

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

SENATE BILL NO. 276

Water

INTRODUCED BY

A BILL FOR AN ACT ENTITLED: "AN ACT MAKING IT A CRIMINAL OFFENSE FOR A PERSON TO ALLOW A MINOR INTO OR FOR A MINOR TO ENTER OR REMAIN IN A ROOM OR OTHER PART OF A PREMISES IF A LIVE CARD GAME, LIVE BINGO, LIVE KENO, OR VIDEO GAMBLING (EXCEPT THAT ALLOWED UNDER SECTION 23-5-611(1)(B), MCA) OCCURS IN THAT ROOM OR THAT PART OF THE PREMISES; AND AMENDING SECTION 23-5-158, MCA."

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

Section 1. Section 23-5-158, MCA, is amended to read:

"23-5-158. Minors not to participate -- penalty -- exception. (1) Except as provided in subsection (3), a person may not purposely or knowingly allow a person under 18 years of age to participate in a gambling activity or allow a person under 18 years of age access to a room or other part of a premises if a live card game, live bingo, live keno, or video gambling (except that allowed under 23-5-611(1)(b)) occurs in that room or that part of the premises. A person who violates this subsection is guilty of a misdemeanor and must be punished in accordance with 23-5-161.

(2) Except as provided in subsection (3), a person under 18 years of age may not purposely or knowingly participate in a gambling activity or enter or remain in a room or other part of a premises if a live card game, live bingo, live keno, or video gambling (except that allowed under 23-5-611(1)(b)) occurs in that room or that part of the premises. A person who violates this subsection is subject to a civil penalty not to exceed \$50 if the proceedings for violating this subsection are held in justice's, municipal, or city court. If the proceedings are held in youth court, the offender must be treated as an alleged youth in need of supervision, as defined in 41-5-103. The youth court may enter its judgment under 41-5-523.

(3) A person under 18 years of age may sell or buy tickets for or receive prizes from a raffle conducted in compliance with 23-5-413 if proceeds from the raffle, minus administrative expenses and prizes paid, are used to support charitable activities, scholarships or educational grants, or community service projects."

-END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0276, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act making it a criminal offense for a person to allow a minor into or for a minor to enter or remain in a room or other part of a premises if a live card game, live bingo, live keno, or video gambling occurs in that room or that part of the premises.

ASSUMPTIONS:

1. Any new investigations or prosecutions generated by the bill will not be significant enough in number to substantially increase the workload of the Department of Justice.

FISCAL IMPACT:

Passage of SB0276 will have no fiscal impact on state government.

Dave Lewis 2-4-95

DAVE LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

Mignon Waterman 7-6-95

MIGNON WATERMAN, PRIMARY SPONSOR      DATE

Fiscal Note for SB0276, as introduced

SB 276