

Original sponsors: Randolph, Moss
and O'Connell

Offered: 3/24/82
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 640 (Judiciary) am S

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to games of chance and contests of
7 skill; and providing for an effective date."

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

9 * Section. 1. AS. 05.15.040 is amended to read:

10 Sec. 05.15.040. ISSUANCE AND EFFECT AND TERM OF PERMIT. After the
11 fee is paid, a permit issued, and during the effective period of the
12 permit, the municipality or qualified organization may conduct the
13 activity specified in the permit. A municipality that has been issued
14 a permit under this chapter may not conduct any activity authorized
15 by the permit outside of the geographic boundaries of the municipality.

16 If a permit is revoked, the permittee is not eligible for another permit
17 until the expiration of one year from the date of revocation. A permit
18 expires at the end of the period for which it is issued. A permit is
19 not transferable.

20 * Sec. 2. AS 05.15.100 is amended to read:

21 Sec. 05.15.100. COMMISSIONER OF REVENUE MAY ISSUE PERMITS. The
22 commissioner of revenue may issue a permit to a municipality or quali-
23 fied organization. The permit gives the municipality or organization
24 the privilege of conducting bingo, raffles and lotteries, ice classics,
25 rain classics, dog mushers' contests, fish derbies and contests of
26 skill.

27 * Sec. 3. AS 05.15.120 is amended to read:

28 Sec. 05.15.120. ELIGIBILITY FOR PERMIT. An applicant shall be a
29 municipality or qualified organization to be eligible for a permit.

1 * Sec. 4. AS 05.15.140 is amended to read:

2 Sec. 05.15.140. PROOF NECESSARY TO QUALIFY FOR PERMIT. The com-
3 missioner of revenue may not issue or renew a permit except upon satis-
4 factory proof [, SATISFACTORY TO HIM,] that the applicant is a municipi-
5 ality or qualified organization, the activity may be permitted under
6 this chapter, and the issuance of a permit is not detrimental to the
7 best interests of the public. Upon request of the commissioner of
8 revenue, the applicant shall prove conclusively each of these require-
9 ments before a permit may be issued or renewed.

10 * Sec. 5. AS 05.15.150(b) is amended to read:

11 (b) The net proceeds derived from the activity must be devoted
12 within one year to one or more of the uses stated in (a) of this section.
13 A municipality or qualified [AN] organization desiring to hold the net
14 proceeds for a period longer than one year must apply to the commissioner
15 of revenue for special permission and upon good cause shown the commis-
16 sioner may grant the request.

17 * Sec. 6. AS 05.15.210(15) is amended to read:

18 (15) "qualified organization" means a bona fide civic or
19 service organization or a bona fide religious, charitable, fraternal,
20 labor, political, or educational organization, police or fire department
21 company, dog mushers' association, outboard motor association, or
22 fishing-derby or nonprofit trade association in the state, which
23 operates without profits to its members and which has been in existence
24 continually for a period of five years immediately before applying for a
25 license, and the organization may be a firm, corporation, company,
26 association or partnership;

27 * Sec. 7. AS 05.15.210(16) is amended to read:

28 (16) "raffle and lottery" means the selling of rights to
29 participate, and the awarding of prizes, in the specified kinds of games

1 of chance sometimes known as pull-tab games in which the price of each
2 chance is \$2 or less and in the specified kind of game of chance some-
3 times known as a raffle or lottery, conducted by the drawing for prizes
4 by chance;

5 * Sec. 8. AS 05.15.210 is amended by adding a new paragraph to read;

6 (22) "municipality" means a political subdivison of the state
7 that is a home rule or general law city or borough or a unified muni-
8 cipality.

9 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-
10 070(c).

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