

HOUSE BILL NO. 84

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE MARTIN

Introduced: 1/22/97

Referred: State Affairs, Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act limiting the authority to conduct pull-tab charitable gaming to qualified
2 organizations that are exempt from taxation under 26 U.S.C. 501(c)(3) or (19);
3 and providing for an effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 05.15.100(a) is amended to read:

6 (a) The department may issue a permit to a municipality or qualified
7 organization. The permit gives the municipality or qualified organization the privilege
8 of conducting bingo, raffles and lotteries, [PULL-TAB GAMES,] ice classics, rain
9 classics, goose classics, mercury classics, deep freeze classics, mushing sweepstakes,
10 canned salmon classics, salmon classics, king salmon classics, dog mushers' contests,
11 snow machine classics, fish derbies, and contests of skill. **Only qualified**
12 **organizations that have qualified for and received a permit under (e) of this**
13 **section may conduct pull-tab games.**

14 * **Sec. 2.** AS 05.15.100(d) is amended to read:

1 (d) The department may issue a multiple-beneficiary permit to two to six
 2 municipalities or qualified organizations or to a combination of two to six
 3 municipalities and qualified organizations that apply jointly for the permit. The permit
 4 gives the permit holders the privilege of jointly conducting

5 (1) the activities specified in (a) of this section; **and**

6 (2) **pull-tab games if all of the holders of the permit are qualified**
 7 **organizations that individually have permits to conduct pull-tab games under (e)**
 8 **of this section.**

9 * **Sec. 3.** AS 05.15.100 is amended by adding a new subsection to read:

10 (e) The department may issue a permit to a qualified organization giving the
 11 organization the privilege of conducting pull-tab games if the qualified organization
 12 is an organization described in 26 U.S.C. 501(c)(3) or (19) (Internal Revenue Code)
 13 and is exempt from taxation under 26 U.S.C. 501(a) (Internal Revenue Code).

14 * **Sec. 4.** AS 05.15.115 is amended by adding a new subsection to read:

15 (e) Only a permittee that has been granted a permit to conduct pull-tab games
 16 under AS 05.15.100(e) may contract with an operator to conduct a pull-tab game.

17 * **Sec. 5.** AS 05.15.185 is amended to read:

18 **Sec. 05.15.185. Distribution of pull-tab games.** Each series of pull-tabs
 19 distributed in the state must be sealed and have a serial number label issued by the
 20 National Association of Fundraising Ticket Manufacturers or other serial number label
 21 approved by the department and may be distributed only to

22 (1) a [MUNICIPALITY OR A] qualified organization that has obtained
 23 a permit issued under **AS 05.15.100(e)** [THIS CHAPTER];

24 (2) an operator on behalf of an authorizing permittee **permitted to**
 25 **conduct pull-tab games under AS 05.15.100(e)**; or

26 (3) a distributor licensed under this chapter.

27 * **Sec. 6.** AS 05.15.187(a) is amended to read:

28 (a) A [MUNICIPALITY OR] qualified organization **permitted under**
 29 **AS 05.15.100(e)** may operate pull-tab games. Pull-tabs shall be obtained from a
 30 licensed distributor.

31 * **Sec. 7.** AS 05.15.187(f) is amended to read:

1 (f) Each permittee that had gross receipts exceeding \$100,000 during the
 2 preceding year from activities conducted under this chapter or that is required to report
 3 under AS 05.15.080(a), that conducts a pull-tab game shall maintain records for two
 4 years of each prize of \$50 or more, the first day and last day that each series was
 5 distributed, the serial number of each series, and the distributor from whom each series
 6 was purchased. In this section, "permittee" includes **all** [MUNICIPALITIES AND]
 7 qualified organizations that jointly hold a multiple-beneficiary permit.

8 * **Sec. 8.** AS 05.15.188(a) is amended to read:

9 (a) A permittee **authorized to conduct pull-tab games under**
 10 **AS 05.15.100(e)** may contract with a vendor to sell pull-tabs on behalf of the permittee
 11 [,] if the permittee first registers the vendor with the department by applying for
 12 registration on a form prescribed by the department and by submitting the registration
 13 fee of \$50 for each location at which the vendor will sell pull-tabs.

14 * **Sec. 9.** Section 2, ch. 13, SLA 1995, is repealed and reenacted to read:

15 Sec. 2. AS 05.15.100(a) is repealed and reenacted to read:

16 (a) The department may issue a permit to a municipality or qualified
 17 organization. The permit gives the municipality or qualified organization the privilege
 18 of conducting bingo, raffles and lotteries, ice classics, rain classics, goose classics,
 19 mercury classics, deep freeze classics, canned salmon classics, salmon classics, king
 20 salmon classics, dog mushers' contests, snow machine classics, fish derbies, and
 21 contests of skill. Only qualified organizations that have qualified for and received a
 22 permit under (e) of this section may conduct pull-tab games.

23 * **Sec. 10.** This Act takes effect January 1, 1998.