

SENATE BILL NO. 302

INTRODUCED BY E. BUTTREY

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING GAMBLING LAWS TO ALLOW PAYMENT OF
5 CONSIDERATION BY CASH, CHECK, OR DEBIT CARD; ALLOWING PAYMENTS FOR CALCUTTA POOLS,
6 RAFFLES, CASINO NIGHTS, AND CARD GAMES NORMALLY SCORED USING POINTS; AND AMENDING
7 SECTION 23-5-157, MCA."

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

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11 **Section 1.** Section 23-5-157, MCA, is amended to read:
12 **"23-5-157. Gambling on cash basis -- penalties.** (1) (a) ~~In~~ Except as provided in subsection (1)(b),
13 in every gambling activity, except raffles as authorized in 23-5-413 and card games authorized in part 3 of this
14 chapter and normally scored using points, the consideration paid for the chance to play must be made in cash.
15 A check or debit card may be used to obtain cash to participate in a gambling activity. A participant shall present
16 the cash needed to play the game as the game is being played. If a check or debit card is used to obtain cash
17 on the premises of a licensee then it must be delivered and accepted unconditionally. A licensee or employee
18 of a licensee may not hold a check or other evidence of indebtedness for redemption pending the outcome of a
19 gambling activity.

20 (b) The consideration for the chance to participate in Calcutta pools as provided in 23-5-222, raffles as
21 provided in 23-5-413, casino nights as provided in 23-5-702, and card games normally scored using points as
22 provided in Title 23, chapter 5, part 3, may be paid by cash, check, or debit card.

23 ~~(b)(c)~~ Credit gambling is prohibited. Credit gambling is offering or accepting as part of the price of
24 participation in a gambling activity or as payment of a debt incurred in a gambling activity:

- 25 (i) a check, credit card, or debit card held pending the outcome of a gambling activity;
26 (ii) a loan of any kind at any time from or on behalf of a licensee;
27 (iii) any form of deferred payment, including a note, IOU, post-dated check, hold check, or other evidence
28 of indebtedness; or
29 (iv) a check issued or delivered that is accepted by the licensee with the knowledge that it will not be paid
30 by the depository.

