

BY SENATORS COGHILL, NOLAN,
MOODY AND MCNABB

1 IN THE SENATE

2 SUBSTITUTE FOR SENATE BILL NO. 143

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sanction, authoriza-
7 tion and regulation of certain contests and
8 games involving chance or skill; and provid-
9 ing for an effective date."

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

11 Section 1. AUTHORIZED GAMES OF CHANCE AND SKILL. a. It
12 shall be lawful for bona fide and nonprofit veterans, charitable,
13 educational, religious, or fraternal organizations, civic and
14 service clubs, police and fire departments and companies, and
15 first-aid or rescue squads, dog mushers' associations, fishing
16 derby associations, political subdivisions and villages in the
17 state, to conduct any of the following activities:

18 (1) Bingo, which is defined as a game of chance of,
19 and restricted to, the selling of rights to participate, and
20 the awarding of prizes, in the specific kind of game of chance
21 sometimes known as bingo or lotto, played with cards bearing
22 numbers or other designations, five or more in one line, the
23 holder covering numbers when objects, similarly numbered, are
24 drawn from a receptacle and the game being won by the person
25 who first covers a previously designated arrangement of numbers
26 on such a card;

27 (2) Raffles and lotteries, if restricted to the
28 selling of rights to participate, and the awarding of prizes,
29 in the specific kinds of games of chance sometimes known as

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1 raffles or lotteries conducted by the drawing for prizes by
2 chance;

3 (3) Ice classics, which are defined as games of
4 chance wherein a prize of money is awarded for the closest guess
5 of the time the ice moves in a body of water or water course
6 within the state;

7 (4) Dog mushers' pari-mutuels, which are defined as
8 games of chance and contests in which prizes are awarded for
9 the correct guess of the racing time of a dog team or of team
10 position in the race, including prizes to the race contestants;

11 (5) Fish derbies, which are defined as contests in
12 which prizes are awarded for catching fish;

13 (6) Contests of skill, which are defined as contests
14 or games in which prizes are awarded for the demonstration of
15 human skills in marksmanship, races and other similar activities.

16 b. The authority granted by this section is contingent
17 upon the dedication of the proceeds of such raffles or contests
18 to operating and sustaining costs of the event, the awarding of
19 prizes or awards, or to educational, civic, charitable, patriotic
20 or religious uses in the state.

21 Sec. 2. LIMITATIONS. This Act shall not be construed to
22 authorize the use of any playing cards, dice, roulette wheels,
23 coin operated instruments or machines, or other objects or instru-
24 ments used, designed, or intended primarily for gaming or
25 gambling.

26 Sec. 3. ADMINISTRATION. Administration of the provisions
27 hereof shall be under the Department of Revenue. No activity
28 sanctioned by the preceding two sections shall be conducted
29 unless an annual permit therefor issued by the said department

1 is first obtained and a fee of \$10.00 is paid to the department.
2 After the fee has been paid and the permit has been issued and
3 is valid, the organization, political subdivision or village
4 may conduct any of the activities authorized by this Act. The
5 department may establish by rule and regulation the time for
6 filing applications for the renewal of permits issued under
7 this Act.

8 Sec. 4. CONDITION FOR ISSUANCE OF PERMIT. No permit shall
9 be issued hereunder except upon proof that the applicant for such
10 permit has been an active, bona fide organization, political
11 subdivision or village of a type authorized to be licensed here-
12 under for at least two years prior to making application for
13 the permit.

14 Sec. 5. RULES AND REGULATIONS. a. The Department of
15 Revenue shall, under the provisions of the Administrative
16 Procedure Act, and is hereby required, within six months of the
17 effective date of this Act, to adopt rules and regulations not
18 inconsistent with law as may be necessary to carry into effect
19 the provisions of this Act and covering, but not limited to, the
20 following:

- 21 (1) the issuance of permits;
22 (2) the method of ascertaining net profits and the
23 limitation of the permittees' salaries, administrative expenses
24 and overhead and other similar expenses to prevent the income
25 from the activities herein authorized and licensed to be diverted
26 to noncharitable, noneducational, nonreligious, and to profit
27 making organizations, individuals or groups;

28 (3) the immediate revocation of permits should this
29 law or regulations issued pursuant hereto be violated;

1 (4) the requiring of detailed financial reports of
2 operations from permittees;

3 (5) the investigation of permittees and all employees;

4 (6) the exclusion from participation as a permittee
5 or employee thereof, of any person who has been convicted of a
6 felony, any crime involving moral turpitude, or violation of any
7 municipal, state, or federal gambling law;

8 (7) to adopt such other rules and regulations con-
9 sistent with the purposes hereof which it may from time to time
10 find necessary to carry out the purposes of this Act.

11 b. Notwithstanding the provisions of Section 5 a. of this
12 Act, the Commissioner of Revenue shall, during the year 1960,
13 forthwith upon application issue a permit to any organization,
14 political subdivision or village authorized to receive the same
15 under the provisions of this Act, which permit shall expire
16 December 31, 1960, unless sooner revoked in accordance with the
17 provisions of this Act or the rules and regulations promulgated
18 hereunder. Provided, however, all permittees shall be subject to
19 the provisions of all rules and regulations promulgated under this
20 Act from the effective date of the rules and regulations.

21 Sec. 6. PENALTY. Any person violating any provisions of
22 this Act or any rule or regulation made under the provisions of
23 this Act shall be guilty of a misdemeanor and shall be punished
24 accordingly.

25 Sec. 7. EFFECTIVE DATE. This Act shall take effect on the
26 day after its passage and approval or on the day it becomes law
27 without such approval.

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