

**HB 1887**

# HOUSE COMMITTEE REPORT

(11)

Date Referred: May 18, 1991

FURTHER REFERRALS:

Date of Committee Action: 2/24/92

The FINANCE Committee considered:

HB 187

HOUSE BILL NO. 187

DART TOURNAMENTS/CONTESTS OF SKILL

"An Act relating to the definition of contest of skill in the charitable gaming statutes."

**RECOMMENDATIONS:**

be replaced with CSHB 187 (FIN)  the same title  a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal impact \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

zero fiscal note Commerce Economic D

zero fiscal note(s) \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<u>Eileen B. Maclean</u> Maclean	<input checked="" type="checkbox"/>	<u>Kay Brown</u> BROWN			<input checked="" type="checkbox"/>
<u>Mike Navarre</u> NAVARRE					
<u>Mark Boyer</u> Boyer	<input checked="" type="checkbox"/>				
<u>Thomas Koponen</u> Koponen	<input checked="" type="checkbox"/>				
<u>Les Sharp</u> Sharp	<input checked="" type="checkbox"/>				
<u>Robert J. Larson</u> Larson	<input checked="" type="checkbox"/>				
<u>ROD PHILLIPS</u> Phillips	<input checked="" type="checkbox"/>				
<u>Al Ulmer</u> Ulmer	<input checked="" type="checkbox"/>				

Mike Navarre Eileen B. Maclean  
CHAIRMAN'S SIGNATURE

CS FOR HOUSE BILL NO. 187 (FINANCE)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:  
Referred:

Sponsor(s): REPRESENTATIVES KUBINA, Navarre, C.Davis, Koponen, Boyer, Zawacki

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to contests of skill and including contests of skill as a form of  
2 charitable gaming that may be licensed regardless of whether it existed and was conducted  
3 in substantially the same form and manner in the state before January 1, 1959; and  
4 defining contests of skill to mean a contest or game that is conducted to benefit a  
5 municipality or qualified organization and defining contests of skill to include riflery,  
6 pistolry, archery, darts, and similar matches involving marksmanship, tests of physical  
7 endurance performed by individual contestants, bowling and billiards matches, and other  
8 physical events including generally recognized field and track events based on personal  
9 physical ability or skill."

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

11 \* Section 1. AS 05.15.180(b) is amended to read:

12 (b) With the exception of raffles, lotteries, bingo games, pull-tab games, rain classics,

1       goose classics, mercury classics, salmon classics, king salmon classics, contests of skill, and  
2       other activities authorized under AS 05.15.100(b), an activity may not be licensed under this  
3       chapter unless it existed in the state in substantially the same form and was conducted in  
4       substantially the same manner before January 1, 1959.

5       \* Sec. 2. AS 05.15.210(7) is amended to read:

6               (7) "contest of skill" means a contest or game that is conducted to benefit a  
7       municipality or qualified organization and in which prizes are awarded for the demonstration  
8       of human skills in rifle, pistol, archery, or dart matches, or in similar matches involving  
9       marksmanship; in [,] races or other tests of physical endurance performed by individual  
10       contestants; in bowling and billiards matches; [,] and in other physical [ATHLETIC] events  
11       that include generally recognized field and track events based on personal physical ability  
12       or skill;

## 1992 LEGISLATIVE SESSION

Revision Date: 02/21/92 Department Affected: Commerce & Economic Development  
 Title: An Act relating to the definition of contest BRU: Occupational Licensing  
of skill in the charitable gaming statutes. Component: Administration  
 Sponsor: Reps. Kubina, Navarre, et al  
 Requestor: Rep. Kubina COMPONENT SERIAL NO. 

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## Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
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## FUNDING: (Thousands of Dollars)

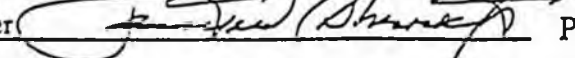
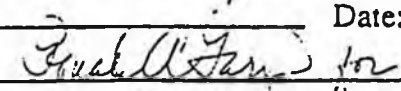
GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
OTHER	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

## POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary)

Prepared By: Jennifer Strickler  Phone: 465-2144  
 Division: Occupational Licensing Date: 02/21/92  
 Approved by Commissioner: Gleun A. Olds   
 Agency: Commerce & Economic Development Date: 2/24/92

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

# Alaska State Legislature



Chairman  
State Affairs  
Committee  
  
Legislative Council  
  
Transportation  
Committee

Representative Eugene Kubina

During Session:  
State Capitol  
P.O. Box V  
Juneau, Alaska 99811  
(907) 465-4859

During Interim:  
P.O. Box 2463  
Valdez, Alaska 99686  
(907) 835-2111

## SPONSOR STATEMENT

**Sponser:** Representative Gene Kubina  
**Subject:** House Bill 187 - Contests of Skill: Darting  
**Date:** 12 February 1991

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HB187 is intended to amend AS 05.15.180(b) in order to make darts, and other contests of skill, permissible forms of charitable gaming.

In order to keep the code consistent throughout, HB187 also amends 05.15.210(7) to extend the definition of contest of skill.

**Rationale:** this amendment clarifies the current laws in order to make certain such charitable activities, involving contests of skill, are within the proper constructs of state law.

As the law currently stands, private organizations will be unable to continue such traditional charitable functions as dart tourneys.

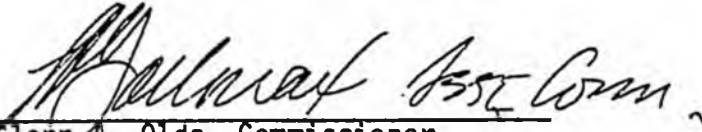
Discussion with John Hanson, head of the charitable gaming section of the Division of Occupational Licensing, Department of Commerce and Economic Development, have resulted in the development of this bill.

— DISTRICT SIX —

• Chenega Bay • Chitina • Cooper Landing • Cordova • Hope • Moose Pass • Seward • Tatitlek • Valdez • Whittier •

HB 187 An Act relating to the definition of contest of skill in the charitable gaming statutes.

The Department of Commerce and Economic Development supports passage of House Bill 187.

  
Glenn A. Olds, Commissioner

Date: 3-18-91

TO: ALASKAN LEGISLATORS  
PO BOX V  
JUNEAU, AK 99811

ATTN: *Representative Don Kuhina*

FROM: CONCERNED ALASKAN DART PLAYERS

IN REGARD: REGULATIONS GOVERNING DART PLAY IN ALASKA

Recent actions by the Alcohol Beverage Control Board have brought dramatic attention to the sport of darts. Please help dart players by supporting or changing legislation which would allow tournaments to be held without violation of Alaskan statutes. The following facts and examples will illustrate why darts need and deserve your support.

Approximately 2500 Alaskan dart players participate in local and national league play. Darts is a sport like bowling and marksmanship where skill and technique are critical factors in determining the outcome of the game. Under AS 11.66.280 Dart Associations have been threatened with violations of the gambling laws. By prosecuting darts under this statute, the ABC and Gaming commission is defining darts as a game of chance. This is not the case. By adding the word "Darts" to the definition of marksmanship in Alaska Administrative Code 15 AAC 105 160, darts would be immune from prosecution and placed in the category where they belong.

Dart Associations in this state are run as non-profit organizations. Positions on the Board of Directors and Executive Board are voluntary positions whose sole purpose is to manage and formulate league play and tournaments, not unlike softball, bowling, and pool. Dart Associations throughout the state host many charitable tournaments such as; Darts for Diabetes, Hospice of Tanana Valley, Jerry's Kids (MS), Youth League, Child Abuse and Youth Scholarship Programs.

Thank you for the opportunity to explain why dart players need changes made if the sport is to continue to grow and flourish in Alaska. Please inform me of actions needed to correct this inappropriate persecution. Dart players and their supporters are more than willing to advocate and support any legislator or agency that will benefit the sport of darts.

Thank you for your support.

Sincerely,

*Sylvia W. Hughes*  
*PO Box 1564*  
*Waldley AK 99886*