

**ASSEMBLY BILL**

**No. 1505**

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**Introduced by Assembly Member Smyth**

February 27, 2009

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An act to amend Section 319 of the Penal Code, relating to gambling.

LEGISLATIVE COUNSEL'S DIGEST

AB 1505, as introduced, Smyth. Gambling: lotteries.

Existing law defines a lottery as any scheme for the disposal or distribution of property by chance among persons who have paid or promised to pay valuable consideration for a chance to obtain that property or a portion, share, or interest therein, upon any agreement, understanding, or expectation that is to be so distributed or disposed of, whether it is called a lottery, raffle, gift enterprise, or any other name.

This bill would make a technical, nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 319 of the Penal Code is amended to  
2 read:  
3 319. A lottery is any scheme for the ~~disposal~~ or distribution *or*  
4 *disposal* of property by chance, among persons who have paid or  
5 promised to pay any valuable consideration for the chance of  
6 obtaining such property or a portion of it, or for any share or any  
7 interest in such property, upon any agreement, understanding, or

- 1 expectation that it is to be distributed or disposed of by lot or
- 2 chance, whether called a lottery, raffle, or gift enterprise, or by
- 3 whatever name the same may be known.

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