

HOUSE BILL NO. 128

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES FIELDS, Story, Josephson

Introduced: 3/8/21
Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to charitable gaming online ticket sales and activities."**

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

3 *** Section 1.** AS 05.15.060(a) is amended to read:

4 (a) The department shall adopt regulations under AS 44.62 (Administrative
5 Procedure Act) necessary to carry out this chapter covering, but not limited to,

6 (1) the issuance, renewal, and revocation of permits, licenses, and
7 vendor registrations;

8 (2) a method of ascertaining net proceeds, the determination of items
9 of expense that may be incurred or paid, and the limitation of the amount of the items
10 of expense to prevent the proceeds from the activity permitted from being diverted to
11 noncharitable, noneducational, nonreligious, or profit-making organizations,
12 individuals, or groups;

13 (3) the immediate revocation of permits, licenses, and vendor
14 registrations authorized under this chapter if this chapter or regulations adopted under
15 it are violated;

1 (4) the requiring of detailed, sworn, financial reports of operations
2 from permittees and licensees including detailed statements of receipts and payments;

3 (5) the investigation of permittees, licensees, registered vendors, and
4 their employees, including the fingerprinting of those permittees, licensees, registered
5 vendors, and employees whom the department considers it advisable to fingerprint;

6 (6) the method and manner of conducting authorized activities and
7 awarding of prizes or awards, and the equipment that may be used;

8 (7) the number of activities that may be held, operated, or conducted
9 under a permit during a specified period; however, the department may not allow more
10 than 14 bingo sessions a month and 35 bingo games a session to be conducted under a
11 permit; the holders of a multiple-beneficiary permit under AS 05.15.100(d) may hold,
12 operate, or conduct the number of sessions and games a month equal to the number
13 allowed an individual permittee a [PER] month multiplied by the number of holders of
14 the multiple-beneficiary permit;

15 (8) a method of accounting for receipts and disbursements by
16 operators, including the keeping of records and requirements for the deposit of all
17 receipts in a bank;

18 (9) the disposition of funds in possession of a permittee, a person,
19 municipality, or qualified organization that possesses an operator's license, or a
20 registered vendor at the time a permit, a license, or a vendor registration is
21 surrendered, revoked, or invalidated;

22 (10) restrictions on the participation by employees of the Department
23 of Fish and Game in salmon classics, king salmon classics, and big bull moose
24 derbies, and by employees of Douglas Island Pink and Chum in king salmon classics;

25 **(11) establishment of standards for online ticket sales under**
26 **AS 05.15.640(d) to ensure compliance with charitable gaming laws, including**

27 **(A) age and location verification requirements reasonably**
28 **designed to block Internet sales to persons who are located outside the**
29 **state or who are not of legal purchasing age; and**

30 **(B) appropriate data security standards to prevent**
31 **unauthorized Internet sales to a person whose age and current location**

1 **has not been verified;**

2 **(12)** [(11)] other matters the department considers necessary to carry
3 out this chapter or protect the best interest of the public.

4 * **Sec. 2.** AS 05.15.640 is amended by adding new subsections to read:

5 (d) Notwithstanding (a) of this section, a permittee, an operator, or the holder
6 of a multiple-beneficiary permit may use the Internet or an Internet communication to
7 conduct a charitable gaming activity for a raffle or lottery, dog mushers' contest,
8 derby, or type of classic defined in AS 05.15.690. A permittee may draw winning
9 tickets online.

10 (e) A permittee, an operator, or the holders of a multiple-beneficiary permit
11 operating under (d) of this section shall, at the time of an online ticket sale, verify that
12 the purchaser

13 (1) is of legal purchasing age;

14 (2) is physically present in the state; and

15 (3) is not physically present in an area that has adopted a local option
16 prohibiting charitable gaming.