

Amendment - 2nd Reading-yellow - Requested by: Steven Galloway - (H) Committee of the Whole

- 2023

68th Legislature 2023

Drafter: Jameson Walker, 406-444-3722

HB0209.001.001

HOUSE BILL NO. 209

INTRODUCED BY R. MARSHALL

A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE LIMIT ON PRIZES FOR INDIVIDUAL LIVE CARD GAMES; AND AMENDING SECTIONS 23-5-312 AND 23-5-710, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 23-5-312, MCA, is amended to read:

"23-5-312. Prizes not to exceed \$800 Payment of prizes -- exception -- taxes on certain winnings. (1) A prize for an individual live card game may not exceed the value of \$800. Games may not be combined in any manner so as to increase the value of the ultimate prize awarded. There is no value limit on prizes for individual live card games. Except during a tournament conducted under 23-5-317, all prizes must be awarded immediately upon completion of each hand.

~~(2) If a licensed operator conducts a promotional game of chance involving a live card game, the prize limit provided for in subsection (1) applies to prizes awarded as a result of the promotional game of chance.~~

(2) For games in which a prize for an individual live card game exceeds the value of \$800, the licensed live card game operator shall pay to the department a tax of 15% of the winnings. The department may use the collected taxes to support gambling disorder treatment, including but not limited to public outreach and education."

Section 2. Section 23-5-710, MCA, is amended to read:

"23-5-710. Requirements for conducting casino nights. A nonprofit organization that has obtained a permit under 23-5-706 shall conduct a casino night in compliance with the following conditions:

(1) (a) Except as provided in subsection (1)(b), a casino night may not last more than 12 consecutive hours.

(b) A casino night may be split into two separate, 6-consecutive hour sessions that may not be

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1 held on the same day but must be held in the same calendar year.

2 (2) The casino night must be managed and operated only by members of the nonprofit
3 organization that was issued the permit under 23-5-706. The members may not be compensated for their
4 services.

5 (3) Only merchandise or cash may be awarded as prizes.

6 (4) Proceeds derived from the casino night, after payment of reasonable administrative expenses,
7 may be used only for a civic, charitable, or educational purpose, and administrative expenses may not exceed
8 50% of the proceeds.

9 (5) If cash prizes are awarded, the prizes for bingo and keno may not exceed the prize limits
10 established in 23-5-412. Live card games must be limited to those authorized in 23-5-311, and the prizes may
11 ~~not exceed the prize amount established in~~ are subject to 23-5-312.

12 (6) A casino night may not include a card game tournament provided for in 23-5-317."

13 - END -