

## CHAPTER 294

## LOTTERIES—GAMES OF CHANCE

(ARTICLE XVIII OF STATE CONSTITUTION)  
(Initiated by Petition under the Initiative and Referendum)

## AN ACT

AN ACT TO AMEND ARTICLE XVIII OF THE STATE CONSTITUTION MAKING LAWFUL THE CONDUCTING OF CERTAIN GAMES OF CHANCE BY CERTAIN NON-PROFIT ORGANIZATIONS AND PRESCRIBING RESTRICTIONS THEREFOR.

The proposed initiative AMENDMENT TO THE CONSTITUTION OF THE STATE OF COLORADO (of which the foregoing title is hereby made or constituted a part) is as follows:

*Be It Enacted by the People of the State of Colorado:*

That Section 2 of Article XVIII of the Constitution of the State of Colorado be amended to read as follows:

Section 2. The General Assembly shall have no power to authorize lotteries for any purposes, except that the conducting of such games of chance as hereinafter provided shall be lawful from and after January 1, 1959.

No game of chance shall be conducted by any person, firm, or organization, unless a license as herein provided shall have been issued to the firm or organization conducting such games of chance. The Secretary of State shall, upon application therefor on such forms as shall be prescribed by the Secretary of State, and upon the payment of an annual fee of \$50.00 issue a license for the conducting of games of chance, to any bona-fide chartered branch or lodge or chapter of a national or state organization, or to any bona-fide religious, charitable, labor, fraternal, educational, voluntary firemen's or veteran's organization, which operates without profit to its members and which has been in existence continuously for a period of 5 years immediately prior to the making of said application for such license and has had during

the entire 5 year period a dues-paying membership engaged in carrying out the objects of said corporation or organization, such license to expire at the end of each calendar year in which it was issued.

The license issued by the Secretary of State shall authorize and permit the licensee to conduct games of chance, restricted to the selling of rights to participate and the awarding of prizes in the specific kind of game of chance commonly known as bingo or lotto, in which prizes are awarded on the basis of designated numbers or symbols on a card conforming to numbers or symbols selected at random and in the specific game of chance commonly known as raffles, conducted by the drawing of prizes or by the allotment of prizes by chance.

Such games of chance shall be subject to the following restrictions:

1. The entire net proceeds of any game shall be exclusively devoted to the lawful purposes of organizations permitted to conduct such games.
2. No person except a bona-fide member of any organization may participate in the management or operation of any such game.
3. No person may receive any remuneration or profit for participating in the management or operation of any such game.

This section is self-enacting, but laws may be enacted supplementary to and in pursuance of, but not contrary to, the provisions hereof.

The enforcement of this Amendment shall be under such official or department of government of the State of Colorado as the General Assembly shall provide.

Submitted to the people at the General Election held November 4, A.D. 1958.

Approved by 244,929 votes "Yes" to 235,482 votes "No."

(Editor's note—For Bingo and Raffles Law enacted by General Assembly, see Chapter 228, Page 716.)