

CONSUMER PROTECTION FROM LOTTERY ADVERTISEMENTS

2001 GENERAL SESSION

STATE OF UTAH

Sponsor: Stephen D. Clark

This act modifies the Offenses Against Public Health, Safety, Welfare and Morals Act. The act makes it a crime if the words "Void in Utah" are not conspicuously printed on any written or printed material containing an advertisement or solicitation for participation in a lottery.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

76-10-1104.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **76-10-1104.5** is enacted to read:

76-10-1104.5. Advertisement or solicitation for participation in lotteries -- Void in Utah.

(1) For purposes of this section:

(a) "Conspicuously printed" means printed in either larger or bolder type size than the adjacent and surrounding material so as to be clearly legible to any person viewing the print.

(b) "Lottery" means the same as defined in Section 76-10-1101.

(2) It is unlawful for any person to distribute or disseminate any advertisement or other written or printed material containing an advertisement or solicitation for participation in any lottery unless the advertisement or solicitation contains or includes the words "Void in Utah" conspicuously printed.

(3) (a) Any person who is convicted of violating Subsection (2) shall be fined the sum of \$2,500.

(b) Any person who is twice or more convicted under this section shall be fined the sum of \$10,000.