

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2365

H.P. 1685

House of Representatives, February 20, 1992

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.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative LAWRENCE of Kittery.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-TWO

An Act Relating to Gambling.

(AFTER DEADLINE)

(EMERGENCY)



2 **Emergency preamble.** Whereas, Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4 Whereas, the laws affecting gambling activities within the
6 State need to be amended immediately to allow once-a-year raffles
with prizes worth between \$10,000 and \$75,000; and

8 Whereas, in the judgment of the Legislature, these facts
10 create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
12 necessary for the preservation of the public peace, health and
safety; now, therefore,

14 **Be it enacted by the People of the State of Maine as follows:**

16 **Sec. 1.** 8 MRSA §372, sub-§2, ¶I, as amended by PL 1989, c. 879,
18 §§1 and 2 and affected by §4, is repealed and the following
enacted in its place:

20 I. Carry on a continuous study and investigation of the
22 lotteries throughout the State and the operation and
24 administration of similar laws that may be in effect in
other states or countries.

26 **Sec. 2.** 17 MRSA §331, sub-§8-A is enacted to read:

28 8-A. Special exempt raffles; prizes from \$10,000 to
30 \$75,000. The following rules apply to special exempt raffles
licensed under this subsection.

32 A. The Chief of the State Police may issue one special
34 exempt raffle license per year to any organization,
department or class eligible to hold a raffle under
36 subsection 6 without obtaining a license. The special
exempt raffle license entitles the licensee to hold one
38 raffle in which the holder of a winning chance receives
something of value worth more than \$10,000 but not more than
40 \$75,000. Section 341 does not apply to raffles licensed
under this section.

42 B. The Chief of the State Police may not issue a license
44 under this subsection to hold a raffle in which the holder
of a winning chance receives a cash prize worth more than
46 \$10,000.

48 C. All tickets sold pursuant to a special exempt raffle
50 license must be purchased from a licensed distributor or
licensed printer. Tickets must be sequentially numbered and
have printed on their faces the following information: the

2 name of the special exempt raffle licensee; a description of
4 the prize or prizes; the price of the ticket; and the date,
6 time and place of the drawing. Any organization, department
8 or class listed in subsection 6 that conducts a raffle under
section 331-A shall retain all unsold raffle tickets for 6
months after the raffle drawing and make those tickets
available for inspection at the request of the Chief of the
State Police.

10 D. The Chief of the State Police may issue only one special
12 exempt raffle license per year, either under this subsection
14 or subsection 7, to the same organization, department or
class listed in subsection 6.

16 **Sec. 3. PL 1989, c. 879, §4 is repealed.**

18 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.

20 **STATEMENT OF FACT**

22 This bill repeals the language authorizing the State Lottery
24 Director to enter into an agreement for Maine to participate in
26 Lotto*America. The bill also enacts language allowing the Chief
of the State Police to issue one special license per year to
28 certain organizations to allow for a raffle with a prize worth
more than \$10,000 but less than \$75,000.