

SENATE No. 544

The Commonwealth of Massachusetts

SENATE, June 6, 1935.

The committee on Legal Affairs, to whom was referred the petition (with accompanying bill, Senate, No. 132) of Frank Hurley for legislation to authorize the licensing and conducting of the game called bagatelle, commonly known as pin ball or marble game, or any similar game, in connection with which prizes are offered, report the accompanying bill (Senate, No. 544).

For the committee,

H. B. PUTNAM.

The Commonwealth of Massachusetts

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

An Act 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.

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 Gen-
2 eral Laws is hereby amended by inserting after section
3 twenty-two A, as appearing in the Tercentenary
4 Edition, the following new section:—

5 *Section 22B.* Nothing in this chapter shall author-
6 ize the prosecution, arrest or conviction of any person
7 for conducting or promoting, or for allowing to be
8 conducted or promoted, a coin-operated game called
9 bagatelle, commonly known as a pin ball or marble
10 game, or substantially the same game under another
11 name, in connection with which prizes are offered;
12 provided, that said game, or substantially the same
13 game under another name, is promoted or leased
14 under a license, or conducted under a permit, issued
15 under authority hereof by the director of the division
16 of standards.

17 Said director may issue to any promoter, owner or
18 lessor of such a game a license to promote or lease

19 said game during a period terminating on December
20 thirty-first of the year of issue. The annual fee for
21 each such license shall be three hundred dollars; pro-
22 vided, that if such license be issued between April
23 first and June thirtieth, both dates inclusive, the fee
24 shall be two hundred and twenty-five dollars; if
25 between July first and September thirtieth, both
26 dates inclusive, the fee shall be one hundred and fifty
27 dollars; and if between October first and December
28 thirty-first, both dates inclusive, the fee shall be
29 seventy-five dollars. Said director may also issue to
30 any person operating any such game within the com-
31 monwealth a permit therefor, the fee for which shall
32 be five dollars, and which shall expire on the following
33 December thirty-first, and shall at the same time fur-
34 nish to the licensee a metal disk or tag bearing the
35 license number and the year of issue, which disk or
36 tag shall at all times be permanently attached to
37 such game while in operation.

38 No license or permit shall be issued hereunder to be
39 exercised on the premises where any license issued
40 under chapter one hundred and thirty-eight is exer-
41 cised, unless the applicant obtains and files with said
42 director the written approval of the local licensing
43 authority that issued said license.

44 Whoever violates any provision of this section, or
45 of a license or permit issued to him under this section,
46 shall be punished by a fine of not more than one hun-
47 dred dollars or by imprisonment for not more than
48 thirty days, or both.

