

CS FOR HOUSE BILL NO. 128(FIN) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Amended: 3/18/22

Offered: 3/31/21

Sponsor(s): REPRESENTATIVES FIELDS, Story, Josephson

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to charitable gaming online ticket sales and activities; and providing**
2 **for an effective date."**

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

4 *** Section 1.** AS 05.15.060(a) is amended to read:

5 (a) The department shall adopt regulations under AS 44.62 (Administrative
6 Procedure Act) necessary to carry out this chapter covering, but not limited to,

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

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

14 (3) the immediate revocation of permits, licenses, and vendor

1 registrations authorized under this chapter if this chapter or regulations adopted under
2 it are violated;

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

5 (5) the investigation of permittees, licensees, registered vendors, and
6 their employees, including the fingerprinting of those permittees, licensees, registered
7 vendors, and employees whom the department considers it advisable to fingerprint;

8 (6) the method and manner of conducting authorized activities and
9 awarding of prizes or awards, and the equipment that may be used;

10 (7) the number of activities that may be held, operated, or conducted
11 under a permit during a specified period; however, the department may not allow more
12 than 14 bingo sessions a month and 35 bingo games a session to be conducted under a
13 permit; the holders of a multiple-beneficiary permit under AS 05.15.100(d) may hold,
14 operate, or conduct the number of sessions and games a month equal to the number
15 allowed an individual permittee a [PER] month multiplied by the number of holders of
16 the multiple-beneficiary permit;

17 (8) a method of accounting for receipts and disbursements by
18 operators, including the keeping of records and requirements for the deposit of all
19 receipts in a bank;

20 (9) the disposition of funds in possession of a permittee, a person,
21 municipality, or qualified organization that possesses an operator's license, or a
22 registered vendor at the time a permit, a license, or a vendor registration is
23 surrendered, revoked, or invalidated;

24 (10) restrictions on the participation by employees of the Department
25 of Fish and Game in salmon classics, king salmon classics, and big bull moose
26 derbies, and by employees of Douglas Island Pink and Chum in king salmon classics;

27 **(11) establishment of standards for online ticket sales under**
28 **AS 05.15.640(d) to ensure compliance with charitable gaming laws, including age**
29 **and location verification requirements;**

30 **(12)** [(11)] other matters the department considers necessary to carry
31 out this chapter or protect the best interest of the public.

1 * **Sec. 2.** AS 05.15.640 is amended by adding new subsections to read:

2 (d) Notwithstanding (a) of this section, a permittee, an operator, or the holder
3 of a multiple-beneficiary permit may use the Internet or an Internet communication to
4 conduct a charitable gaming activity for a raffle or lottery, dog mushers' contest,
5 derby, or type of classic defined in AS 05.15.690. A permittee, an operator, or the
6 holder of a multiple-beneficiary permit conducting a raffle or lottery, dog mushers'
7 contest, derby, or type of classic defined in AS 05.15.690 may draw winning tickets
8 online or by other electronic or digital means.

9 (e) A purchaser shall, at the time of an online ticket sale, certify that the
10 purchaser is of legal purchasing age and is not physically present in an area that has
11 adopted a local option prohibiting charitable gaming.

12 (f) A permittee, operator, or holder of a multiple-beneficiary permit
13 conducting a charitable gaming activity under (d) of this section shall conduct the
14 charitable gaming activity in the state and determine, in the state, the winner of the
15 charitable gaming activity.

16 (g) A permittee, operator, or holder of a multiple-beneficiary permit
17 conducting a raffle or lottery under (d) of this section shall advertise the maximum
18 number of available raffle or lottery tickets at the beginning of the raffle. The
19 maximum number of available raffle or lottery tickets may not be increased after
20 advertisement.

21 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).