

SB 989

THE STATE SENATE  
Monday, February 25, 2002

Senate Bill No. 989  
As Amended

SENATE BILL NO. 989 - By: SHURDEN of the Senate and LEIST of the House.

[ crimes and punishments - lotteries - violations of lottery or gambling laws - emergency ]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 21 O.S. 2001, Section 1051, is amended to read as follows:

Section 1051. A lottery is any scheme for the disposal or distribution of property by chance among persons who have paid, or promised, or agreed to pay any valuable consideration for the chance of obtaining such property, or a portion of it, or for any share of or interest in such property, upon any agreement, understanding or expectation that it is to be distributed or disposed of by a lot or chance, whether called a lottery, a raffle, or a gift enterprise, or by whatever name the same may be known. "Valuable consideration" shall be construed to mean money or goods of actual pecuniary value. Provided, it shall not be a violation of the lottery or gambling laws of this state for ~~(1) a:~~

1. A bona fide resident merchant or merchants of a city or town, acting in conjunction with the Chamber of Commerce or

1 Commercial Club of this state thereof, to issue free of charge  
2 numbered tickets on sales of ~~his~~ merchandise, the corresponding stub  
3 of one or more of which tickets to be drawn or chosen by lot by a  
4 representative or representatives of said Chamber of Commerce or of  
5 said Commercial Club in the manner set forth on said tickets, the  
6 numbered stub or stubs so drawn to entitle the holder of the  
7 corresponding numbered issued ticket to a valuable prize donated by  
8 ~~said~~ the merchant; ~~(2)~~ a

9 2. A bona fide community chest welfare fund on a military post  
10 or reservation to issue numbered tickets in conjunction with  
11 voluntary contributions to said fund, the corresponding stub or  
12 stubs of one or more of said tickets to be drawn by lot under the  
13 supervision of a military commander, the stub or stubs so drawn  
14 entitling the ticket holder to a prize of some value. Provided,l  
15 however, that no person shall sell tickets or receive contributions  
16 to said fund off the military reservation; or

17 3. A qualified organization to raise funds by issuing numbered  
18 tickets in conjunction with voluntary contributions to the qualified  
19 organization, the corresponding stub or stubs of one or more of the  
20 tickets to be drawn by lot under the supervision of an official of  
21 the qualified organization, the stub or stubs so drawn entitling the  
22 ticket holder to a prize. As used in this paragraph, "qualified  
23 organization" means:

- 1           a. a church,
- 2           b. a public or private school accredited by the State  
3           Department of Education or registered by the State  
4           Board of Education for purposes of participating in  
5           federal programs,
- 6           c. a student group or organization affiliated with a  
7           public or private school pursuant to subparagraph b of  
8           this paragraph,
- 9           d. a parent-teacher association or organization  
10           affiliated with a public or private school pursuant to  
11           subparagraph b of this paragraph, or
- 12           e. a religious, charitable, labor, fraternal, veteran,  
13           firefighter, law enforcement, educational or other  
14           type of entity included within the definition of  
15           "organization" as such term is defined in paragraph 20  
16           of Section 402 of Title 3A of the Oklahoma Statutes.

17           SECTION 2. It being immediately necessary for the preservation  
18 of the public peace, health and safety, an emergency is hereby  
19 declared to exist, by reason whereof this act shall take effect and  
20 be in full force from and after its passage and approval.

21 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 2-20-02 - DO  
22 PASS, As Amended and Coauthored.