

HOUSE BILL 613

Introduced by Menahan, et al.

2/08	Introduced
2/09	Referred to Business & Economic Development
2/15	Hearing
2/16	Committee Report--Bill Not Passed
2/17	Taken From Standing Committee Reports Order of Business
2/17	Rereferred to Taxation
3/16	Hearing
3/16	Committee Report--Bill Not Passed
3/17	Adverse Committee Report Adopted

1 HOUSE BILL NO. 613
2 INTRODUCED BY Metcalfe, Babbitt, Calvert
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING LOCAL
5 GOVERNMENTS TO AUTHORIZE LICENSED ESTABLISHMENTS TO CONDUCT
6 THE CARD GAME KNOWN AS TWENTY-ONE DURING THE SUMMER OF 1989;
7 AMENDING SECTIONS 23-5-311 AND 23-5-321, MCA; AND PROVIDING
8 AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."
9

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

11 **Section 1.** Section 23-5-311, MCA, is amended to read:

12 "23-5-311. Authorized card games. (1) It is unlawful
13 for any person to conduct or participate in any card game or
14 make any tables available for the playing of card games
15 except those card games authorized by this part.

16 (2) The Except as provided in subsection (3), card
17 games authorized by this part are and are limited to the
18 card games known as bridge, cribbage, hearts, panguingue,
19 pinochle, pitch, rummy, whist, solo, and poker.

20 (3) Subject to the restrictions in 23-5-321(4), card
21 games authorized under this section include the card game
22 known as twenty-one."

23 **Section 2.** Section 23-5-321, MCA, is amended to read:

24 "23-5-321. Licensing by local governing bodies. (1) Any
25 Subject to the provisions of subsection (4), a city, town,

1 or county may issue licenses for the games provided for in
2 this part to be conducted on premises which have been
3 licensed for the sale of liquor, beer, food, cigarettes, or
4 any other consumable products. Within the cities or towns,
5 such the licenses may be issued by the city or town council
6 or commission. Licenses for games conducted on premises
7 outside the limits of any a city or town may be issued by
8 the county commissioners of the respective counties. When a
9 license has been required by any a city, town, or county, no
10 game as provided for in this part ~~shall~~ may be conducted on
11 any premises which have been licensed for the sale of
12 liquor, beer, food, cigarettes, or any other consumable
13 product without such the license having first been obtained.

14 (2) Any A governing body may charge an annual license
15 fee for each license ~~so~~ issued under this part, which
16 license fee, if any, ~~shall-expire~~ expires on June 30 of each
17 year, and such the fee ~~shall~~ must be prorated.

18 (3) Any A license issued pursuant to this part ~~shall-be~~
19 ~~deemed-to-be~~ is a revocable privilege, and ~~no a~~ holder
20 thereof of a license may not acquire any vested rights
21 therein in or thereunder under the license.

22 (4) In addition to licenses otherwise issued under this
23 part, a city, town, or county may issue licenses under this
24 part for not more than two tables of the card game known as
25 twenty-one to be conducted between May 27, 1989, and

LC 1155/01

1 September 4, 1989, both dates inclusive, on any premises
2 otherwise licensed under this section."

3 NEW SECTION. Section 3. Effective date -- termination.

4 (1) [This act] is effective on passage and approval.

5 (2) The amendments in [this act] to 23-5-311 and to
6 23-5-321 terminate September 4, 1989.

-End-