

SENATE No. 566

The Commonwealth of Massachusetts

SENATE, June 28, 1935.

The committee on Ways and Means, to whom was referred the Senate Bill authorizing the licensing and conducting of the game called bagatelle, commonly known as a pin ball or marble game, or substantially the same game under another name, in connection with which prizes are offered (Senate, No. 544), report recommending that the same ought to pass with an amendment, substituting therefor a new draft entitled "An Act authorizing the licensing of the business of promoting, leasing and running games of skill commonly known as bagatelle, pin ball or marble game, in connection with which prizes are offered" (Senate, No. 566).

For the committee,

GEORGE G. MOYSE.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Five.

An Act authorizing the Licensing of the Business of Promoting, Leasing and Running Games of Skill commonly known as Bagatelle, Pin Ball or Marble Game, in Connection with which Prizes are offered.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter two hundred and seventy-one of the
2 General Laws is hereby amended by inserting after
3 section twenty-two A, as appearing in the Tercentenary
4 Edition, the following new section:—

5 *Section 22B.* Nothing in this chapter shall au-
6 thorize the prosecution, arrest or conviction of any
7 person for promoting or leasing, or maintaining or
8 running, or for allowing to be promoted or leased,
9 or maintained or run, a coin-operated game of skill
10 commonly known as bagatelle, pin ball or marble
11 game, or substantially the same game under another
12 name, in connection with which prizes are offered;
13 provided, that said game, or substantially the same
14 game under another name, is promoted or leased, or
15 maintained or run, under a license issued under
16 authority hereof.

17 The director of the division of standards, herein-
18 after called the director, may issue to any person a
19 license to engage within the commonwealth in the
20 business of promoting or leasing such games, and the
21 clerk of any city or town may license any person to

22 engage at a definite location within his city or town
23 in the business of maintaining and running such
24 games; provided, that not exceeding five such games
25 shall be so maintained and run under any such
26 license, and that more than one such license may be
27 issued to the same person. Licenses issued hereunder
28 shall expire on November first following their date
29 of issue; provided, that licenses originally issued
30 hereunder prior to November first, nineteen hundred
31 and thirty-five, shall expire on November first, nine-
32 teen hundred and thirty-six. The annual fee for
33 each license issued hereunder by the director shall
34 be one hundred and fifty dollars and that for each
35 license issued hereunder by a city or town clerk shall
36 be five dollars. Fees received hereunder by the
37 director shall be paid by him at least monthly into
38 the state treasury, and fees received hereunder by
39 a city or town clerk shall be paid by him forthwith
40 into the treasury of his city or town.

41 No person shall engage in the business of promot-
42 ing or leasing, or of maintaining or running, any
43 such game unless licensed hereunder so to do.

44 No license shall be issued hereunder to be exercised
45 on any premise whereon or wherein any license issued
46 under any provision of chapter one hundred and
47 thirty-eight is exercised, unless the applicant for a
48 license hereunder files with said director or said clerk,
49 as the case may be, the written approval of the
50 licensing authority which issued the license under
51 said chapter one hundred and thirty-eight.

52 Whoever violates any provision of this section, or
53 of a license issued to him hereunder, shall be pun-
54 ished by a fine of not more than one hundred dollars
55 or by imprisonment for not more than thirty days,
56 or both.

