



HOUSE BILL No. 5357

February 22, 1994, Introduced by Reps Randall and Bender and referred to the Committee on State Affairs

A bill to amend sections 372 and 375 of Act No 328 of the Public Acts of 1931, entitled as amended

The Michigan penal code,'
being sections 750 372 and 750 375 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Sections 372 and 375 of Act No 328 of the
2 Public Acts of 1931, being sections 750 372 and 750 375 of the
3 Michigan Compiled Laws, are amended to read as follows
4 Sec 372 (1) ~~Lotteries and gift enterprises~~ Any EXCEPT
5 AS OTHERWISE PROVIDED BY LAW OR IN THIS SECTION, A person ~~who~~
6 shall ~~set~~ NOT DO ANY OF THE FOLLOWING
7 (A) SET up or promote within this state any lottery or gift
8 enterprise for money ~~, or shall dispose~~

1 (B) DISPOSE of any property, real or personal goods,
 2 chattels or merchandise or valuable thing ~~—~~ by the way of
 3 lottery or gift enterprise ~~—, and any person who shall aid~~

4 (C) AID, either by printing or writing, or ~~shall~~ in any
 5 way be concerned in the setting up, managing, or drawing of any
 6 ~~such~~ lottery or gift enterprise ~~—, or who shall in~~

7 (D) IN any house, shop, or building owned or occupied by him
 8 OR HER or under his OR HER control, knowingly permit the setting
 9 up, managing or drawing of any ~~such~~ lottery or gift enter-
 10 prise, or KNOWINGLY PERMIT the sale of any lottery ticket or
 11 share of a ticket, or any other writing, certificate, bill,
 12 goods, chattels, ~~or~~ merchandise, token, or other device pur-
 13 porting or intended to entitle the holder or bearer or other
 14 person to any prize or gift ~~—~~ or ~~to~~ any share of or interest
 15 in any prize or gift to be drawn in any ~~such~~ lottery or gift
 16 enterprise ~~— or who shall knowingly suffer~~

17 (E) KNOWINGLY ALLOW money or other property to be raffled
 18 ~~for~~ OFF in ~~such~~ A house shop or building ~~—~~ OWNED OR OCCU-
 19 PIED BY HIM OR HER or ALLOW MONEY OR OTHER PROPERTY to be ~~there~~
 20 won by throwing or using dice ~~—~~ or by any other game or course
 21 of chance ~~—, shall for every such offense be~~

22 (2) SUBSECTION (1) DOES NOT APPLY TO A LOTTERY OR GIFT
 23 ENTERPRISE CONDUCTED BY A PERSON AS A PROMOTIONAL ACTIVITY THAT
 24 IS CLEARLY OCCASIONAL AND ANCILLARY TO THE PRIMARY BUSINESS OF
 25 THAT PERSON

26 (3) A PERSON VIOLATING SUBSECTION (1) IS guilty of a
 27 misdemeanor ~~—~~ punishable by imprisonment ~~in the state prison~~

1 OF not more than 2 years or by a fine of not more than ~~1,000~~
2 ~~dollars~~ \$1,000 00

3 Sec 375 (1) ~~Advertising, printing, etc, lottery tickets~~
4 ~~or gift enterprises~~ Any EXCEPT IN THE CASE OF A LOTTERY OR GIFT
5 ENTERPRISE CONDUCTED PURSUANT TO SECTION 372(2), A person ~~who~~
6 shall NOT advertise, print, or publish any lottery ticket or gift
7 enterprise ~~or~~ or any share in any such ticket ~~or~~ for sale
8 either by himself OR HERSELF or by another person ~~or who~~
9 (2) A PERSON shall NOT set up or exhibit ~~or~~ or ~~shall~~
10 devise and make for the purpose of being set up and exhibited ~~or~~
11 any sign, symbol, or any emblematic or other representation of a
12 lottery or gift enterprise ~~or~~ or of ~~the~~ ITS drawing ~~thereof,~~
13 in any way indicating where a lottery ticket or a share
14 ~~thereof,~~ IN SUCH TICKET or any such writing, certificate, bill,
15 goods, merchandise or chattels, token, or other device ~~before~~
16 ~~mentioned,~~ may be purchased or obtained ~~or~~ AND shall NOT in
17 any way invite or entice, or attempt to entice, any other person
18 to purchase or receive the ~~same, he shall be~~ LOTTERY TICKET OR
19 SHARE IN SUCH A TICKET

20 (3) A PERSON VIOLATING THIS SECTION IS guilty of a
21 misdemeanor