

By Mr. Aleixo of Taunton, petition of Rogers Associates, Inc., and Theodore J. Aleixo, Jr., for legislation to establish a division of gaming within the office of the Attorney General and providing for the allocation of receipts from gaming activities to the Department of Education and to cities and towns to be used for tax relief. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Three.

AN ACT ESTABLISHING A DIVISION OF GAMING WITHIN THE OFFICE OF THE ATTORNEY GENERAL AND PROVIDING FOR THE ALLOCATION OF RECEIPTS FROM GAMING ACTIVITIES TO THE DEPARTMENT OF EDUCATION AND TO CITIES AND TOWNS TO BE USED FOR TAX RELIEF.

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

1 SECTION 1. There is hereby established a division within
2 the office of the Attorney General to be known as the Gaming
3 Division. It shall be headed by a special assistant attorney
4 general to be appointed by the Attorney General who shall be
5 responsible to said Attorney General. Said division shall be
6 responsible for setting up and promoting the legalization of the
7 following gaming activities:

8 (1) three and four-number pool betting

9 (2) off-track betting

10 (a) horses

11 (b) dogs

12 (3) Athletic Contest betting

13 (a) baseball

14 (b) basketball

15 (c) boxing

16 (d) football

17 (e) hockey

18 (f) soccer

19 (4) Card games

1 SECTION 2. The provisions of any general or special law to
2 the contrary notwithstanding, any individual or organization
3 wishing to become licensed to conduct any of the above-men-
4 tioned activities, may apply for a license from said Attorney
5 General, any admission by said applicant for such a license
6 shall not be used against him for any offense alleged to have
7 been committed by him prior to the date on which such
8 application is made.

1 SECTION 3. All revenue derived from the division's activi-
2 ties shall be allocated in the following manner:

3 (1) Revenue obtained from activities licensed under this
4 statute shall be credited to the respective city or town wherein
5 the actual activity took place, and ten percent of this amount
6 shall be returned to said town or city for use in the following
7 manner by said town or city:

8 (a) one-half of the money shall be used to lower real
9 estate taxes

10 (b) one-half of the money shall be used for the town or
11 city school budget.

12 (2) In addition to the allocation made to the towns and
13 cities under section three, an additional ten percent of the total
14 revenue realized from all activities licensed by the division shall
15 be paid to the state treasurer and allocated to the General
16 Fund for specific use by the Department of Education's Special
17 Education Division.

18 (3) Nothing in the above shall be construed as limiting the
19 office of the Attorney General from deducting from the total
20 revenue received sufficient sums to enable it to conduct
21 continuing supervision of the activities of said special division,
22 provided, however, that such deductions shall be subject to
23 auditing procedures of the commonwealth and of the office of
24 the State Auditor.

1 SECTION 4. In addition to the licensing of those who apply
2 under section two of this act, the division may license any
3 organization chartered under chapter one hundred and eighty
4 of the General Laws which was chartered or which had been
5 approved by the Secretary of the Commonwealth as a chapter
6 180 corp., prior to January 1, 1971.

7 Any new chapter one hundred and eighty corporations
8 which come into existence or which had come into existence
9 after that date shall be eligible for licenses at the discretion of
10 the Attorney General.

1 SECTION 5. Penalties in force prior to the effective date of
2 this act for violation of the gaming laws of the commonwealth
3 shall remain in force for all those who continue to operate any
4 of the gaming activities regulated by this act, who do not seek
5 a license to operate.

1 SECTION 6. The division of gaming shall establish pay-off
2 schedules which shall be at least as high as prevailing illegal
3 pay-offs now in effect and determined by investigation and
4 from records available to the Attorney General.

1 SECTION 7. This act supersedes, and where necessary, re-
2 peals those sections of the general or special acts which must
3 be superseded or cancelled to effectuate the purposes of this
4 act.

