo by use of electronic devices or machines.

1 ~~NOTHING CONTAINED HEREIN PROHIBITS THE USE OF A BLOWER TO~~
2 ~~MIX THE NUMBERS OR SYMBOLS.~~ All prizes must be in tangible
3 personal property only and not in money, cash, stocks,
4 bonds, evidences of indebtedness, or other intangible
5 personal property and ~~must~~ may not exceed the value of ~~one~~
6 ~~hundred dollars--(\$100)~~ for each individual bingo award. The
7 price for an individual bingo card ~~shall~~ may not exceed
8 ~~fifty 50~~ 50 cents ~~(\$50)~~. It shall be unlawful ~~to~~ in any
9 ~~manner~~ combine any awards so as to increase the ultimate
10 value of such award;

11 (b) "raffles"², which are conducted by drawing for
12 prizes. Prizes must be in tangible personal property only
13 and not in money, cash, stocks, bonds, evidences of
14 indebtedness, or other intangible personal property and ~~must~~
15 may not exceed the value of ~~one--thousand--dollars--(\$1,000)~~
16 for each individual raffle card. It shall be unlawful ~~to~~ in
17 any ~~manner~~ combine any awards so as to increase the
18 ultimate value of such award.

19 (2) "Equipment" means:

20 (a) with respect to bingo, the receptacle and numbered
21 objects drawn from it, the master board upon which such
22 objects are placed as drawn, the cards or sheets bearing
23 numbers or other designations to be covered and the objects
24 used to cover them, the boards or signs ~~nowever operated~~
25 used to announce or display the numbers or designations as

1 they are drawn, public address system, and ~~all~~ other
2 ~~articles-essential-to-the-operation-conduct~~ and playing of
3 bingo IHE BLOWER; or

4 (b) with respect to raffles, the implements, devices,
5 and machines designed, intended, or used for the conduct of
6 raffles and the identification of the winning number or unit
7 and the ticket or other evidence of right to participate in
8 raffles."

-End-