

1 HB40
2 204935-3
3 By Representative Brown (C)
4 RFD: Economic Development and Tourism
5 First Read: 11-JAN-22
6 PFD: 12/07/2021

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ENROLLED, An Act,

To amend Section 13A-12-27, Code of Alabama 1975, relating to the crime of possession of a gambling device; to exempt slot machines manufactured before 1960, under certain limited circumstances; and in connection therewith would have as its purpose or effect the requirement of a new or increased expenditure of local funds within the meaning of Amendment 621 of the Constitution of Alabama of 1901, now appearing as Section 111.05 of the Official Recompilation of the Constitution of Alabama of 1901, as amended.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 13A-12-27 of the Code of Alabama 1975, is amended to read as follows:

"§13A-12-27.

"(a) A person commits the crime of possession of a gambling device if with knowledge of the character thereof he manufactures, sells, transports, places or possesses, or conducts or negotiates any transaction affecting or designed to affect ownership, custody or use of:

"(1) A slot machine, unless exempted pursuant to subsection (c); or

"(2) Any other gambling device, with the intention that it be used in the advancement of unlawful gambling activity.

1 "(b) Possession of a gambling device is a Class A
2 misdemeanor.

3 "(c) The crime of possession of a gambling device
4 does not apply to a slot machine manufactured before 1960,
5 with the intention that the slot machine be used only for the
6 personal and private use of the owner or for public display as
7 a historical artifact in a manner that the slot machine is not
8 accessible to the public."

9 Section 2. Although this bill would have as its
10 purpose or effect the requirement of a new or increased
11 expenditure of local funds, the bill is excluded from further
12 requirements and application under Amendment 621 because the
13 bill defines a new crime or amends the definition of an
14 existing crime.

15 Section 3. This act shall become effective on the
16 first day of the third month following its passage and
17 approval by the Governor, or its otherwise becoming law.

