

Amendments to Senate Bill No. 540
1st Reading Copy

Requested by Senator Verdell Jackson

For the Senate Business, Labor, and Economic Affairs Committee

Prepared by Greg Petesch
February 22, 2007 (7:37am)

1. Title, line 7.
Following: "OF AN"
Insert: "ANTIQUE"

2. Title, line 9.
Strike: "SECTION"
Insert: "SECTIONS"
Following: "23-5-152"
Insert: "AND 23-5-153"

3. Page 2, lines 23 and 24.
Following: "An"
Insert: "antique"
Following: "by a" on line 23
Strike: remainder of line 23 through "operation" on line 24
Insert: "person licensed by the department to sell antique slot machines and antique illegal gambling devices as provided in 23-5-123"

4. Page 2, line 25.
Insert: "**Section 2.** Section 23-5-153, MCA, is amended to read:
"23-5-153. Possession and sale of antique slot machines and other antique illegal gambling devices. (1) For the purposes of this section, an antique slot machine is a mechanically or electronically operated slot machine that at any present time is more than 25 years old. An antique illegal gambling device is an illegal gambling device that at any present time is more than 25 years old.

(2) Except as provided in subsection (3), an antique slot machine or antique illegal gambling device may be possessed, located, and operated only in a private residential dwelling.

(3) (a) An antique slot machine or antique illegal gambling device may be possessed or located for purposes of display only and not for operation:

(i) in a public or private museum; or
(ii) in any other public place if the machine or device has been made permanently inoperable for purposes of conducting a gambling activity.

(b) A licensed manufacturer-distributor or a person

licensed under subsection (4) may possess antique slot machines and antique illegal gambling devices for purposes of commercially selling or otherwise supplying the machines.

(4) A person other than a licensed manufacturer-distributor may not sell more than three antique slot machines or three antique illegal gambling devices in a 12-month period without first obtaining from the department an annual license for selling the machines or other antique illegal gambling devices. The fee for the license is \$50 a year. The fee must be retained by the department for administrative purposes. The department may not issue a license under this subsection to a licensed operator.

(5) A person or entity legally possessing a an antique slot machine or illegal gambling device under subsection (2) or (3) may sell or otherwise supply a machine or device to another person or entity who may legally possess a slot machine or device.

(6) An antique slot machine or antique illegal gambling device may not be operated for any commercial or charitable purpose."

{*Internal References to 23-5-153:*

23-5-112 x 23-5-152x}"

Renumber: subsequent sections

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