HOUSE BILL NO. 448

INTRODUCED BY MENAHAN, HARRINGTON

IN THE HOUSE

JANUARY 26, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
JANUARY 27, 1989	FIRST READING.
FEBRUARY 3, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 4, 1989	PRINTING REPORT.
FEBRUARY 6, 1989	SECOND READING, DO PASS.
FEBRUARY 7, 1989	ENGROSSING REPORT.
FEBRUARY 8, 1989	THIRD READING, PASSED. AYES, 97; NOES, 1.
	TRANSMITTED TO SENATE.
IN	THE SENATE
FEBRUARY 9, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON JUDICIARY.
	FIRST READING.
MARCH 14, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 15, 1989	SECOND READING, CONCURRED IN.
MARCH 17, 1989	THIRD READING, CONCURRED IN. AYES, 46; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 18, 1989

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE POSSESSION OF ANTIQUE SLOT MACHINES WHICH ARE MORE THAN 25 YEARS OLD: AND AMENDING SECTION 23-5-104, MCA."

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

9 Section 1. Section 23-5-104, MCA, is amended to read: 10

"23-5-104. Slot machines -- possession unlawful -exception. (1) Except as provided in subsections (2) through (5), it shall--be is a misdemeanor and punishable as hereinafter provided in 23-5-105 for any person to use, possess, operate, keep, or maintain for use or operation or otherwise, anywhere within the state of Montana, any slot machine of any sort or kind whatsoever.

(2) The provisions of subsection (1) and 23-5-121 do not apply to antique slot machines possessed, located, and used in accordance with subsections (2) through (5). For the purposes of subsections (2) through (5), an antique slot machine is a mechanically or electronically operated slot machine manufactured--prior-to-1950; the-operation-of-which is-exclusively-mechanical-in-nature--and--is--not--aided--in whole-or-in-part-by-any-electronic-means that at any present time is more than 25 years old.

(3) Except as provided in subsection (4), antique slot machines may be possessed, located, and operated only in a private residential dwelling.

(4) Antique slot machines may be possessed or located for purposes of display only and not for operation in any public museum owned and operated by the state of Montana, or a county, or a city.

(5) No An antique slot machine may not be operated for any commercial or charitable purpose."

-End-

APPROVED BY COMM. ON BUSINESS AND ECONOMIC DEVELOPMENT

1 House BILL NO. 448
2 INTRODUCED BY Merchan Atricington
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A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE POSSESSION
OF ANTIQUE SLOT MACHINES WHICH ARE MORE THAN 25 YEARS OLD;
AND AMENDING SECTION 23-5-104, MCA."

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

Section 1. Section 23-5-104, MCA, is amended to read:

"23-5-104. Slot machines -- possession unlawful -exception. (1) Except as provided in subsections (2) through
(5), it shell--be is a misdemeanor and punishable as
hereinafter provided in 23-5-105 for any person to use,
possess, operate, keep, or maintain for use or operation or
otherwise, anywhere within the state of Montana, any slot
machine of any sort or kind whatsoever.

(2) The provisions of subsection (1) and 23-5-121 do not apply to antique slot machines possessed, located, and used in accordance with subsections (2) through (5). For the purposes of subsections (2) through (5), an antique slot machine is a mechanically or electronically operated slot machine manufactured--prior-to-1950, the-operation-of-which is-exclusively-mechanical-in-nature--and--is--not--aided--in whole-or-in-part-by-any-electronic-means that at any present time is more than 25 years old.

(3)	Exce	pt a	s provided	in	subsec	ction	1 (4),	ant	ique	slo	٥t
machines	may	be	possessed,	100	cated,	and	opera	ted	only	in	а
private r	eside	ntia	l dwelling								

- (4) Antique slot machines may be possessed or located for purposes of display only and not for operation in any public museum owned and operated by the state of Montana, or a county, or a city.
- 8 (5) No An antique slot machine may not be operated for
 9 any commercial or charitable purpose."

-End-

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1		HALLESE BILL NO. 448
2	INTRODUCED BY	Menaton Hamilto
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A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE POSSESSION
OF ANTIQUE SLOT MACHINES WHICH ARE MORE THAN 25 YEARS OLD;
AND AMENDING SECTION 23-5-104, MCA."

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

machine of any sort or kind whatsoever.

Section 1. Section 23-5-104, MCA, is amended to read:

"23-5-104. Slot machines -- possession unlawful -exception. (1) Except as provided in subsections (2) through
(5), it shall--be is a misdemeanor and punishable as
hereinafter provided in 23-5-105 for any person to use,
possess, operate, keep, or maintain for use or operation or
otherwise, anywhere within the state of Montana, any slot

(2) The provisions of subsection (1) and 23-5-121 do not apply to antique slot machines possessed, located, and used in accordance with subsections (2) through (5). For the purposes of subsections (2) through (5), an antique slot machine is a mechanically or electronically operated slot machine manufactured—prior-to-1950,—the-operation—of-which is-exclusively-mechanical—in-nature—and—is-not--aided—ir whole-or-in-part-by-any-electronic-means that at any present time is more than 25 years old.

1	(3)	Exce	pt a	as provided	in	subse	ction	1 (4),	ant	ique	slo	t
2	machines	may	be	possessed,	100	ated,	and	opera	ted	only	in	a
3	private r	eside	ntia	al dwelling								

- (4) Antique slot machines may be possessed or located for purposes of display only and not for operation in any public museum owned and operated by the state of Montana, or a county, or a city.
- (5) No An antique slot machine may not be operated for any commercial or charitable purpose."

-End-

2	INTRODUCED BY MENAHAN, HARRINGTON
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4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE POSSESSION
5	OF ANTIQUE SLOT MACHINES WHICH ARE MORE THAN 25 YEARS OLD;
6	AND AMENDING SECTION 23-5-104, MCA."
7	
8	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9	Section 1. Section 23-5-104, MCA, is amended to read:
10	"23-5-104. Slot machines possession unlawful
11	exception. (1) Except as provided in subsections (2) through
12	(5), it $shallbe$ is a misdemeanor and punishable as
L 3	hereinafter provided $\underline{\text{in 23-5-105}}$ for any person to use,
L 4	possess, operate, keep, or maintain for use or operation or
15	otherwise, anywhere within the state of Montana, any slot
16	machine of any sort or kind whatsoever.
17	(2) The provisions of subsection (1) and 23-5-121 do
18	not apply to antique slot machines possessed, located, and
19	used in accordance with subsections (2) through (5). For the
20	purposes of subsections (2) through (5), an antique slot
21	machine is a mechanically or electronically operated slot
22	machine manufacturedprior-to-19507-the-operation-of-which
23	is-exclusively-mechanical-in-natureandisnotaidedin
24	whole-or-in-part-by-any-electronic-means that at any present
25	time is more than 25 years old.

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2	machines may be possessed, located, and operated only in
3	private residential dwelling.
1	(4) Antique slot machines may be possessed or located
ò	for purposes of display only and not for operation in any

8 (5) No An antique slot machine may not be operated for
 9 any commercial or charitable purpose."

a county, or a city.

-End-

public museum owned and operated by the state of Montana, or