

HOUSE BILL No. 4509

March 21, 2007, Introduced by Reps. Meltzer, Cushingberry, Meadows, Robert Jones, Condino, Garfield, Brandenburg, Bieda, David Law, Moss, Amos, Gaffney, Pastor, Stakoe, Shaffer, LeBlanc, Warren and Nitz and referred to the Committee on Judiciary.

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 301 (MCL 750.301), as amended by 2002 PA 672.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 301. (1) ~~Any~~ EXCEPT AS OTHERWISE ALLOWED BY LAW, A
2 person, ~~or his or her~~ WHETHER ACTING IN HIS OR HER OWN BEHALF OR AS
3 AN agent or employee, who, directly or indirectly, takes, receives,
4 or accepts from any person ~~any~~ money or A valuable thing with the
5 agreement, understanding, or allegation that ~~any~~ money or A
6 valuable thing will be paid or delivered to any person, ~~where~~ IF
7 the payment or delivery is alleged to be or will be contingent ~~upon~~
8 ON the result of ~~any~~ A race, contest, or game or ~~upon~~ ON the
9 happening of ~~any~~ AN event not known by the parties to be certain,
10 is guilty of a misdemeanor punishable by imprisonment for not more

1 than 1 year or a fine of not more than \$1,000.00.

2 (2) THIS SUBSECTION DOES NOT APPLY TO A GAME, WAGER, OR OTHER
3 TRANSACTION TO WHICH ALL OF THE FOLLOWING APPLY:

4 (A) THE TRANSACTION IS INCIDENTAL TO A BONA FIDE SOCIAL
5 RELATIONSHIP.

6 (B) NOT MORE THAN 100 INDIVIDUALS PARTICIPATE IN THE
7 TRANSACTION.

8 (C) THE MAXIMUM AMOUNT WAGERED BY AN INDIVIDUAL IS \$20.00.

9 (D) OTHER THAN THE WAGERS, NO OTHER MONEY OR THING OF VALUE IS
10 PAID TO PARTICIPATE IN THE TRANSACTION.

11 (E) THE ENTIRE AMOUNT OF THE WAGERS IS PAID TO 1 OR MORE
12 PARTICIPANTS AS A PRIZE.

13 (F) NONE OF THE PARTICIPANTS ARE ENGAGING, DIRECTLY OR
14 INDIRECTLY, IN PROFESSIONAL GAMBLING.