MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2372

S.P. 937

In Senate, March 1, 1990

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.

Reference to the Committee on Legal Affairs suggested and ordered printed.

JOY J. O'BRIEN

Secretary of the Senate

Presented by Senator ERWIN of Oxford.

Cosponsored by Representative ERWIN of Rumford, Senator CLARK of Cumberland and Representative JACQUES of Waterville.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY

An Act Concerning the Use of Funds Raised by Organizations Operating Games of Chance or Beano.

(EMERGENCY) (AFTER DEADLINE)



2	become effective until 90 days after adjournment unless enacted as emergencies; and
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. 6	Whereas, unless this legislation is enacted as an emergency measure, persons who are members, auxiliary members, officers or
8	J
10	or injury or casualty loss must be denied such assistance by those organizations; and
12	Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of
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16	
687 . 1 18	Be it enacted by the People of the State of Maine as follows:
⊘ :20.	when, have Sec. 1. 17 MRSA §326 is enacted to read:
22	Fig. 8326. — Proceeds (2.1)
24	1. Remuneration for illness, injury or loss. An organization licensed to operate "beano" or "bingo" games may pay
26	the proceeds or part of the proceeds from games to a member,
made el di	auxiliary member, officer or employee of the organization as
28	remuneration for a serious illness or injury or casualty loss if
	the organization makes an application pursuant to this section
30	and the application is approved by the State Police, Licensing Division.
32	
34	2. Application. An application must be made in such form and contain such information as the licensing division requires.
~ -	<u> </u>
36	A. In the case of serious illness or injury, the licensing division may require certification by a licensed physician
38	setting out the facts in support of the application.
40	B. In the case of a casualty loss, the licensing division may require statements or reports from a law enforcement
42	agency, rescue or other emergency services personnel or an insurance agency to support the application.
44	insurance agency to support the apprication.
	graphical C. Carlo The licensing division may deny an application if it
46	
-±0	other adequate means of financial support, including, but
48	not limited to, insurance or workers' compensation benefits.
50	3. Rules. The Chief of the State Police shall adopt rules
30	in accordance with the Maine Administrative Procedure Act to
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	ege for the descent term to discover our consistency of the steel section of
2	Sec. 2. 17 MRSA §335, as repealed and replaced by PL 1975, c. 424, §2, is repealed and the following enacted in its place:
4	\$335. Proceeds
6	3333. F10ceeds
8	1. Prohibition. Proceeds of any games of chance may not be used to provide salaries, wages or other remuneration to members,
10	officers or employees of any organization authorized to conduct games of chance under this chapter.
12	2. Exception. Notwithstanding subsection 1, a licensee may pay the proceeds or part of the proceeds of games of chance to a
14	member, auxiliary member, officer or employee of the licensed organization as remuneration for a serious illness or injury or
16	casualty loss, if the licensee makes an application pursuant to
18	this section and the application is approved by the State Police, Licensing Division.
20	A. An application must be made in such form and contain such information as the licensing division requires.
22	
24	(1) In the case of serious illness or injury, the licensing division may require certification by a licensed physician setting out the facts in support of
26	the application.
28	(2) In the case of a casualty loss, the licensing division may require statements or reports from a law
30	enforcement agency, rescue or other emergency services personnel or an insurance agency to support the
32	application.
34	(3) The licensing division may deny an application if it appears that the person who would receive the
36	<pre>proceeds has other adequate means of financial support, including, but not limited to, insurance or workers'</pre>
38	compensation benefits.
40	3. Rules. The Chief of the State Police shall adopt rules in accordance with the Maine Administrative Procedure Act to
42	carry out this section.
44	Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.
46	
48	STATEMENT OF FACT
50	This bill allows organizations that are licensed to operate games of chance, beano or bingo to pay proceeds from those games
52	to their members, auxiliary members, officers or employees in

cases of serious illness or injury or casualty loss. Such an organization is required to make an application to the State Police, Licensing Division.