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BRISTOL BAY NATIVE ASSOCIATION

P.O. BOX 124  
JUNEAU, ALASKA 99801  
PHONE 461-1111 - 441174

January 21, 1987

Representative Rasmus Simeon  
Chairperson  
Judiciary Committee  
Room 124, Capital  
Juneau, Alaska 99801

SUBJECT: HB 623 and HB 640

Dear Representative Simeon:

I am the Project Director of the Bristol Bay Native Association Senior Citizens Program, which offers such services as transportation, housing assistance, and nutrition for people 60 years and older. This is a regional program which includes the twenty-nine (29) villages of Bristol Bay.

I recently attended a teleconference on HB 623 and 640, held by the Labor and Commerce Committee. It is my understanding that these bills will be in the Judiciary Committee next.

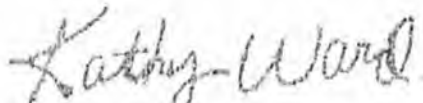
We have been selling pull-tabs along with our Bingo games to raise funds to operate the Senior Citizens Program. We work hard at these fund raising activities. The money is used to meet our 15% local match requirements for the Federal grant we receive. Now there may be a 33% across-the-board Federal cut in money for Senior Citizens Programs. Instead of going to the State for more money, we want to continue to earn it through the sale of pull-tabs at our Bingo games.

Please give these bills serious consideration. The voters in Billings-ley, through the City Council, have approved the games of skill and chance permit and have never objected to either bingo or pull-tabs.

We currently support HB 640 with the \$1.00 limit. However, I would modify it to put in \$2.00/roll.

Thank you.

Sincerely,  
BRISTOL BAY NATIVE ASSOCIATION, INC.



Kathy Ward  
Project Director  
Senior Citizens Program

EW/ea

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SEWARD LODGE No. 1773

B. P. O. Elks

P. O. BOX 428  
SEWARD, ALASKA

December 18, 1981

TO THE LEGISLATORS, STATE OF ALASKA

We members of Seward Elks Lodge #1773 urge you to either include legislation or change the law thereby permitting the legality for sale of Pull Tabs for non-profit organizations. As many of you probably know, letters have been received from Ervin Jones, Office Audit Manager, stating " Pull Tabs" and other such devices will be disallowed under authorized permittee's permit as of December 31, 1981.

During our weekly Bingo games and at our non-profit Club, both under auspices of the Elks Lodge, Pull Tabs have been sold. All of the profits derived from Bingo and Pull Tabs are allocated for charitable purposes under our Games of Chance and Skill permit. From these sources the major share of our lodge donations for charity have been derived.

WE urge you to use your good Office to change this provision thereby allowing the sale of Pull Tabs to be legal for non-profit organizations.

Thank you for your indulgence and consideration.

Sincerely yours,

Harold W. Davis  
Secretary

# STATE OF ALASKA

## DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

POUCH 5  
JUNEAU, ALASKA 99811

February 1, 1982

The Honorable Ramona Barnes, Chairman  
House Judiciary Committee  
Pouch V  
Juneau, AK 99811

Re: Suggested changes in HB 640 so that only pull-tabs and punchboards are added to authorized games of chance and skill

Dear Madam Chairman:

At your request the following language is suggested for HB 640 so that only pull-tabs and punchboards of one dollar or less are added to the currently authorized games of chance and skill:

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

\* Section 1. AS 05.15.210(16) is amended to read:

(16) "raffle and lottery" means the selling of rights to participate, and the awarding of prizes, in the specified kinds of games of chance sometimes known as pull-tab and punchboard games in which the price of each chance is \$1 or less and in the specified kind of game of chance sometimes known as a raffle or lottery, conducted by the drawing for prizes by chance.

\* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.070(c)."

In order to satisfy the Governor's requirement that the issue be placed before the voters before pull-tabs and punchboards are authorized, Section 2 in the preceding draft would have to be replaced by the following two sections:

" \* Sec. 2. The Lieutenant Governor shall place the following question on the next general election ballot:

Shall this Act, amending the Bingo, Raffles and Ice Pools Act to extend the definition of raffles and lotteries so as to include games of chance sometimes known as pull-tab and punchboard games, in which the price of each chance is \$1 or less, take effect?

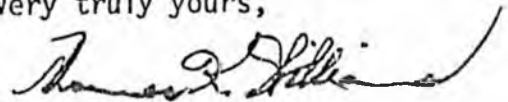
Yes \_\_\_\_\_  
No \_\_\_\_\_

The Hon. Ramona Barnes  
February 1, 1982 (Re HB 640)  
Page 2

" \* Sec. 3. This Act takes effect upon certification of the election results by the Lieutenant Governor, showing that the majority of the voters casting ballots voted in favor of enactment, but no sooner than January 1, 1983."

I hope these suggestions will be of assistance to your Committee in your deliberations on HB 640. Please do not hesitate to contact me if you or the Committee have any further questions on this matter.

Very truly yours,



Thomas K. Williams  
Commissioner of Revenue

TKW:tw

cc: Governor Jay S. Hammond

Rep. Dick Randolph

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

POUCH 5  
JUNEAU, ALASKA 99811

February 4, 1982

The Honorable Ramona L. Barnes  
Chairwoman  
House Judiciary Committee  
Room 122 - Capitol Building  
Juneau, Alaska

Dear Ms. Barnes:

CS for House Bill No. 640 (L&C), an Act relating to games of chance and contests of skill, was referred on January 22, 1982 by the House Labor and Commerce Committee to the House Judiciary Committee.

For the consideration of the House Judiciary Committee, I am enclosing a copy of a Fiscal Note prepared by Mr. Phillip A. Wall, Director, Public Services Division; a copy of a memorandum prepared by Mr. Ervin Jones, Office Audit Manager, Audit Division and a copy of a letter to you dated February 1, 1982 from Mr. Thomas K. Williams, Commissioner, Department of Revenue concerning the proposed legislation.

Sincerely,



R. D. Stevenson  
Special Assistant

Enclosure

cc: Thomas K. Williams  
Commissioner  
Department of Revenue

Joseph K. Donohue  
Deputy Commissioner  
Department of Revenue

Phillip A. Wall, Director  
Public Services Division  
Department of Revenue

Ervin Jones, Office Audit Manager  
Audit Division  
Department of Revenue

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSHB640 (L&C)

Title "An act relating to games of chance and contests of skill and providing for an

Requested by House Judiciary Date January 25, 1982 effective date."

II. FISCAL DETAIL

Agency Affected Department of Revenue

Program Category Affected Revenue Collection and Management

BRU, Program, Or Subprogram(s) Affected Public Services

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars) NONE

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars) NONE

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS NONE

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section 1III)

See attached memo from E. Jones to R.D. Stevenson dated January 29, 1982.

IV. DATE 2/2/82

PREPARED BY Phillip A. Wall

AGENCY Department of Revenue

Original: Legislative Finance

PHONE 465-2301

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)


TO: R.D. Stevenson  
Legislative Assistant

DATE: January 29, 1982

FILE NO:

TELEPHONE NO:

SUBJECT: CSHB 640  
(Labor & Commerce)

  
FROM: Ervin Jones  
Office Audit Manager  
Audit Division

Although my comments of January 18, 1982 appear to still be appropriate, it should be pointed out that to legalize pull-tabs, all that must be done is to change the statutory definition of raffles and lotteries to include pull-tabs. This legislation goes far beyond that goal, and leaves the door wide open for the introduction of all the many games available from purveyors of such items.

If the legislation is amended to provide only for the legalization of pull-tabs, no additional staff would be required. However, if any and all games of chance are to be allowed, we will need to amend our fiscal note to provide additional staffing, both in Public Services and in Enforcement.

EJ:jg

WPS f.a.

Original sponsors: Randolph, Moss and O'Connell

Offered: 1/22/82  
Referred: Judiciary

1 IN THE HOUSE

BY THE LABOR AND  
COMMERCE COMMITTEE

2 CS FOR HOUSE BILL NO. 640 (L&C)

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 05.15.100 is amended to read:

10 Sec. 05.15.100. COMMISSIONER OF REVENUE MAY ISSUE PERMITS. The  
11 commissioner of revenue may issue a permit to a qualified organization.  
12 The permit gives the organization the privilege of conducting games of  
13 chance and contests of skill including bingo, raffles and lotteries, ice  
14 classics, rain classics, dog mushers' contests, and fish derbies [AND  
15 CONTESTS OF SKILL].

16 \* Sec. 2. AS 05.15.180(b) is amended to read:

17 (b) With the exception of games of chance [RAFFLES, LOTTERIES AND  
18 RAIN CLASSICS], no activity may be licensed under this chapter unless it  
19 existed in the state in substantially the same form and was conducted in  
20 substantially the same manner before January 1, 1959.

21 \* Sec. 3. AS 05.15.210 is amended by adding a new paragraph to read:

22 (22) "game of chance" means a game in which the skill and  
23 experience of the player is secondary to purely fortuitous or accidental  
24 circumstances incidental to the game and includes <sup>(A)</sup> pull-tab and punchboard  
25 games in which the price of each chance is \$1 or less, and <sup>(B)</sup> raffles and  
26 <sup>(C)</sup> lotteries.

27 \* Sec. 4. Sections 1 - 3 of this Act are retroactive to January 1, 1982.

28 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-  
29 070(c).

*Revised there  
the law*

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Introduced:  
Referred:

IN THE HOUSE

BY

HOUSE BILL NO.

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "Relating to the definition of raffles and lotteries."

\*Section 1. AS 05.15.210(16) is amended to read:

(16) "raffle and lottery" means the selling of rights to participate, and the awarding of prizes, in the specified kind of game of chance sometimes known as a raffle or lottery, conducted by the drawing for prizes by chance. Those devices commonly known as pull tabs and punch boards explicitly fall under this definition and shall be allowed at prices per chance up to \$1.00.

\*Section 2. AS 05.15.100 is amended to read:

Sec. 05.15.100 Commissioner of revenue SHALL [MAY] issue permits. The commissioner of revenue [MAY] SHALL issue a permit to a qualified organization. The permit gives the organization the privilege of conducting bingo, raffles and lotteries, ice

classics, rain classics, dog mushers' contests, fish  
derbies and contests of skill. (Section 1 a ch 27 SLA  
1960; am Sec 1 ch 66 SLA 1976)

# STATE OF ALASKA

## DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

POUCH S  
JUNEAU, ALASKA 99801  
PHONE: (907) 465-2300

January 19, 1982

The Honorable Terry Martin  
Chairman  
House Labor & Commerce Committee  
Room 211 - Behrends Building  
Juneau, AK 99811

Dear Mr. Martin:

Re: House Bill No. 640

House Bill No. 640, an Act relating to games of chance and contests of skill, was introduced in the House on January 11, 1982, and was referred to the House Labor & Commerce and Judiciary Committees.

For consideration of the House Labor & Commerce Committee, I am enclosing a copy of a Fiscal Note prepared by Mr. Ervin B. Jones, Supervisor, Audit Division, Department of Revenue, concerning the proposed legislation.

Sincerely,

R. D. Stevenson  
Special Assistant

RDS:jas

Enclosure

cc: The Honorable Ramona L. Barnes  
Chairwoman  
House Judiciary Committee

Joseph K. Donohue  
Deputy Commissioner, Taxation  
Department of Revenue

Ervin B. Jones, Supervisor  
Audit Division  
Department of Revenue

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 00

Title "An Act relating to games of chance and contests of skill; and  
Requested by providing for an effective date Date January 18, 1982

Requested by: House Labor and Commerce

II. FISCAL DETAIL

Agency Affected Department of Revenue

Program Category Affected Revenue Collection and Management

BAU, Program, Or Subprogram(s) Affected Audit Division

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars) None

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>						

FUNDING (Thousands of Dollars) None

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS None

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

See attached memo to R. D. Stevenson, dated January 18, 1982.

IV. DATE January 18, 1982

PREPARED BY Ervin B. Jones

AGENCY Audit Division

Original: Legislative Finance

PHONE 465-2320

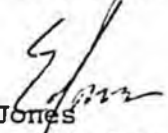
cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

R.D. Stevenson  
Legislative Assistant

January 18, 1982

  
Ervin Jones  
Office Audit Manager  
Audit Division

HB 640  
(Labor and Commerce)

This bill proposes to amend three sections of AS 05.15.

The effect of these proposed changes is to considerably broaden the privileges granted with the issuance of a games of chance and skill permit. The original language of AS 05.15.100 limited the games of chance to only those activities listed (i.e., bingo, raffles, lotteries, ice classics, rain classics, dog mushers' contests and fish derbies). New games of chance would have to then be allowed under one of those listed. The proposed language removes that limitation and taken in context with sections 2 and 3 of the bill, would allow any game of chance which could be contrived where the element of chance and luck is foremost, regardless of whether those games of chance existed in Alaska prior to statehood. Since the original intent of the legislation was to permit continuance of those gaming activities after statehood which existed in territorial days, this change is a considerable divergence.

The only remaining limitation would be the limitation on use of gambling implements found in AS 05.15.180(a). This would presumably prevent the introduction of casino type hardware and coin operated video games as games of chance, but would not prevent the legal introduction of games of chance such as can be contrived by profit-seeking individuals and nonprofit organizations striving to maximize their take in an extremely competitive industry.

If the author's intent is simply to legalize pull-tabs, I would recommend this bill to legal counsel to arrive at a simpler way of accomplishing that goal without opening Pandora's box.

EJ:jg