

SENATE BILL NO. 251

INTRODUCED BY HARDING, WILLIAMS, BACHINI

IN THE SENATE

JANUARY 26, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT.
	FIRST READING.
FEBRUARY 3, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 6, 1989	PRINTING REPORT.
FEBRUARY 7, 1989	SECOND READING, DO PASS.
FEBRUARY 8, 1989	ENGROSSING REPORT.
FEBRUARY 9, 1989	THIRD READING, PASSED. AYES, 50; NOES, 0.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 9, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.
FEBRUARY 20, 1989	FIRST READING.
FEBRUARY 28, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 2, 1989	SECOND READING, CONCURRED IN.
MARCH 4, 1989	THIRD READING, CONCURRED IN. AYES, 84; NOES, 10.
	RETURNED TO SENATE.

IN THE SENATE

MARCH 6, 1989

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* BILL NO. *251*
 2 INTRODUCED BY *Shademy Wilkins Rucklidge*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAW
 5 RELATING TO THE CONDUCT OF RAFFLES; INCREASING THE VALUE OF
 6 A RAFFLE PRIZE; EXEMPTING NONPROFIT VETERANS' GROUPS FROM
 7 PAYING A LICENSE FEE TO CONDUCT A RAFFLE; AND AMENDING
 8 SECTION 23-5-413, MCA."

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

11 **Section 1.** Section 23-5-413, MCA, is amended to read:

12 **"23-5-413. Raffle prizes restricted -- exemption.** (1)
 13 Raffle prizes must be in tangible personal property only and
 14 not in money, cash, stocks, bonds, evidences of
 15 indebtedness, or other intangible personal property and must
 16 may not exceed the value of ~~\$1,000~~ \$5,000 for each
 17 individual raffle card. It shall be unlawful to, in any
 18 manner, combine any awards so as to increase the ultimate
 19 value of ~~such~~ the award.

20 (2) (a) The restrictions of subsection (1) do not
 21 apply to a raffle conducted by a nonprofit corporation,
 22 religious corporation sole, or other nonprofit organization
 23 when the corporation or organization is licensed by the
 24 board of county commissioners to conduct the raffle. A
 25 separate license shall be required for each raffle

1 conducted. The board of county commissioners may not charge
 2 a license fee for a raffle conducted by a nonprofit
 3 veterans' organization.

4 (b) The organization or corporation seeking the
 5 license under subsection (2)(a) must apply to the board of
 6 county commissioners for the license and must provide the
 7 following information:

- 8 (i) the cost and number of raffle tickets to be sold;
- 9 (ii) the charitable purposes the proceeds of the
- 10 raffle are intended to benefit; and
- 11 (iii) the proposed prizes and their value.

12 (c) A veterans' organization seeking exemption from
 13 the license fee shall present evidence of the organization's
 14 nonprofit status to the board of county commissioners.

15 ~~(d)~~ (d) The proceeds from the sale of the raffle
 16 tickets are to be used only for charitable purposes or to
 17 pay for prizes. The raffle prize must be in tangible
 18 personal property only and not in money, cash, stock, bonds,
 19 evidence of indebtedness, or other intangible personal
 20 property. None of the proceeds may be used for the
 21 administrative cost of conducting the raffle.

22 ~~(d)~~ (e) The corporation or organization conducting the
 23 raffle must submit an accounting to the board of county
 24 commissioners within 30 days following the completion of the
 25 raffle. The person or persons submitting the application to



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1 the board of county commissioners along with the corporation
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3 for submitting the accounting to the board of county
4 commissioners."

-End-

APPROVED BY COMM.
ON LOCAL GOVERNMENT

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(2) (a) The restrictions of subsection (1) do not apply to a raffle conducted by a nonprofit corporation, religious corporation sole, or other nonprofit organization when the corporation or organization is licensed by the board of county commissioners to conduct the raffle. A separate license shall be required for each raffle

conducted. The board of county commissioners may not charge a license fee OR AN INVESTIGATIVE FEE for a raffle conducted by a nonprofit veterans' organization.

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