

1 SB322
2 198237-1
3 By Senator Beasley (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 23-APR-19

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8 SYNOPSIS: Under existing law, Amendment 744 to the
9 Constitution of Alabama of 1901, authorizes the
10 game of bingo to be played in Macon County.

11 This bill would propose a local amendment to
12 the Constitution of Alabama of 1901, relating to
13 Macon County, to provide that the game of bingo
14 authorized to be played in Macon County may be
15 played on any electronic machine authorized by the
16 National Indian Gaming Commission pursuant to the
17 Indian Gaming Regulatory Act and operated by any
18 Native American tribe in Alabama.

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20 A BILL
21 TO BE ENTITLED
22 AN ACT
23

24 To propose a local constitutional amendment to the
25 Constitution of Alabama of 1901, relating to Macon County, to
26 allow the game of bingo authorized to be played in Macon
27 County by Amendment 744 to the Constitution of Alabama of

1 1901, and to be played on any electronic machine authorized by
2 the National Indian Gaming Commission pursuant to the Indian
3 Gaming Regulatory Act and which is operated by any Native
4 American tribe in Alabama.

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

6 Section 1. The following amendment to the
7 Constitution of Alabama of 1901, is proposed and shall become
8 valid as a part of the Constitution when all requirements of
9 this act are fulfilled:

10 PROPOSED AMENDMENT

11 (a) The Legislature finds and declares that based
12 upon the history of the times, the existing order of things,
13 the state of the law when Amendment 744 to the Constitution of
14 Alabama of 1901, was adopted, and the conditions necessitating
15 its adoption, the voters in Macon County intended to and did
16 authorize the Sheriff of Macon County to adopt rules for the
17 licensing and operation of bingo games in Macon County,
18 Alabama, including bingo games to be played on paper, machine,
19 or electronic devices.

20 (b) Notwithstanding the provisions of Section 65 of
21 this Constitution, for the purpose of Amendment 744 to the
22 Constitution of Alabama of 1901, the game of bingo authorized
23 to be played in Macon County by Amendment 744 may be played on
24 any electronic machine authorized by the National Indian
25 Gaming Commission pursuant to the Indian Gaming Regulatory
26 Act, Chapter 29 of Title 25 of the United States Code, 25
27 U.S.C. §2701 et seq., and operated by any Native American

1 tribe in Alabama. Sections 8-1-150, 13A-12-20, 13A-12-21,
2 13A-12-22, 13A-12-23, 13A-12-24, 13A-12-25, 13A-12-26,
3 13A-12-27, and 13A-12-30 of the Code of Alabama 1975, shall
4 not apply to any bingo game authorized by this amendment and
5 operated in accordance with the rules adopted by the Sheriff
6 of Macon County.

7 Section 2. An election upon the proposed amendment
8 shall be held in accordance with Section 284.01 of the
9 Constitution of Alabama of 1901, now appearing as Section
10 284.01 of the Official Recompilation of the Constitution of
11 Alabama of 1901, as amended, and the election laws of this
12 state.

13 Section 3. The appropriate election official shall
14 assign a ballot number for the proposed constitutional
15 amendment on the election ballot and shall set forth the
16 following description of the substance or subject matter of
17 the proposed constitutional amendment:

18 "Relating to Macon County, proposing an amendment to
19 the Constitution of Alabama of 1901, to provide that the game
20 of bingo authorized in Macon County by Amendment 744 to the
21 Constitution of Alabama of 1901, may be played on any
22 electronic machine that is authorized by the National Indian
23 Gaming Commission pursuant to the Indian Gaming Regulatory Act
24 and is operated by any Native American tribe in Alabama.

25 "Proposed by Act _____."

26 This description shall be followed by the following
27 language:

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"Yes () No ()."