

**SENATE BILL NO. 186****IN THE LEGISLATURE OF THE STATE OF ALASKA****SEVENTEENTH LEGISLATURE - FIRST SESSION****BY SENATORS PEARCE, Ellason****Introduced: 3/11/91****Referred: L&C and Judiciary****A BILL****FOR AN ACT ENTITLED**

1 "An Act preventing persons with felony convictions older than five years from being  
2 involved in charitable gaming activities."

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

4 \* **Section 1.** AS 05.15.060 is amended to read:

5           Sec. 05.15.060. REGULATIONS. The department shall adopt regulations under the  
6 Administrative Procedure Act (AS 44.62) necessary to carry out this chapter covering, but not  
7 limited to,

8                   (1) the issuance, renewal, and revocation of permits and licenses;

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

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

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

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

6 (6) exclusion from participation as a permittee, licensee, or employee of a  
7 permittee or licensee, of a person convicted of [, IN PRISON FOR, OR ON PAROLE FOR] a  
8 felony, [WITHIN THE PRECEDING FIVE YEARS, OR CONVICTED OF] a crime involving  
9 theft or dishonesty, or [OF] a violation of a municipal, state, or federal gambling law;

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

12 (8) the number of activities that may be held, operated, or conducted under a  
13 permit during a specified period; however, the department may not allow more than 14 bingo  
14 sessions a month and 35 bingo games a session to be conducted under a permit;

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

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

20 (11) restrictions on the participation by employees of the Department of Fish and  
21 Game in salmon classics;

22 (12) other matters the commissioner considers necessary to carry out this chapter  
23 or protect the best interest of the public.

24 \* Sec. 2. AS 05.15.122(c) is amended to read:

25 (c) The department may not issue an operator's license to an applicant if the applicant  
26 or a person employed by the applicant, in a managerial or supervisory capacity, has been  
27 convicted of [, IN PRISON FOR, OR ON PAROLE FOR] a felony, [WITHIN THE  
28 PRECEDING FIVE YEARS, OR CONVICTED OF] a crime involving theft or dishonesty, or  
29 [OF] a violation of a municipal, state, or federal gambling law.

30 \* Sec. 3. AS 05.15.122(d) is amended to read:

31 (d) A licensee may not employ a person in a managerial or supervisory capacity if the

1 person has been convicted of [, IN PRISON FOR, OR ON PAROLE FOR] a felony, [WITHIN  
2 THE PRECEDING FIVE YEARS, OR CONVICTED OF] a crime involving theft or dishonesty,  
3 or [OF] a violation of a municipal, state, or federal gambling law.

4 \* Sec. 4. AS 05.15.140(b) is amended to read:

5 (b) In an application for a permit, a municipality or qualified organization shall disclose  
6 the name and address of each person responsible for the operation of the activity and whether  
7 any person named

8 (1) has been convicted of [, IN PRISON FOR, OR ON PAROLE FOR] a felony,  
9 [WITHIN THE PRECEDING FIVE YEARS, OR CONVICTED OF] a crime involving theft or  
10 dishonesty, or [OF] a violation of a municipal, state, or federal gambling law; or

11 (2) has a prohibited financial interest, as defined in regulations adopted by the  
12 commissioner, in the operation of the activity.

13 \* Sec. 5. AS 05.15.140(c) is amended to read:

14 (c) The commissioner may not issue a permit for an activity operated by a person who  
15 has been convicted of [, IN PRISON FOR, OR ON PAROLE FOR] a felony, [WITHIN THE  
16 PRECEDING FIVE YEARS, OR CONVICTED OF] a crime involving theft or dishonesty, or  
17 [OF] a violation of a municipal, state, or federal gambling law.