

SUBSTITUTE FOR
HOUSE BILL NO. 4932

A bill to amend 1931 PA 328, entitled
"The Michigan penal code,"
by amending section 310b (MCL 750.310b), as added by 1996 PA 539.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 310b. (1) This chapter does not apply to a redemption
2 game if all of the following conditions are met:

3 (a) The outcome of the game is determined through the
4 application of an element of skill by the player.

5 (b) The award of the prize is based upon the player's
6 achieving the object of the game or otherwise upon the player's
7 score.

8 (c) Only noncash prizes, toys, novelties, or coupons or other
9 representations of value redeemable for noncash prizes, toys, or
10 novelties are awarded. **A GIFT CARD MAY BE AWARDED UNDER THIS**

1 SUBDIVISION IF ALL OF THE FOLLOWING APPLY:

2 (i) THE GIFT CARD IS USABLE ONLY AT A RETAILER OR AN AFFILIATED
3 GROUP OF RETAILERS.

4 (ii) THE GIFT CARD IS ISSUED IN A SPECIFIED AMOUNT.

5 (iii) THE GIFT CARD IS REDEEMABLE ONLY FOR GOODS AND SERVICES
6 AVAILABLE FROM THE RETAILER OR RETAILERS AND NOT FOR CASH.

7 (iv) INFORMATION ON THE GIFT CARD MAY NOT BE ALTERED WITH THE
8 USE OF A PERSONAL IDENTIFICATION NUMBER.

9 (d) The wholesale value of a prize, toy, or novelty awarded
10 for the successful single play of a game is not more than \$3.75.

11 (e) The redemption value of coupons or other representations
12 of value awarded for the successful single play of a game does not
13 exceed 15 times the amount charged for a single play of the game or
14 **A \$3.75-PER-PLAY AVERAGE**, whichever is less. However, players may
15 accumulate coupons or other representations of value for redemption
16 for noncash prizes, toys, or novelties of a greater value up to,
17 but not exceeding, ~~\$250.00~~ **\$500.00** wholesale value.

18 (2) As used in this section, "redemption game" means a single
19 player or ~~multi-player~~ **MULTIPLAYER** mechanical, electronic, or
20 manual amusement device involving a game, the object of which is
21 throwing, rolling, bowling, shooting, placing, propelling, or
22 stopping a ball or other object into, upon, or against a hole or
23 other target. Redemption game does not include either of the
24 following:

25 (a) ~~Games~~ **A GAME** such as roulette, beano, cards, dice, ~~wheels~~
26 **WHEEL** of fortune, video poker, **A slot machines** ~~MACHINE~~, or ~~other~~
27 ~~games~~ **ANOTHER GAME** in which winning depends primarily upon

1 fortuitous or accidental circumstances beyond the control of the
2 player.

3 (b) A game that includes a mechanical or physical device ~~which~~
4 **THAT** directly or indirectly impairs or thwarts the skill of the
5 player.