

DC ST s 2-2522.1
D.C. CODE 1981 s 2-2522.1

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2522.1 Monte Carlo night party.

(a) The Board may authorize the operation of Monte Carlo night parties in the District of Columbia.

(b) A Monte Carlo night party means an event for raising funds for charitable purposes at which **wagers** are made, through the use of imitation money presented to a participant in exchange for a donation to the event, in **games of chance** customarily associated with a **gambling casino** and at which a participant may use any accumulated imitation money to purchase prizes at the end of the event. The term "Las Vegas night party" may also be used to describe this type of event.

(c) The Board shall issue proposed rules, pursuant to subchapter I of Chapter 15 of Title 1, to implement the provisions of this section. In developing the proposed rules, the Board shall not permit any person, firm, partnership, association, organization, or corporation to sponsor, conduct, or hold more than 2 Monte Carlo night parties in a calendar year, shall place a maximum monetary value amount on the prizes that may be offered, and shall mandate that there be no direct correlation between the amount of imitation money presented to a participant and the participant's donation to the event. The proposed rules shall be submitted to the Council of the District of Columbia ("Council") for a 45-day period of review, excluding Saturdays, Sundays, legal holidays, and days of Council recess. If the Council does not approve or disapprove the proposed rules, in whole or in part, by resolution within this 45-day review period, the proposed rules shall be deemed effective.

CREDIT

(Apr. 11, 1987, D.C. Law 6-220, s 2(b)(3), 34 DCR 900; May 16, 1995, D.C. Law 10-255, s 7, 41 DCR 5193.)

DC ST s 22-1504
D.C. CODE 1981 s 22-1504

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. **Gambling**.

Subchapter I. General Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,

12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 22-1504 **Gaming**; setting up **gaming** table; inducing play.

Whoever shall in the District set up or keep any **gaming** table, or any house, vessel, or place, on land or water, for the purpose of **gaming**, or **gambling** device commonly called A B C, faro bank, E O, roulette, equality, keno, thimbles, or little joker, or any kind of **gaming** table or **gambling** device adapted, devised, and designed for the purpose of playing any **game** of **chance** for money or property, or shall induce, entice, and permit any person to **bet** or play at or upon any such **gaming** table or **gambling** device, or on the side of or against the keeper thereof, shall be punished by imprisonment for a term of not more than 5 years. For the purposes of this section, the term "**gambling** device" shall not include slot machines manufactured before 1952, intended for exhibition or private use by the owner, and not used for **gambling** purposes. The term "slot machine" means a mechanical device, an essential part of which is a drum or reel which bears an insignia and which when operated may deliver, as a result of the application of an element of chance, a token, money, or property, or by operation of which a person may become entitled to receive, as a result of this application of an element of chance, a token, money, or property.
CREDIT

(Mar. 3, 1901, 31 Stat. 1331, ch. 854, s 865; 1973 Ed., s 22-1504; Jan. 26, 1982, D.C. Law 4-59, s 2, 28 DCR 4766.)

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2501 Created; appointment; composition; qualifications; vacancies; term of office; compensation.

(a) There is hereby created by the District of Columbia the District of Columbia **Lottery** and Charitable **Games** Control Board, hereinafter referred to as the Board. The 1st Board shall be appointed as hereinafter specified within 60 days of March 10, 1981. The Board shall consist of 5 members who shall be appointed by the Mayor of the District of Columbia with the consent of the Council of the District of Columbia. Of the members appointed, one shall be designated as Chairperson of the Board by the Mayor of the District of Columbia.

(b) Each member of the Board, at the time of appointment and qualification, shall be a registered voter in the District for at least 5 years preceding appointment and qualification and shall be not less than 21 years of age. In the event of a vacancy on the Board as a consequence of resignation, disability, death, or for other reasons, the Mayor of the District of Columbia shall appoint, with the consent of the Council of the District of Columbia, another person to fill the vacancy.

(c) Of the members of the Board first appointed, 2 shall hold office for 2

years, from 1981 to 1983; 2 for 3 years from that date; and the Chairperson, 4 years from that date. Thereafter, members shall be appointed for terms of 4 years from the 1st day of July in the year of their appointment and until their successors are appointed and have qualified.

(d) Each member of the Board shall receive a stipend of \$15,000 annually, except the Chairperson of the Board, who shall receive an additional stipend of \$3,000 annually for a total of \$18,000.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 22-1508

D.C. CODE 1981 s 22-1508

ISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. **Gambling.**

Subchapter I. General Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 22-1508 **Gambling** pools and bookmaking; athletic contest defined.

It shall be unlawful for any person, or association of persons, within the District of Columbia to purchase, possess, own, or acquire any **chance**, right, or interest, tangible or intangible, in any policy **lottery** or any **lottery**, or to make or place a **bet** or **wager**, accept a **bet** or **wager**, **gamble** or make books or pools on the result of any athletic contest. For the purpose of this section, the term "athletic contest" means any of the following, wherever held or to be held: a football, baseball, softball, basketball, hockey, or polo **game**, or a tennis, golf, or wrestling match, or a tennis or golf tournament, or a prize fight or boxing match, or a trotting or running race of horses, or a running race of dogs, or any other athletic or sporting event or contest. Any person or association of persons violating this section shall be fined not more than \$1,000 or imprisoned not more than 180 days, or both.

CREDIT

(Mar. 3, 1901, 31 Stat. 1331, ch. 854, s 869; May 16, 1908, 35 Stat. 164, ch. 172, s 3; June 29, 1953, 67 Stat. 96, ch. 159, s 206c; 1973 Ed., s 22-1508; Aug. 20, 1994, D.C. Law 10-151, s 105(k), 41 DCR 2608.)

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. **Gambling.**

Subchapter I. General Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District

Council Sess. (1997-1998)

s 22-1501 **Lotteries**; promotion; sale or possession of tickets.

If any person shall within the District keep, set up, or promote, or be **concerned** as owner, agent, or clerk, or in any other manner, in managing, carrying on, promoting, or advertising, directly or indirectly, any policy **lottery**, policy shop, or any **lottery**, or shall sell or transfer any **chance**, right, or interest, tangible or intangible, in any policy **lottery**, or any **lottery** or shall sell or transfer any ticket, certificate, bill, token, or other device, purporting or intended to guarantee or assure to any person or entitle him or her to a **chance** of drawing or obtaining a prize to be drawn in any **lottery**, or in a **game** or device commonly known as policy **lottery** or policy or shall sell or transfer, or have in his or her possession for the purpose of sale or transfer, a **chance** or ticket in or share of a ticket in any **lottery** or any such bill, certificate, token, or other device, he or she shall be fined upon conviction of each said offense not more than \$1,000 or be imprisoned not more than 3 years, or both. The possession of any copy or record of any such chance, right, or interest, or of any such ticket, certificate, bill, token, or other device shall be prima facie evidence that the possessor of such copy or record did, at the time and place of such possession, keep, set up, or promote, or was at such time and place **concerned** as owner, agent, or clerk, or otherwise in managing, carrying on, promoting, or advertising a policy **lottery**, policy shop, or **lottery**.

CREDIT

(Mar. 3, 1901, 31 Stat. 1330, ch. 854, s 863; June 30, 1902, 32 Stat. 535, ch. 1329; Apr. 5, 1938, 52 Stat. 198, ch. 72, s 1; 1973 Ed., s 22-1501; May 21, 1994, D.C. Law 10-119, s 2(i), 41 DCR 1639.)

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 4. POLICE AND FIRE DEPARTMENTS.
CHAPTER 1. Metropolitan Police.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 4-145 **Gaming** and bawdy houses and sale of **lottery** tickets -- Arrest of persons; seizure of implements.

If any member of the police force, or if any 2 or more householders shall report in writing, under his or their signature, to the Chief of Police that there are good grounds, stating the same, for believing any house, room, or premises within the police district to be kept or used for any of the following purposes, namely: (1) As a common **gaming** house, common **gaming** room, or common **gaming** premises, for therein playing for **wagers** of money at any **game** of **chance**; (2) as a bawdy house, or as a house of prostitution, or for purposes of prostitution; (3) for lewd and obscene public amusement or entertainment; or (4) for the deposit or sale of **lottery** tickets or **lottery** policies, it shall be lawful for the Chief of Police to authorize any member or members of the police force to enter the same, who shall forthwith arrest all persons there found

offending against law, and seize all implements of **gaming**, or **lottery** tickets, or **lottery** policies, and convey any person so arrested before the proper court, and bring the articles so seized to the office of the Mayor of the District of Columbia.

CREDIT

(R.S., D.C., s 402; June 11, 1878, 20 Stat. 107, ch. 180, s 6; 1973 Ed., s 4-145.)

DC ST s 22-1507

D.C. CODE 1981 s 22-1507

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.
CHAPTER 15. **Gambling**.

Subchapter I. General Provisions.

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Council Sess. (1997-1998)

s 22-1507 **"Gaming** table" defined.

All **games**, devices, or contrivances at which money or any other thing shall be **bet** or **wagered** shall be deemed a **gaming** table within the meaning of ss 22-1504 to 22-1506; and the courts shall construe said sections liberally, so as to prevent the mischief intended to be guarded against.

CREDIT

(Mar. 3, 1901, 31 Stat. 1331, ch. 854, s 868; 1973 Ed., s 22-1507.)

DC ST s 16-1701

D.C. CODE 1981 s 16-1701

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART II. JUDICIARY AND JUDICIAL PROCEDURE.
TITLE 16. PARTICULAR ACTIONS, PROCEEDINGS AND MATTERS.
CHAPTER 17. **Gaming** Transactions.

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12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 16-1701 Invalidity of **gaming** contracts.

(a) A thing in action, judgment, mortgage, or other security or conveyance made and executed by a person in which any part of the consideration is for money or other valuable things won by playing at any **game** whatsoever, or by

betting on the sides or hands of persons who play, or for the reimbursement or payment of any money knowingly lent or advanced for the purpose, or lent or advanced at the time and place of the play or **bet**, to a person so playing or **betting** or who, during the play, so plays or **bets**, is void except as provided by subsection (b) of this section.

(b) If the mortgage, security, or other conveyance affects real property, it shall inure to the sole benefit of, and devolve upon, the persons who might have, or be entitled to, the property, as if the person who executed the instrument had died immediately after its execution, or as if the instrument had been made to the persons so entitled after the death of the person who executed it. A grant or conveyance made for the purpose of preventing the real property from coming to, or devolving upon, the persons intended by this section to enjoy the property as herein provided is fraudulent and void.

(c) This section does not affect the validity of negotiable instruments embraced by subtitle I of Title 28.

CREDIT

(Dec. 23, 1963, 77 Stat. 582, Pub. L. 88-241, s 1; 1973 Ed., s 16-1701; Apr. 30, 1988, D.C. Law 7-104, s 4(n), 35 DCR 147.)

DC ST s 16-1704

D.C. CODE 1981 s 16-1704

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART II. JUDICIARY AND JUDICIAL PROCEDURE.
TITLE 16. PARTICULAR ACTIONS, PROCEEDINGS AND MATTERS.
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Council Sess. (1997-1998)

s 16-1704 Cheating at **gambling**.

Whoever, at any one time or sitting, by fraud or false pretense, while playing any **game**, or while having a share in a **wager** played for, or while **betting** on the sides or hands of persons who play, wins, or acquires to himself or to any other person, above the sum or value of \$25, shall, upon conviction of the offense, forfeit five times the value of the sum of money or other thing so won, and shall be deemed infamous.

The penalty prescribed by this section may be recovered in a civil action by the persons specified by, and in the manner provided by, section 16-1702.

CREDIT

(Dec. 23, 1963, 77 Stat. 583, Pub. L. 88-241, s 1; 1973 Ed., s 16-1704.)

DC ST s 2-2534

D.C. CODE 1981 s 2-2534

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2534 **Gambling** by minor prohibited.

No person shall knowingly permit any person under the age of 18 to participate in a **game** of bingo or to **wager** in any **gambling** activity authorized under this chapter. No person shall knowingly permit a person under the age of 18 years, unless accompanied by an adult, to be present in any room, office, building, or establishment where bingo, raffles, or Monte Carlo night parties is being played. Any person convicted of violating this section shall be subject to a fine not to exceed \$300 or imprisonment not to exceed 30 days or both.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(b)(6), 34 DCR 900.)

DC ST s 22-1516

D.C. CODE 1981 s 22-1516

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.

TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. **Gambling**.

Subchapter II. Legalization.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 22-1516 Statement of purpose.

It is the purpose of this subchapter to legalize **lotteries**, daily numbers **games**, bingo, raffles, and Monte Carlo night parties, which activities are to be conducted only by the District of Columbia and only those licensed by the District of Columbia and subject to the jurisdiction, authority, and control of the District of Columbia. These activities will provide revenue to the District of Columbia and will provide the citizens of the District of Columbia financial benefits.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 3, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(a)(1), 34 DCR 900.)

DC ST s 22-1517

D.C. CODE 1981 s 22-1517

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.
CHAPTER 15. **Gambling.**

Subchapter II. Legalization.

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12-125 to 12-127, and Act 12-138 of the 12th District
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s 22-1517 Permissible **gambling** activities.

Nothing in subchapter I of this chapter shall be construed to prohibit the operation of or participation in **lotteries** and/or daily numbers **games** operated by and for the benefit of the District of Columbia by the **Lottery** and Charitable **Games** Control Board; bingo, raffles, and Monte Carlo night parties organized for educational and charitable purposes, **regulated** by the District of Columbia **Lottery** and Charitable **Games** Control Board.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 3, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(a)(2), 34 DCR 900.)

DC ST s 2-2522
D.C. CODE 1981 s 2-2522

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Council Sess. (1997-1998)

s 2-2522 Operation of bingo and raffles.

The Board may authorize the operation of bingo and raffles in the District of Columbia. Bingo means that form of **gambling** in which the winning **chances** are determined by a random drawing of a subset of numbered objects among a total set of 75 objects, consecutively numbered from 1 to 75; and the card, or cards, held by the player, which card or cards is or are sold, rented, or used only at the time of the **gambling** activity, and contains 5 rows of 5 spaces each, each space imprinted with a number between 1 and 75 inclusive, except the central space which is marked "FREE." For the purpose of this section, raffle is a **lottery**, other than that operated by the District of Columbia pursuant to this chapter, in which a prize is won by at least 1 of numerous persons buying **chances**.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2512
D.C. CODE 1981 s 2-2512

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Council Sess. (1997-1998)

s 2-2512 **Lottery** and Charitable **Games** Fund.

(a) A District of Columbia **Lottery** and Charitable **Games** Fund (hereinafter referred to as the "Fund") shall be established and controlled by the Board to receive all funds and fees generated by the specific forms of **gambling** operated or licensed by the Board. All funds generated by **gambling** activities operated or licensed by the Board shall be deposited in the Fund or a division thereof as created by the Board.

(b) Any monies of the Board, from whatever source derived (including gifts to the Board), shall be for the sole use of the Fund and shall be deposited as soon as practicable in that Fund and shall be disbursed from the Fund according to the terms of this chapter. Said disbursements from the Fund in amounts up to \$500 shall be paid out in checks signed by the Executive Director or his designee. Disbursements in excess of \$500 shall be paid out in checks signed by the Executive Director and a member of the Board authorized and designated by the Board. All deposits of such monies shall be secured in a manner consistent with deposits made by the government of the District of Columbia with respect to the deposit of revenue.

(c) From the Fund, the Board shall first pay for the operation, administration, and capital expenses of the specific forms of **gambling** operated and licensed by the Board as authorized by this chapter, including the payment of prizes to winners of the **games**, as specified in this chapter pursuant to **regulations** promulgated by the Board. The remainder shall be paid over by the Board, on a monthly basis promptly after the 1st of the month for the preceding month, into the General Fund of the District of Columbia as general purpose revenue funds of the District of Columbia.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 22-1505
D.C. CODE 1981 s 22-1505

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. Gambling.

Subchapter I. General Provisions.

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Council Sess. (1997-1998)

s 22-1505 Gambling premises; definition; prohibition against maintaining; forfeiture; liens; deposit of moneys in Treasury; penalty; subsequent offenses.

(a) Any house, building, vessel, shed, booth, shelter, vehicle, enclosure, room, lot, or other premises in the District of Columbia, used or to be used in violating the provisions of s 22-1501 or s 22-1504, shall be deemed "gambling premises" for the purpose of this section.

(b) It shall be unlawful for any person in the District of Columbia knowingly, as owner, lessee, agent, employee, operator, occupant, or otherwise, to maintain, or aid, or permit the maintaining of any gambling premises.

(c) All moneys, vehicles, furnishings, fixtures, equipment, stock (including, without limitation, furnishings and fixtures adaptable to nongambling uses, and equipment and stock for printing, recording, computing, transporting, safekeeping, or communication), or other things of value used or to be used: (1) in carrying on or conducting any **lottery**, or the **game** or device commonly known as a policy **lottery** or policy, contrary to the provisions of s 22-1501; (2) in setting up or keeping any **gaming** table, bank, or device contrary to the provisions of s 22-1504; or (3) in maintaining any **gambling** premises; shall be subject to seizure by any member of the Metropolitan Police force, or the United States Park Police, or the United States Marshal, or any Deputy Marshal, for the District of Columbia, and any property seized regardless of its value shall be proceeded against in the Superior Court of the District of Columbia by libel action brought in the name of the District of Columbia by the Corporation Counsel or any Assistant Corporation Counsel, and shall, unless good cause be shown to the contrary, be forfeited to the District of Columbia and shall be made available for the use of any agency of the government of the District of Columbia, or otherwise disposed of as the Mayor of the District of Columbia may, by order or by regulation, provide; provided, that if there be bona fide liens against the property so forfeited, then such property shall be disposed of by public auction. The proceeds of the sale of such property shall be available, first, for the payment of all expenses incident to such sale; and, second, for the payment of such liens; and the remainder shall be deposited in the Treasury of the United States to the credit of the District of Columbia. To the extent necessary, liens against said property so forfeited shall, on good cause shown by the lienor, be transferred from the property to the proceeds of the sale of the property.

(d) Whoever violates this section shall be imprisoned not more than 180 days or fined not more than \$1,000, or both, unless the violation occurs after the person has been convicted of a violation of this section, in which case the person may be imprisoned for not more than 5 years, or fined not more than \$2,000, or both.

CREDIT

(Mar. 3, 1901, 31 Stat. 1331, ch. 854, s 866; June 29, 1953, 67 Stat. 95, ch. 159, s 206(b); Sept. 21, 1961, 75 Stat. 540, Pub. L. 87-259, s 1; July 8, 1963, 77 Stat. 77, Pub. L. 88-60, s 1; July 29, 1970, 84 Stat. 570, Pub. L. 91-358,

title I, s 155(a); 1973 Ed., s 22-1505; May 21, 1994, D.C. Law 10-119, s 2(1), 41 DCR 1639; Aug. 20, 1994, D.C. Law 10-151, s 105(i), 41 DCR 2608.)

DC ST s 2-2521
D.C. CODE 1981 s 2-2521

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Council Sess. (1997-1998)

s 2-2521 Rules and **regulations** governing conduct of **lottery** and daily numbers **games**.

The Board shall adopt rules and **regulations** governing the conduct of **lotteries** and daily numbers **games** to insure the integrity of the conduct of **lotteries** and daily numbers **games** to protect the economic welfare and interests in fair and honest play of **lotteries** and daily numbers **games** participants. Such rules and **regulations** shall include, but not be limited to: Specific application requirements and the form thereof; the terms, conditions, and rules for **lotteries** or daily numbers **games**; amount of or value of prizes; and the occasions on and frequency with which **lotteries** and daily numbers **games** may be conducted. The Board shall have the authority to impose a fine of not more than \$1,000 for any violation of such rules and **regulations**. The Board also shall have the authority to suspend licenses of any person, firm, partnership, association, organization, or corporation for a period not to exceed 60 days for violation of such rules and **regulations**. All fines imposed pursuant to this section shall be paid over to the Board which shall place such fines in the Fund. Any person, firm, partnership, association, organization, or corporation fined or suspended pursuant to this section shall have a right to a hearing before the Board and, in the event of its affirmation of such fine or suspension, the right to appeal such fine or suspension to the Superior Court of the District of Columbia.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 22-1518
D.C. CODE 1981 s 22-1518

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.
CHAPTER 15. **Gambling**.
Subchapter II. Legalization.

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Council Sess. (1997-1998)

s 22-1518 Advertising and promotion; sale and possession of **lottery** and numbers tickets and slips.

(a) Nothing in subchapter I of this chapter shall be construed to prohibit the advertising and promotion of excepted permissible **gambling** activities pursuant to s 22-1517, hereof, including, but not limited to, the sale, by agents authorized by the District of Columbia, and the possession of tickets, certificates, or slips for **lottery** and daily numbers **games** excepted and permissible pursuant to s 22-1517, hereof, and the sale, lease, purchase, or possession of tickets, slips, certificates, or cards for bingo, raffles, and Monte Carlo night parties, excepted and permissible pursuant to s 22-1517, hereof.

(b) Nothing in s 22-1501 shall prohibit advertising a **lottery** by the Maryland State **Lottery** so long as Maryland does not prohibit advertising or otherwise publishing an account of a **lottery** by the District of Columbia.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 3, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(a)(3), 34 DCR 900; June 3, 1997, D.C. Law 11-272, s 2(a), 43 DCR 4672; _____, 1998, D.C. Law 12- (Act 12-233), s 2, 45 DCR 486.)

DC ST s 22-1502

D.C. CODE 1981 s 22-1502

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.
CHAPTER 15. **Gambling**.

Subchapter I. General Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 22-1502 Possession of **lottery** or policy tickets.

If any person shall, within the District of Columbia, knowingly have in his or her possession or under his control, any record, notation, receipt, ticket, certificate, bill, slip, token, paper, or writing, current or not current, used or to be used in violating the provisions of s 22-1501, 22-1504, or 22-1508, he or she shall, upon conviction of each such offense, be fined not more than \$1,000 or be imprisoned for not more than 180 days, or both. For the purpose of this section, possession of any record, notation, receipt, ticket, certificate, bill, slip, token, paper, or writing shall be presumed to be knowing possession thereof.

CREDIT

(Mar. 3, 1901, ch. 854, s 863a; Apr. 5, 1938, 52 Stat. 198, ch. 72, s 2; June 29, 1953, 67 Stat. 95, ch. 159, s 206(a); 1973 Ed., s 22-1502; May 21, 1994, D.C. Law 10-119, s 2(j), 41 DCR 1639; Aug. 20, 1994, D.C. Law 10-151, s 105(g), 41 DCR 2608.)

DC ST s 2-2503
D.C. CODE 1981 s 2-2503

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2503 Executive Director and Deputy Director.

(a) The Board shall appoint an Executive Director and a Deputy Director in accordance with s 1-610.8, each of whom shall devote his or her full time and attention to the duties of their respective offices and shall serve at the pleasure of the Board.

(b) The Board shall determine the compensation for the Executive Director and the Deputy Director, which shall not be less than the basic pay for step 1 of Grade 16 of Schedule 1 of the District Service Schedule, nor shall it exceed the rate of compensation for the Mayor of the District of Columbia pursuant to s 1-612.9.

(c) Prior to performing the duties of their respective offices, the Executive Director and the Deputy Director shall take and subscribe to the same oaths or affirmations as that required by the Board, including an oath or affirmation that he or she is not primarily interested, directly or indirectly, in any firm, partnership, association, organization, or corporation engaged in any activity related to legalized or illegal **gambling**. The Executive Director and the Deputy Director shall each file an annual financial disclosure statement with the Board.

(d) The Executive Director shall, subject to the direction and supervision of the Board:

(1) Serve as the Chief Executive Officer of the Board;

(2) Manage, administer, and coordinate the operation of public **gambling** and charitable **games** activities;

(3) Employ other assistants and employees in accordance with the District of Columbia Government Comprehensive Merit Personnel Act of 1978; and

(4) Confer, at least once each month, with the Board on the administration and operation of public **gambling** and charitable **games** activities.

(e) The Board may delegate to the Executive Director and Deputy Director other duties it deems necessary for the proper and efficient operation of public **gambling** and charitable activities.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Feb. 28, 1987, D.C. Law 6-205, s 3, 34 DCR 670.)

DC ST s 2-2516
D.C. CODE 1981 s 2-2516

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2516 Sales agents' special accounts; reports of receipts and transactions.

(a) The Board, in its discretion, may require **lottery** and daily numbers **games** sales agents to deposit in the Fund or a special escrow account, in the name of the Board, to the credit of the Board, which the Board is authorized to establish, in institutions designated by it which are legal for the deposit of municipal funds, all monies received by such agents from the sale of **lottery** and daily numbers **games** tickets less the amount of authorized compensation to licensed agents and prizes, if any, authorized under s 2-2514, and to file with the Board reports of their receipts and transactions in the sale of **lottery** and daily numbers **games** tickets in such form and containing such information as the Board may require.

(b) **Lottery** and daily numbers **games** sales agents shall hold in trust, for the benefit of the Board, all monies received by the agent from the sale of **lottery** and daily numbers **games** tickets until such monies are transferred to the Board. The Board shall determine the amount of compensation to be paid to the sales agents and the amount of prizes to be paid by sales agents. The Board shall have authority to adopt **regulations** to implement this section.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; June 3, 1997, D.C. Law 11-272, s 2(b), 43 DCR 4672.)

DC ST s 16-1702
D.C. CODE 1981 s 16-1702

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART II. JUDICIARY AND JUDICIAL PROCEDURE.
TITLE 16. PARTICULAR ACTIONS, PROCEEDINGS AND MATTERS.
CHAPTER 17. **Gaming** Transactions.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 16-1702 Recovery of losses at **gaming**.

A person who, at any time or sitting, by playing at cards, dice or any other **game**, or by **betting** on the sides or hands of persons who play, loses to a person so playing or **betting**, a sum of money, or other valuable thing, amounting to \$25 or more, and pays or delivers the money or thing, or any part thereof, may, within three months after the payment or delivery, sue for and recover the money, goods or other valuable thing, so lost and paid or delivered, or any part thereof, or the full value thereof, by a civil action, from the winner thereof, with costs. If the person who loses the money or other thing, does not, within three months actually and bona fide, and without collusion, sue, and with effect prosecute, therefor, any person may sue for, and recover treble the value of the money, goods, chattels, and other things, with costs of suit, by a civil action against the winner, one-half to the use of the plaintiff, the remainder to the use of the District of Columbia.

CREDIT

(Dec. 23, 1963, 77 Stat. 582, Pub. L. 88-241, s 1; 1973 Ed., s 16-1702.)

DC ST s 2-2514

D.C. CODE 1981 s 2-2514

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2514 Operation of daily numbers **games**.

The Board shall operate and conduct a daily numbers **game**. The proceeds of the sale of tickets shall be deposited in the Fund from which prizes shall be paid in the manner specified in s 2-2512. The Board shall authorize daily numbers **games** sales agents to distribute monies from the Fund to holders of winning tickets pursuant to **regulations** established by the Board. The Board may provide by **regulation** for the payment of prizes to winners directly by licensed agents.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2533

D.C. CODE 1981 s 2-2533

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,

12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2533 Forged, counterfeit or altered tickets.

No person shall: Forge or counterfeit any ticket made for the purposes of any **lottery** or daily numbers **games**; alter any number imprinted on such a ticket; offer for sale or sell any such forged, counterfeited, or altered ticket, knowing it to be such; or present any such forged, counterfeited, or altered ticket to any person engaged in carrying out this chapter; with the intent to defraud the District of Columbia or any person participating in any such **lottery** or daily numbers **games**. Any person convicted of violating this section shall be subject to a fine not to exceed \$5,000 or imprisonment not to exceed 1 year or both. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or **regulations** issued under the authority of this section, pursuant to subchapters I through III of Chapter 27 of Title 6. Adjudication of any infraction of this section shall be pursuant to subchapters I through III of Chapter 27 of Title 6.
CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Oct. 5, 1985, D.C. Law 6- 42, s 406(b), 32 DCR 4450.)

DC ST s 2-2536
D.C. CODE 1981 s 2-2536

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2536 Competitive bid contracts.

(a) No Board member, officer, or employee of the Board designated to enter into contracts for the operation of any of the forms of **gambling** authorized by this chapter shall have any material interest, either directly or indirectly, in any contract with a vendor for the purchase of supplies, materials, equipment, machinery, work, or other items relating to or necessary for the operation of such **gambling** form.

(b) The Office of Contracting and Procurement shall procure supplies, materials, equipment, machinery, work, or other items relating to or necessary for the operation of any **gambling** form on behalf of the Board.

(c) Repealed.

(d) No contract awarded or entered into by the Board may be assigned by the holder thereof except by specific approval of the Board.

(e) Repealed.

(f) Repealed.

(g) Contracts awarded by the Board for more than 1 year shall not be governed

by the provisions of the Antideficiency Act (31 U.S.C. ss 1341, 1342, and 1349 to 1351, and 1511 through 1519).

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Apr. 12, 1997, D.C. Law 11-259, s 310, 44 DCR 1423.)

DC ST s 22-1514

D.C. CODE 1981 s 22-1514

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART IV. CRIMINAL LAW AND PROCEDURE AND PRISONERS.
TITLE 22. CRIMINAL OFFENSES.

CHAPTER 15. **Gambling.**

Subchapter I. General Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 22-1514 Immunity of witnesses; record.

(a) Whenever, in the judgment of the United States Attorney for the District of Columbia, the testimony of any witness, or the production of books, papers, or other records or documents, by any witness, in any case or proceeding involving a violation of this subchapter before any grand jury or a court in the District of Columbia, is necessary in the public interest, such witness shall not be excused from testifying or from producing books, papers, and other records and documents on the grounds that the testimony or evidence, documentary or otherwise, required of such witness may tend to incriminate such witness, or subject such witness to penalty or forfeiture; but such witness shall not be prosecuted or subject to any penalty or forfeiture for or on account of any transaction, matter, or thing **concerning** which such witness is compelled, after having claimed his or her privilege against self-incrimination, to testify or produce evidence, documentary or otherwise; except that such witness so testifying shall not be exempt from prosecution and punishment for perjury or contempt committed in so testifying.

(b) The judgment of the United States Attorney for the District of Columbia that any testimony, or the production of any books, papers, or other records or documents, is necessary in the public interest shall be confirmed in a written communication over the signature of the United States Attorney for the District of Columbia, addressed to the grand jury or the court in the District of Columbia **concerned**, and shall be made a part of the record of the case or proceeding in which such testimony or evidence is given.

CREDIT

(Mar. 3, 1901, ch. 854, s 869f; June 29, 1953, 67 Stat. 96, ch. 159, s 206(d); 1973 Ed., s 22-1514; Mar. 10, 1981, D.C. Law 3-172, s 2, 27 DCR 4736; May 21, 1994, D.C. Law 10-119, s 2(o), 41 DCR 1639.)

DC ST s 2-2515
D.C. CODE 1981 s 2-2515

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2515 Sale of **lottery** and daily numbers **games** tickets by licensed agents;
unauthorized sale.

The Board may license, as agents to sell **lottery** and daily numbers **games** tickets, such persons and establishments as, in its judgment, possess the requisite qualifications, including, but not limited to: The financial responsibility of the person and his business or activity; the accessibility of the place of business or activity to the public; the sufficiency of existing licenses to serve the public convenience; and the volume of expected sales. No license as an agent shall be issued to any person to engage in business primarily as a **lottery** agent. The Board may authorize compensation to such agents in such manner and amounts and subject to such limitations as it may determine are necessary to assure adequate availability of **lottery** and daily numbers **games** tickets. The Board shall also require that an agent be bonded in such amounts and in such manner as determined by the Board. The Board shall condition the issuance of a license upon the written agreement of the licensee to indemnify and to save harmless the District of Columbia against any and all actions, claims, and demands of whatever kind or nature which the District of Columbia may incur by reason of or in consequence of issuing such license. No **lottery** or daily numbers **games** tickets shall be sold at other than the price fixed by the Board, and no sale shall be made by other than a licensee or his employee. Any person convicted of violating this section shall be subject to a fine not to exceed \$1,000 or imprisonment not to exceed 6 months, or both.
CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2505
D.C. CODE 1981 s 2-2505

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2505 Conflict of interest.

No member of the Board, Chairperson of the Board, Executive Director, or employee of the Board during their tenure of appointment or employment shall: Hold any other elected or appointed position; or have, directly or indirectly, individually or as a member of a partnership, or as an officer, director, or shareholder of a corporation, any interest whatsoever in any **lottery** or daily numbers **game**, bingo, raffles enterprise, or Monte Carlo night party or in the ownership or leasing of any equipment, property, or premises used by or for any **lottery** or daily numbers **game**, bingo, raffles enterprise, or Monte Carlo night party.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(b)(1), 34 DCR 900.)

DC ST s 2-2502

D.C. CODE 1981 s 2-2502

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114, 12-125 to 12-127, and Act 12-138 of the 12th District Council Sess. (1997-1998)

s 2-2502 Oaths; financial disclosure statement; voting; subcommittees; quorum.

Before entering upon the discharge of the duties of office, each member of the Board shall take oath that he or she will faithfully execute the duties of office according to the laws of the District of Columbia. In addition thereto, each member of the Board shall take and subscribe to an oath or affirmation that he or she is not pecuniarily interested, voluntarily or involuntarily, directly or indirectly, in any firm, partnership, association, organization, or corporation engaged in any activity related to legalized or illegal **gambling**. Each member shall file with the Office of the Mayor a financial disclosure statement. The powers of the Board are vested in the Board members. All actions shall be taken and motions and resolutions adopted by the Board at any meeting thereof by the affirmative vote of at least 3 members; provided the Board may establish subcommittees of the Board, composed of 3 members of the Board, to conduct hearings, inquiries, and investigations under this chapter or the **regulations** promulgated hereunder, and so report its findings and recommendations to the Board; provided, further, however, that no license authorized pursuant to this chapter may be issued or subsequently revoked or suspended unless approved by the affirmative vote of at least 4 Board members upon recommendation by any such subcommittee. Three members of the Board shall constitute a quorum except for matters involving issuance, revocation, or suspension of license authorized pursuant to this chapter.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2506
D.C. CODE 1981 s 2-2506

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2506 Enforcement; rules and **regulations**.

(a) The Board shall have the power to enforce provisions of this chapter and shall make all necessary rules and **regulations** for this purpose and for carrying out, enforcing, and preventing any violation of any provision of this chapter; for investigation of potential and existing licensees of the Board; for inspecting licensed premises or enterprises; for insuring proper, safe, and orderly conduct of licensed premises or enterprises; and for protecting the public against fraud, deceit, deception, or overcharge. The Board shall have power generally to do whatever is reasonably necessary for the carrying out of the intent of this chapter and subchapter II of Chapter 15 of Title 22 and is empowered to call upon other administrative departments and agencies of the City government, as well as the Police Department and the Office of the Corporation Counsel, for such information and assistance as it deems necessary to the performance of its duties.

(b) The Board shall, each year on or before December 31st, publish in convenient pamphlet form all rules and **regulations** then in effect and shall furnish copies of such pamphlets to every establishment and enterprise engaged in activities authorized pursuant to this chapter and subchapter II of Chapter 15 of Title 22. Amendments, changes, modifications, deletions, or additions to the rules and **regulations** shall be published and distributed at more frequent intervals as the Board deems necessary.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2528
D.C. CODE 1981 s 2-2528

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,

12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2528 Persons ineligible for suppliers' license.

The Board, in its discretion, may determine the following persons not to be eligible to receive a suppliers' license: A person convicted of a felony who either has not received a pardon or has not been released from parole or probation for at least 5 years; a person who is or has been a professional gambler or **gambling** promoter; a public officer or employee; or a business in which a person disqualified under provisions of this section is employed or active or in which a person is married or related in the 1st degree of kinship to such person who has an interest of more than 10 percent in the business.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2513

D.C. CODE 1981 s 2-2513

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2513 Operation of **lottery**.

The Board shall operate and conduct a **lottery** and shall determine the number of times a **lottery** shall be held each year, the form and price of tickets therefor, the number and value of prizes to winning participants, determined in a manner and on a basis designated by the Board. The proceeds of the sale of tickets shall be deposited in the Fund from which prizes shall be paid according to **regulations** established by the Board under s 2-2512. The Board may provide by **regulation** for the payment of prizes to winners directly by licensed agents.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2519

D.C. CODE 1981 s 2-2519

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2519 Audit.

The Auditor of the District of Columbia shall cause to be conducted a regular post audit of all accounts and transactions of the Board with respect to the operation of **lottery** and daily numbers **games**.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2532

D.C. CODE 1981 s 2-2532

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2532 Aiding or abetting unauthorized bingo **games**, raffles, or Monte Carlo night parties; penalties.

No person shall aid or abet in the conduct of any bingo **game**, raffle, or Monte Carlo night party, except in accordance with a license duly issued and unsuspended or revoked by the Board. Any person convicted of violating this section shall be subject to a fine not to exceed \$1,000 or imprisonment not to exceed 6 months, or both. Civil fines, penalties, and fees may be imposed as alternative sanctions for any infraction of the provisions of this section, or any rules or **regulations** issued under the authority of this section, pursuant to subchapters I through III of Chapter 27 of Title 6. Adjudication of any infraction of this section shall be pursuant to subchapters I through III of Chapter 27 of Title 6.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Oct. 5, 1985, D.C. Law 6- 42, s 406(a), 32 DCR 4450; Apr. 11, 1987, D.C. Law 6-220, s 2(b)(5), 34 DCR 900.)

DC ST s 2-2510

D.C. CODE 1981 s 2-2510

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114, 12-125 to 12-127, and Act 12-138 of the 12th District Council Sess. (1997-1998)

s 2-2510 Divisions.

There shall be established within the Board a City **Lottery** and Numbers **Game** Division and a Charitable **Games** Division. Each Division shall have a Division Chief (hereinafter referred to as "Chief ") who shall administer and coordinate operation of authorized activities in the respective Division. Each Chief shall maintain full and complete records of the operation of the Division which shall include, but not be limited to, a statement of revenues and/or license fees; prize disbursements, where applicable; and administrative expenses of the Division. Such records shall be open and available to the public.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736; Apr. 11, 1987, D.C. Law 6-220, s 2(b)(2), 34 DCR 900.)

DC ST s 2-2524

D.C. CODE 1981 s 2-2524

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114, 12-125 to 12-127, and Act 12-138 of the 12th District Council Sess. (1997-1998)

s 2-2524 Rules and **regulations** governing conduct of bingo and raffles.

The Board shall adopt rules and **regulations** governing the conduct of bingo and raffles to insure the integrity of the conduct of bingo and raffles, to protect the economic welfare and interests in fair and honest play of bingo and raffles participants. Such rules and **regulations** shall include, but not be limited to: Specific application requirements and the form thereof; the terms, conditions, and rules for bingo and raffles; amount of or value of prizes; the premises to be utilized and the terms of such use; the occasions on and frequency with which bingo and raffles may be conducted; and the definition and use of gross receipts from the conduct of bingo and raffles. The Board shall have the authority to impose a fine of not more than \$1,000 for any violation of such rules and **regulations**. The Board also shall have the authority to suspend the license of any person, firm, partnership, association, organization, or corporation for a period not to exceed 60 days for violation of such rules and **regulations**. All fines imposed pursuant to this section shall be paid over to the Board which shall place any such fines in the Fund. Any person, firm, partnership, association, organization, or corporation fined or suspended pursuant to this section shall have a right to a hearing before the Board and, in the event of

its affirmation of such fine or suspension, the right to appeal such fine or suspension to the Superior Court of the District of Columbia.
CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 1-608.1
D.C. CODE 1981 s 1-608.1

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 1. ADMINISTRATION.
CHAPTER 6. Merit System.

Subchapter VIII. Career Service.

DC ST s 4-115
D.C. CODE 1981 s 4-115

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 4. POLICE AND FIRE DEPARTMENTS.
CHAPTER 1. Metropolitan Police.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 4-115 General duties of Mayor.

It shall be the duty of the Mayor of the District of Columbia at all times of the day and night within the boundaries of said Police District:

- (1) To preserve the public peace;
- (2) To prevent crime and arrest offenders;
- (3) To protect the rights of persons and of property;
- (4) To guard the public health;
- (5) To preserve order at every public election;
- (6) To remove nuisances existing in the public streets, roads, alleys, highways, and other places;
- (7) To provide a proper police force at every fire, in order that thereby the firemen and property may be protected;
- (8) To protect strangers and travelers at steamboat and ship landings and railway stations;
- (9) To see that all laws relating to the observance of Sunday, and regarding pawnbrokers, mock auctions, elections, **gambling**, intemperance, **lottery** dealers, vagrants, disorderly persons, and the public health, are promptly enforced; and
- (10) To enforce and obey all laws and ordinances in force in the District, or any part thereof, which are properly applicable to police or health, and not inconsistent with the provisions of this title. The police shall, as far as practicable, aid in the enforcement of garbage **regulations**.

CREDIT

(R.S., D.C., s 335; June 11, 1878, 20 Stat. 107, ch. 180, s 6; July 14, 1892, 27

Stat. 160, ch. 171; 1973 Ed., s 4-119.)

DC ST s 2-2509
D.C. CODE 1981 s 2-2509

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
Copyright (C) 1981-1998 by The District of Columbia. All rights reserved.
Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2509 Record of proceedings.

The Board shall provide books in which shall be kept a true, faithful, and correct record of all of its proceedings, which books shall be open and available to the public.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 1-604.6
D.C. CODE 1981 s 1-604.6

This document has been amended. Use UPDATE.
See SCOPE for more information.

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 1. ADMINISTRATION.
CHAPTER 6. Merit System.
Subchapter IV. Organization for Personnel Management.
Copyright (C) 1981-1998 by The District of Columbia. All rights reserved.
Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 1-604.6 Personnel authority.

(a) The implementation of the rules and **regulations** shall be undertaken by the appropriate personnel authority for employees of the District.

(b) For the purposes of subsection (a) of this section, the personnel authority for District of Columbia government means the Mayor for all employees, except as provided in s 1-602.3 and as follows:

(1) For noneducational employees of the District of Columbia Board of Education, the personnel authority is the District of Columbia Board of Education;

(2) For noneducational employees of the Board of Trustees of the University

of the District of Columbia, the personnel authority is the Board of Trustees of the University of the District of Columbia;

(3) For employees of the Council of the District of Columbia, the personnel authority is: (A) The Chairman of the Council for all central staff of the Council. For the purposes of this subchapter, the term "central staff of the Council" refers to those employees described in s 1-610.3(a)(3) except those assigned to an individual member of the Council: Provided, however, that the Secretary and General Counsel to the Council shall be appointed by the Council of the District of Columbia according to its rules of procedure and organization; and (B) each member of the Council for his or her personal and committee staff: Provided, however, that the respective committees of the Council shall approve the appointment of each committee staffperson. The Chairman and each member of the Council shall utilize the Secretary to the Council for the actual transaction of all personnel matters for employees of the Council;

(4) For employees of the District of Columbia Board of Elections and Ethics, the personnel authority is the District of Columbia Board of Elections and Ethics: Provided, however, that this authority shall not apply to the Director of Campaign Finance (D.C. Code, s 1-1431). For employees in the Office of Director of Campaign Finance, the personnel authority is the Director of Campaign Finance;

(5) For employees of the Public Service Commission, the personnel authority is the Public Service Commission: Provided, however, that the People's Counsel (D.C. Code, s 43-406) shall be appointed according to law and for employees under the direct administrative control of the People's Counsel, the personnel authority is the People's Counsel;

(6) For the Executive Director of the Public Employee Relations Board, created by subchapter V of this chapter, the personnel authority is the Public Employee Relations Board; and for all other employees of the Board, the personnel authority is the Executive Director of the Board;

(7) For the Executive Director of the Office of Employee Appeals and the General Counsel of the Office of Employee Appeals created by subchapter VI of this chapter, the personnel authority is the Office of Employee Appeals; and for all other employees of the Office, the personnel authority is the Executive Director;

(8) For employees of the Office of District of Columbia Auditor (D.C. Code, s 47-117), the personnel authority is the Auditor of the District of Columbia;

(9) Repealed;

(10) For employees of the District of Columbia Armory Board (D.C. Code, s 2-302), the personnel authority is the Armory Board;

(11) For employees of the District of Columbia Law Revision Commission, the personnel authority is the District of Columbia Law Revision Commission;

(12) For employees of the District of Columbia Board of Library Trustees, the personnel authority is the Board of Library Trustees;

(13) Repealed.

(14) For the Executive Director and Deputy Director of the District of Columbia **Lottery** and Charitable **Games** Control Board ("Board"), the personnel authority is the Board, and for all other employees of the Board the personnel authority is the Executive Director of the Board;

(15) For employees of the District of Columbia Retirement Board, the personnel authority is the District of Columbia Retirement Board; and

(16) For the Director of the Office of Zoning, the personnel authority shall be the District members of the Zoning Commission for the District of Columbia,

and for any other employee of the Office of Zoning the personnel authority shall be the Director of the Office of Zoning.

CREDIT

(1973 Ed., s 1-334.6; Mar. 3, 1979, D.C. Law 2-139, s 406, 25 DCR 5740; Feb. 26, 1981, D.C. Law 3-119, s 5, 27 DCR 5641; Aug. 2, 1983, D.C. Law 5-24, s 12(a), 30 DCR 3341; Feb. 24, 1987, D.C. Law 6-177, s 3(g), 33 DCR 7241; Feb. 28, 1987, D.C. Law 6-205, s 2(a), 34 DCR 670; Mar. 16, 1989, D.C. Law 7-228, s 2(b), 36 DCR 754; Mar. 24, 1990, D.C. Law 8-97, s 3(b), 37 DCR 1046; May 15, 1990, D.C. Law 8-127, s 2(a), 37 DCR 2093; Sept. 20, 1990, D.C. Law 8-163, s 6, 37 DCR 4676; Aug. 1, 1996, D.C. Law 11-152, s 302(f), 43 DCR 2978.)

<General Materials (GM) - References, Annotations, or Tables>

DC ST s 2-2525

D.C. CODE 1981 s 2-2525

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

Copyright (C) 1981-1998 by The District of Columbia. All rights reserved.

Current through Laws 12-1 to 12-104, 12-113, 12-114, 12-125 to 12-127, and Act 12-138 of the 12th District Council Sess. (1997-1998)

s 2-2525 Designation of individual responsible for proper utilization of receipts; financial responsibility bond; license fees.

Each person, firm, partnership, association, organization, or corporation conducting bingo and raffles shall designate an individual as responsible for the proper utilization of gross receipts in a manner not in violation of or contrary to the rules and **regulations** of the Board and to insure that utilization of such gross receipts is in accordance with and sanctioned by such rules and **regulations**. A financial responsibility bond with sufficient sureties shall be given to the Board to insure the faithful discharge of the duties of the responsible member for the proper utilization of gross receipts and payment of all required fees and taxes. Said financial responsibility bond and said fees shall be determined by the Board. Each person, firm, partnership, association, organization, or corporation shall pay to the Board a license fee for each occasion proposed for the conduct of bingo and raffles; an annual license fee for each person designated to conduct bingo and raffles on each proposed occasion; and an annual license fee for each member responsible for the proper utilization of gross receipts.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2518

D.C. CODE 1981 s 2-2518

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2518 Unclaimed prizes.

Unclaimed prizes for a winning ticket or share shall be retained by the Board for the person entitled thereto for 1 year after the drawing in which the prize was won. If no claim is made for the prize within the 1-year period, the prize shall be paid over to the General Fund of the District of Columbia. Nothing in this section shall be construed to prohibit the holding of bonus **games** or drawings with a preannounced period for claiming of prizes of other than 1 year.
CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2511
D.C. CODE 1981 s 2-2511

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2511 Budget.

The Board shall submit to the Mayor a consolidated budget covering all anticipated income, expenses (including all start-up costs), and capital outlays of the District of Columbia **Lottery** and Charitable **Games** Control Board, which budget shall show the net amount for which it requests an appropriation during its 1st year of operation. Said budget shall be submitted on the date that all District government agencies are required to submit their budgets to the Mayor. The Mayor shall transmit to the Council the budget as requested by the Board. The Mayor may also submit such modified budget as he deems appropriate. The net amount for which the Board requests an appropriation shall be the difference between the anticipated expenses for the coming fiscal year, including debt service for capital expenses and a reserve for bad debts, as shown in the consolidated budget, and the anticipated income shown in that budget. Said appropriation shall be in the form of 1 lump-sum amount and shall be transferred to the Board. The Board shall, upon final determination of the amount of such appropriation by the Council, support such amount in all further budgetary deliberations.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2520
D.C. CODE 1981 s 2-2520

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2520 Persons ineligible to purchase tickets or shares or receive prizes.

No ticket or share shall be purchased by, and no prize shall be paid to, any of the following persons: Any member or employee of the Board or any spouse, child, brother, sister, or parent residing as a member of the same household in the principal place of abode of any member or employee of the Board.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2504
D.C. CODE 1981 s 2-2504

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.
TITLE 2. DISTRICT BOARDS AND COMMISSIONS.
CHAPTER 25. **Lottery** and Charitable **Games** Control Board.
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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2504 Bonding of employees; fingerprinting.

The Board may, if it determines it necessary, require all or any of its employees to give bond in such amount as the Board may determine. Every such bond shall be filed in the Office of the District of Columbia Treasurer. The cost of any such bond so given shall be part of the necessary expenses of the Board. Further, all persons employed by the Board shall be fingerprinted before, and as a condition of, employment.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2507
D.C. CODE 1981 s 2-2507

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2507 Reports.

The Board shall make an annual report in writing to the Mayor no later than December 31st of each year for the preceding fiscal year. This annual report shall include a statement of the receipts and disbursements of the Board, a summary of its activities, and any additional information and recommendations which the Board may deem of value to the Mayor or which the Mayor may request. The Board shall also make such additional reports as the Mayor may reasonably request.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2517

D.C. CODE 1981 s 2-2517

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2517 Depositories.

The Board may authorize compensation to such depositories in such manner and amounts and subject to such limitations as the Board may determine. The depositories referred to in s 2-2516 shall transfer the deposits made pursuant to s 2-2516 to the designated accounts of the Board, less any compensation for services rendered by the depositories to the Fund, and less any amounts due the agents or depositories by adjustments authorized by the Board because of depository or agent errors. The depositories shall file reports of their receipts and transactions in such form and containing such information as the Board may require.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 2-2508

D.C. CODE 1981 s 2-2508

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART I. GOVERNMENT OF DISTRICT.

TITLE 2. DISTRICT BOARDS AND COMMISSIONS.

CHAPTER 25. **Lottery** and Charitable **Games** Control Board.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 2-2508 Power to administer oaths and take testimony; subpoena power.

The Board, or any subcommittee thereof authorized to conduct any inquiry, investigation, or hearing pursuant to this chapter, shall have the power to administer oaths and take testimony under oath relative to the matter of inquiry or investigation. At any hearing ordered by the Board, the Board or subcommittee thereof, or such agent having authority by law to issue such process, may subpoena witnesses and require production of records, papers, and documents relevant to such inquiry. The refusal or failure to provide relevant testimony or produce relevant records, papers, and documents pursuant to the properly issued subpoena of the Board by any applicant before the Board or licensee or agent authorized by the Board, or any officer, director, or employee of such applicant, licensee, or agent, may subject such applicant to summary denial of its application and summary termination of license or authorization of such licensee or agent. If any person disobeys such process, or, having appeared in obedience thereto, refuses to answer any relevant or pertinent questions propounded by the Board or subcommittee thereof, the Board or subcommittee thereof may apply to the Superior Court of the District of Columbia, or to any judge of said Court if the Court is not in session, setting forth such disobedience to process or refusal to answer, and said Court or judge shall cite such person to appear before said Court or judge to answer such questions or to produce such records and papers and, upon refusal to do so, shall take such punitive action, in accord with the appropriate provisions of the District of Columbia Code, as said Court or judge may deem necessary and appropriate. Notwithstanding the imposition of any such punitive action, the Board or subcommittee thereof may proceed with such inquiry or investigation as if the witness had not previously been called to testify.

CREDIT

(Mar. 10, 1981, D.C. Law 3-172, s 4, 27 DCR 4736.)

DC ST s 1-610.8

D.C. CODE 1981 s 1-610.8

This document has been amended. Use UPDATE.
See SCOPE for more information.

D.C. CODE 1981 s 36-303

DC ST s 36-303

END OF DOCUMENT

TEXT

DISTRICT OF COLUMBIA CODE 1981
PART V. GENERAL STATUTES.
TITLE 47. TAXATION AND FISCAL AFFAIRS.
CHAPTER 28. General License Law.

Subchapter I. Subchapter I. Specific Licensing Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 47-2834 Sales on streets or public places.

(a) Except to sell newspapers sold at large and not sold from a fixed location, no person shall sell anything upon the public streets or from public space in the District of Columbia without a license under this section, unless the person sells at the several markets only the produce they have raised, or unless the person is less than 18 years old and has a valid work permit or street trade badge issued by the Board of Education of the District of Columbia. Persons licensed under this section shall be vendors designated, and required to pay a license fee, as follows:

(1) Class A, for people who vend food from public space, but not from door to door, \$130 per annum;

(2) Class A Temporary, for people who vend food from public space, but not from door to door, for a period of not more than 5 days, \$55 per period;

(3) Class B, for people who vend merchandise other than food from public space, but not from door to door, \$106 per annum;

(4) Class B Temporary, for people who vend merchandise other than food from public space, but not from door to door, for a period of not more than 5 days, \$43 per period;

(5) Class C Nonfood, for people who vend merchandise other than food from door to door, \$111 per annum;

(6) Class C Food, for people who vend food from door to door, \$135 per annum; and

(7) Class D Services, for people who engage in street photography or shining shoes, \$111 per annum.

(b) The Mayor of the District of Columbia shall provide a licensed vendor with a license number and a badge corresponding to the vendor's license number, and the badge shall be worn conspicuously when the vendor transacts business. If the vendor makes sales from a vehicle, then the Mayor of the District of Columbia shall provide the vendor with a permanent certificate with the vendor's license number, and the certificate shall be conspicuously posted on the vehicle when the vendor transacts business. The Mayor of the District of Columbia shall enforce regulations governing vendors licensed under this section, and enforcement by the Mayor of the District of Columbia includes locating the places on the public streets and public spaces where licensed vendors may stand and changing the locations where vendors may stand as often as the public

interest requires.

(c) The Director may, by **regulation**, establish and revise every 2 years a site specific schedule of fees to replace the fees listed under subsection (a) of this section to reflect the adoption of a regulatory system that assigns specific vending sites by **lottery** and assesses a license fee that reflects the administrative cost of licensure, periodic inspection of food vendors, and a public space rental fee based on the estimated customer volume and sales tax information for the prior year for each site.

CREDIT

(July 1, 1902, 32 Stat. 627, ch. 1352, s 7, par. 36; July 1, 1932, 47 Stat. 557, ch. 366; 1973 Ed., s 47-2336; Sept. 14, 1976, D.C. Law 1-82, title I, s 104(aa), 23 DCR 2461; Sept. 26, 1984, D.C. Law 5-113, s 501, 31 DCR 3974; enacted, Apr. 9, 1997, D.C. Law 11-254, s 2, 44 DCR 1575; Apr. 29, 1998, D.C. Law 12-86, s 1102, 45 DCR 1172.)

<General Materials (GM) - References, Annotations, or Tables>

DC ST s 47-2821

D.C. CODE 1981 s 47-2821

This document has been amended. Use UPDATE.
See SCOPE for more information.

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART V. GENERAL STATUTES.

TITLE 47. TAXATION AND FISCAL AFFAIRS.

CHAPTER 28. General License Law.

Subchapter I. Subchapter I. Specific Licensing Provisions.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 47-2821 Bowling alleys; billiard and pool tables; **games**.

Owners or managers of establishments where bowling alleys, billiard or pool tables, or any table, alley, or board upon which legitimate **games** are played, shall, when they are operated or conducted for public use, or for profit or gain, pay a license tax of \$39 per annum for each such alley, board, or table. No license shall issue under this section without the approval of the Chief of Police; provided, that in case of refusal of said Chief of Police to approve said license, or upon written protest of a majority or more of the property owners or residents of the block in which it is proposed to grant such license, an appeal may be taken to the Mayor of the District of Columbia, whose decision shall be final. All establishments licensed under this section shall be closed during the entire 24 hours of each and every Sunday and between the hours of 1:00 a.m. and 8:00 a.m. on the secular days of the week; provided, however, that bowling alley establishments licensed under this section shall be closed at midnight on Saturday night and shall remain closed until 2:00 p.m.

CREDIT

(July 1, 1902, 32 Stat. 625, ch. 1352, s 7, par. 21; July 1, 1932, 47 Stat. 553, ch. 366; Apr. 14, 1937, 50 Stat. 63, ch. 77; 1973 Ed., s 47-2321; Sept. 14, 1976, D.C. Law 1-82, title I, s 104(m), 23 DCR 2461; enacted, Apr. 9, 1997, D.C. Law 11-254, s 2, 44 DCR 1575.)

DC ST s 30-524.1
D.C. CODE 1981 s 30-524.1

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART V. GENERAL STATUTES.

TITLE 30. DOMESTIC RELATIONS.

CHAPTER 5. Child Support Enforcement.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 30-524.1 Interception of **lottery** prizes for delinquent child support payments.

(a) In the case of orders being enforced by the IV-D agency, the Mayor may intercept a **lottery** prize winning of an individual who owes delinquent support, as defined in s 466(e) of the Social Security Act, approved August 16, 1984 (98 Stat. 1310; 42 U.S.C. 666(e)).

(b) Prior to interception of an individual's **lottery** prize winnings, the Mayor shall provide notice to the **lottery** prize winner of the pending interception of the **lottery** prize winnings and of the opportunity to contest the interception of the **lottery** prize winnings.

CREDIT

(Feb. 24, 1987, D.C. Law 6-166, s 25a, as added July 25, 1990, D.C. Law 8- 150, s 4(e), 37 DCR 3720; Feb. 5, 1994, D.C. Law 10-68, s 28(a), 40 DCR 6311.)

DC ST RCRP Rule 41
Superior Court Rules -- Criminal (SCR -- Criminal) Rule 41

MICHIE'S DISTRICT OF COLUMBIA COURT RULES ANNOTATED

SUPERIOR COURT RULES OF CRIMINAL PROCEDURE

IX. SUPPLEMENTARY AND SPECIAL PROCEEDINGS

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Current with amendments received through 2-1-1996

RULE 41. Search and seizure.

(a) Authority to issue warrant. A search warrant authorized by this Rule may be issued by a judge of the Superior Court.

(b) Property or persons which may be seized with a warrant. A warrant may be issued under this Rule to search for and seize any (1) property that constitutes evidence of the commission of a criminal offense; or (2) contraband, the fruits

of crime, or things otherwise criminally possessed; or (3) property designed or intended for use or which is or has been used as the means of committing a criminal offense; or (4) person for whose arrest there is probable cause, or who is unlawfully restrained.

(c) Application for search warrants. Each application for a search warrant shall be made in writing upon oath to a judge of the Superior Court. Each application shall include the name and title of the applicant; a statement that there is probable cause to believe that property or persons described in paragraph (b) as subject to seizure are likely to be found in a designated premise, in a designated vehicle or object, or upon designated persons; allegations of fact supporting such statement; and a request that the judge issue a search warrant directing a search for and seizure of the property or person in question. The applicant may also submit depositions or affidavits of other persons containing allegations of fact supporting or tending to support those contained in the application.

The application may also contain a request that the search warrant be made executable at any hour of the day or night, upon the ground that (1) there is probable cause to believe that it cannot be executed during the hours of daylight, or (2) the property sought is likely to be removed or destroyed if not seized forthwith, or (3) the property or person sought is not likely to be found except at certain times or in certain circumstances. Any request that a search warrant be executable at any time of the day or night must be accompanied and supported by allegations of fact supporting such request.

(d) Issuance and contents. Upon application of a law enforcement officer or prosecutor, a judge of the Superior Court may issue a search warrant if the judge is satisfied that grounds for its issuance exist or that there is probable cause to believe that they exist. The finding of probable cause may be based upon hearsay evidence in whole or in part. A search warrant shall contain:

(1) The name of the issuing court, the name and signature of the issuing judge, and the date of issuance;

(2) If the warrant is addressed to a specific law enforcement officer, the name of that officer, otherwise, the classifications of officers or agents to whom the warrant is addressed;

(3) A designation of the premises, vehicles, objects, or persons to be searched, sufficient for certainty of identification;

(4) A description of the property or person whose seizure is the object of the warrant;

(5) A direction that the warrant be executed during the hours of daylight or, where the judge has found cause therefor under paragraph (c), an authorization for execution at any time of the day or night;

(6) A direction that the warrant and an inventory of any property or person seized pursuant thereto be returned to the Court on the next court day after its execution.

(e) Execution; return with inventory.

(1) Time of execution. A search warrant shall not be executed more than 10 days after the date of issuance. A search warrant may be executed on any day of the week and, in the absence of express authorization in the warrant, shall be executed only during hours of daylight.

(2) Place of execution. A search warrant may be executed anywhere within the District of Columbia.

(3) Manner of execution. An officer or agent executing a warrant directing a search of a dwelling house, other building, or vehicle may break and enter any of these premises pursuant to 18 U.S.C. s 3109. An officer or agent executing a

warrant directing a search of a person shall give, or make reasonable effort to give, notice of the officer's or agent's identity and purpose to the person.

(4) Inventory and return. An officer or agent executing a search warrant shall write and subscribe an inventory setting forth the time of the execution of the search warrant and the property or person seized under it. If the search is of a person, a copy of the warrant and of the return shall be given to that person. If the search is of a place, vehicle, or object a copy of the warrant and of the return shall be given to the owner if the owner is present, or if the owner is not, to an occupant, custodian, or other person present, or if no person is present, the officer or agent shall post a copy of the warrant and of the return on the place, vehicle, or object searched.

(f) Filing of papers; disposition of seized property. A copy of the warrant shall be filed with the Court on the next court day after its execution, together with a copy of the return. Property seized in the execution of the warrant shall be safely kept for use as evidence. No property seized shall be released or destroyed except in accordance with law and upon order of a court or of the United States Attorney or Corporation Counsel for the District of Columbia or 1 of their assistants.

(g) Motion for return of property and to suppress evidence. A person aggrieved by an unlawful search and seizure or by the deprivation of property may move the Court for the return of property and to suppress for use as evidence anything so obtained on the ground that such person is entitled to lawful possession of the property. The Court shall receive evidence on any issue of fact necessary to the decision of the motion. If the motion is granted and has become final the property shall be returned to the movant, although reasonable conditions may be imposed to protect access and use of the property in subsequent proceedings.

(h) Scope and definition. This Rule does not modify any act, inconsistent with it, **regulating** search, seizure and the issuance and execution of search warrants in circumstances for which special provision is made. The term "property" is used in this Rule to include documents, books, papers and any other tangible objects.

(Amended, Oct. 25, 1973; Apr. 1, 1983; Apr. 2, 1990; Sept. 14, 1990.)

Comment. -- This Rule modifies Federal Rule of Criminal Procedure 41 in several instances.

Paragraph (a) deletes from the Federal Rule language dealing with the authority of certain judges and federal magistrates to issue search warrants.

Paragraph (b) of this Rule conforms with paragraph (b) of the Federal Rule. The adoption by the Superior Court of the 3 broad categories of property set forth in Fed. R. Crim. P. 41(b) has not eliminated any of the types of property detailed in the 4 more specific categories previously set forth in Superior Court Rule Criminal 41(b). See D.C. Code 1981, s 23-521(d).

Paragraph (c) of this Rule has been included to describe mandatory and permissive material in an application for a search warrant. There is no counterpart in the Federal Rule. See D.C. Code 1981, s 23-522.

Paragraph (d) of this Rule modifies paragraph (c) of the Federal Rule dealing with the issuance and contents of a search warrant by listing numerically the material which must be included in the warrant. See D.C. Code 1981, s 23-521(f). Paragraph (d) also differs from paragraph (d) of the Federal Rule in that the Superior Court Rule does not contain a provision for the issuance of a search warrant based upon oral testimony communicated by telephone or other means.

Paragraph (e) of this Rule, which is analogous to paragraph (d) of the Federal Rule, sets forth limits on the time, place and manner of execution of a search warrant which are not contained in the Federal Rule. Subparagraph (4) of paragraph (e) of this Rule modifies the manner of making an inventory and return prescribed in the Federal Rule.

Paragraph (f) of this Rule deals with the filing of papers and the disposition of seized property. There is no counterpart of this paragraph in the Federal Rule. See D.C. Code 1981, ss 23-524(d) and 23-525.

Paragraph (g) substantially conforms to paragraph (e) of the Federal Rule.

Paragraph (h) modifies the Federal Rule by specifically excluding the Federal Rule definition of "daytime" and other definitions which are not applicable to Superior Court practice. See D.C. Code 1981, s 23-523.

(Amended, Dec. 1, 1978; Apr. 1, 1983; Sept. 14, 1990.)

Warrant for local **gambling** offenses may be executed within 10 days after issuance. *United States v. Graves*, App. D.C., 315 A.2d 559 (1974).

Omission of date from face of warrant. -- A warrant was not facially invalid where, although the warrant itself was undated, the affidavit was dated, and where there was no dispute that the warrant was issued that same day or the next and executed within four days; thus, the omission of the date from the face of the warrant provided no ground for suppression. *Criales v. United States*, App. D.C., 621 A.2d 374 (1993).

Warrant and return left on premises. -- There was no reason to suppress evidence resulting from a search, even if the search was invalid, because the warrant and return were not furnished to any of the occupants of the premises, as required by subdivision (e)(4) of this Rule, but instead were left on the premises. *Criales v. United States*, App. D.C., 621 A.2d 374 (1993).

And search not invalidated by passage of 8 days. -- Where, 8 days after a valid warrant was issued for the search of a premises for **gambling** paraphernalia, a telephone tip from the same informant who had provided the basis for the warrant was received alerting officers to the fact that the warrant should be served promptly as "the people were inside that had the numbers slips on them", neither the passage of 8 days since the issuance of the warrant nor the fact the police searched individuals on the premises and not just the premises made the search invalid. *United States v. Graves*, App. D.C., 315 A.2d 559 (1974).

Impeaching material not immune from production at suppression hearing. -- Impeaching material available to defendants under the federal Jencks (18 U.S.C. s 3500) Act at trial is not immune from production at a hearing on a pretrial motion filed in accordance with paragraph (g). *United States v. Dockery*, App. D.C., 294 A.2d 158 (1972).

Paragraph (g) of this Rule does not apply to property seized in a legal search. *Williams v. United States*, App. D.C., 427 A.2d 901 (1980), cert. denied, 450 U.S. 1043, 101 S. Ct. 1763, 68 L. Ed. 2d 241 (1981).

For movant to prevail on suppression motion, must demonstrate illegal seizure. -- A motion pursuant to paragraph (g) may be made only by a defendant aggrieved

by an unlawful search or seizure and for the movant to prevail, it is necessary for him to demonstrate that the property was illegally seized without a warrant. The key word here is "illegally", for the police may arrest without a warrant under certain circumstances, and as an incident to such an arrest seize any incriminating items discovered in the immediate possession of the person arrested. *United States v. Hobby*, App. D.C., 275 A.2d 235 (1971).

Seizure of evidence during legal emergency entry. -- Motion to suppress evidence was properly denied where officers had responded to call regarding the death of the decedent, made a concededly legal emergency entry, were still on the scene when the crime scene search officer arrived, seized and photographed evidence, and drew diagrams. *Clark v. United States*, App. D.C., 593 A.2d 186 (1991).

Standing. -- Where defendant, charged with possession with intent to distribute, was arrested at another's party, because he was a mere guest at a party he lacked standing to challenge a search of the premises where the party was being held and the trial court did not err in denying defendant's motion to suppress evidence. *Lewis v. United States*, App. D.C., 594 A.2d 542 (1991), cert. denied, -- U.S. -- , 112 S. Ct. 1225, 117 L. Ed. 2d 460 (1992).

When pretrial motion to suppress is decided that decision becomes law of case. *Jenkins v. United States*, App. D.C., 284 A.2d 460 (1971).

No rule of procedure or statute contemplates final pretrial resolution of issues of competence, relevance, materiality, privilege or prejudice respecting evidence to be offered at trial. *United States v. Shields*, App. D.C., 366 A.2d 454 (1976).

Pretrial ruling on evidence's admissibility advisory and not appealable. -- Where, prior to trial, the trial court ruled that evidence of 1 offense would not be admissible in the trial of another to show a "common scheme or plan," the court had merely expressed an advisory on the admissibility of evidence, which was not appealable. *United States v. Shields*, App. D.C., 366 A.2d 454 (1976).

Unless motion solely for property's return and "nolle prosequi" entered. -- Appeal from the denial of a pretrial motion pursuant to paragraph (g) normally is interlocutory and nonappealable. But where the motion was solely for the return of property and a "nolle prosequi" had been entered on the original charges, the denial of the motion for the return of property was an appealable final order. *Epstein v. United States*, App. D.C., 359 A.2d 274 (1976).

Hearing motions to suppress during trial should occur only in most exceptional cases. *Bailey v. United States*, App. D.C., 279 A.2d 508 (1971).

And power to hear motions limited. -- The deletion from Rule 12(b)(3) of the general discretion clause, found in former Court of General Sessions Criminal Rule 28(e) (in effect prior to February 1, 1971), providing that the Court in its discretion may entertain a motion to suppress at the trial, limits the power of a trial judge to hear such a motion during trial to only 2 specific exceptions: (1) Lack of opportunity to raise the motion before trial; and (2) lack of awareness of grounds for the motion before trial. *Brown v. United States*, App. D.C., 289 A.2d 891 (1972) (decided prior to 1976 amendment of Rule

12).

Judge entertains renewed suppression motion only if new grounds advanced. -- Only if new grounds, including new facts, are advanced which the defendant could not reasonably have been aware of may a trial judge entertain a renewed motion to suppress. *Jenkins v. United States*, App. D.C., 284 A.2d 460 (1971).

Such as where Police Forms reveal inconsistency in officer's testimony. -- Where at the time the motions to suppress were heard, the government was not obligated to provide defense counsel with P.D. Forms 163 after direct testimony by police officers, and where these Forms became available at trial, after the government's direct examination of the police officer, and disclosed an inconsistency in the officer's testimony which was crucial on the issue of his credibility and the validity of the seizure of evidence, this constituted new grounds, including new facts, which the defendant could not reasonably have been aware of and, therefore, the trial judge should have entertained a renewed motion to suppress. *Wheeler v. United States*, App. D.C., 300 A.2d 713 (1973).

Defendant's failure to move to suppress evidence waives issue. -- Where the defendant did not move to suppress as evidence narcotics paraphernalia, the District of Columbia Court of Appeals refused to consider his constitutional argument that they were obtained in violation of his Fourth Amendment rights. *Brown v. United States*, App. D.C., 289 A.2d 891 (1972).

Unless flagrant abuse of rights. -- It is only when there has been the most flagrant abuse of a defendant's rights that a court of appeals will review a trial court's discretionary denial, as untimely, of a motion to suppress evidence. *Nicks v. United States*, App. D.C., 273 A.2d 256 (1971).

Motion to suppress evidence was granted. *United States v. Jones*, 120 WLR 188 (Super. Ct. 1992).

Where counsel allowed to argue seizure's validity, and seizure constitutional, conviction affirmed. -- Where, if there was error in refusing to entertain the tardy motion to suppress, it was cured when the trial court permitted counsel sub silentio to develop the point respecting the validity of the seizure, and where there was no valid Fourth Amendment argument that could have been made **concerning** the seizure, the conviction appealed from was affirmed. *Thompson v. United States*, App. D.C., 307 A.2d 764 (1973).

Motion for return of property denied where issues involved not ancillary. -- Where a hearing on a criminal defendant's motion for return of property would require the criminal trial judge, in effect, to try what is essentially a civil action and consider entering judgment against one or more parties rather than simply ordering a return of property, the motion for return is properly denied; the type of proceeding which would be necessary to resolve the issues raised would no longer be ancillary in nature. *Stevens v. United States*, App. D.C., 462 A.2d 1137 (1983).

Inappropriate to return property to victim prior to trial. -- It is inappropriate, in the absence of special circumstances, to return property to an alleged victim of crime before trial has been held and the defendant has had the opportunity to seek its return. *Stevens v. United States*, App. D.C., 462 A.2d

1137 (1983).

Cited in *Young v. United States*, App. D.C., 284 A.2d 671 (1971); *Burleson v. United States*, App. D.C., 306 A.2d 659 (1973); *Jones v. United States*, App. D.C., 343 A.2d 346 (1975); *Hughes v. United States*, App. D.C., 429 A.2d 1339 (1981); *United States v. Minick*, App. D.C., 455 A.2d 874, cert. denied, 464 U.S. 831, 104 S. Ct. 111, 78 L. Ed. 2d 112 (1983), aff'd, App. D.C., 506 A.2d 1115 (1986); *United States v. Edelen*, App. D.C., 529 A.2d 774 (1987); *Griffin v. United States*, App. D.C., 618 A.2d 114 (1992).

DC ST s 25-117
D.C. CODE 1981 s 25-117

TEXT

DISTRICT OF COLUMBIA CODE 1981

PART V. GENERAL STATUTES.

TITLE 25. ALCOHOLIC BEVERAGES.

CHAPTER 1. Alcoholic Beverage Control.

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Current through Laws 12-1 to 12-104, 12-113, 12-114,
12-125 to 12-127, and Act 12-138 of the 12th District
Council Sess. (1997-1998)

s 25-117 Same -- Transfer restricted; fee.

No license shall be transferred by the licensee to any other person or to any other place, except with the written consent of the Board, upon a regular application therefor in writing and after notice and hearing, as herein provided for an original application for license, and the fee to be paid by the party applying for such transfer shall be \$150, which shall be paid to the Director of the Department of Finance and Revenue for the District of Columbia before such transfer is made; provided, that the Board shall not allow the transfer of the license of any person against whom there is pending in the courts or before the Board any charge of keeping a disorderly house, or of violating this chapter or the laws against **gambling** in the District of Columbia.

CREDIT

(Jan. 24, 1934, 48 Stat. 330, ch. 4, s 16; May 27, 1949, 63 Stat. 135, ch. 146, title V, s 503; 1973 Ed., s 25-117; Mar. 5, 1981, D.C. Law 3-157, s 2(d), 27 DCR 5117.)