

BOARD OF COUNTY COMMISSIONERS

*File*

KLAMATH COUNTY, OREGON

IN THE MATTER OF AMENDING CHAPTER 601, )  
SOCIAL GAMES, OF THE KLAMATH COUNTY ) ORDINANCE NO. 21.07  
CODE )  
\_\_\_\_\_ )

WHEREAS, organizations have requested a change to the reduced fee schedule of the Social Games ordinance; and

WHEREAS, the Klamath County Board of Commissioners desire to allow for a reduced fee for one-time per calendar year promotional events; and

WHEREAS, the Klamath County Board of Commissioners have held two public hearings and have determined that it is in the best interest of Klamath County to amend the Social Games ordinance to include a reduced fee for one-time events;

NOW, THEREFORE, the Klamath County Board of Commissioners ordains that Chapter 601, Social Games, of the Klamath County Code is amended to read as follows<sup>1</sup>:

CHAPTER 601 CONTENTS

CHAPTER 601  
SOCIAL GAMES

601.005	Definitions.....	139
601.100	Social Gaming License.....	139
601.120	Supervisor.....	140
601.150	Reduced License Fees.....	140

<sup>1</sup> Portions deleted from the old Code are placed in brackets and lined out and portions to be added are boldface and underlined.

601.200	Regulations . . . . .	140
601.210	Suspension and Revocation of Licenses . . . . .	141
601.400	Penalties . . . . .	141
601.500	Severability . . . . .	142

- Ordinance No. 21.01 - 12/04/80
- Ordinance No. 21.01A - 09/23/81
- Ordinance No. 21.02 - 05/19/93
- Ordinance No. 21.03 - 03/16/94
- Ordinance No. 21.04 - 11/28/2000
- Ordinance No. 21.05 - 10/05/2004
- Ordinance No. 21.06 - 02/15/2005
- Ordinance No. 21.07 -

**CHAPTER 601  
SOCIAL GAMES**

**601.005 Definitions.** As used in this Ordinance, except where the context indicates otherwise, the following terms shall have the described meaning:

(1) "Gaming Room" means any space, room, or enclosure furnished or equipped with a table or tables intended to be used as a card table for the playing of cards or equipped for Bingo, the use of which is available to the public.

(2) "Social Games" means:

(a) A game involving the playing of cards and/or Bingo, not including lotteries, among players in a private home where no house player, house bank, house odds or house income exist; and

(b) a game involving the playing of cards and/or Bingo, not including lotteries, among players in a private business, private club, or a place of public accommodation where no house player, house bank, house odds or house income exist.

(c) in accordance with ORS 167.117(7)(c) "gambling" does not include social games.

**(3) "Financially interested" persons means:**

**(a) those persons or entities who have a financial interest in the premises to include an ownership interest or controlling investment interest or**

**(b) those persons who have any management control, to include part-time managers, shift managers, and assistant managers, over the premises.**

**601.100 Social Gaming License.**

(1) It shall be unlawful for any person, firm, or ~~[corporation]~~ **business entity** to engage in, ~~[or]~~ carry on, ~~[or to]~~ maintain or conduct, or to cause to be engaged in, carried on, maintained or conducted, any card room or any space, room or enclosure where social games are conducted as defined in this Ordinance without having a valid license from said County.

(2) There shall be a license fee collected for each card table and each location where Bingo is played, including a reduced license fee as provided in Section 601.150 of this Ordinance. **Said fee shall** ~~[The fee to]~~ be determined periodically by Order of the Board of County Commissioners and **shall** ~~[to]~~ be effective thirty (30) days after passage of the Order by the Board of County Commissioners. **The annual fee,** ~~[F]~~for new applicants for the period from July 1 to December 31, ~~[the annual fee]~~ shall be reduced by one-half for the first annual license.

(3) Such Social Gaming license shall be issued in the name of the owner, proprietor or lessee of the premises for which the permit is sought, is applicable only to those premises **and is not transferable to any other person or premises.**

. . . . .

(7) Licenses may only be granted to individuals, firms, or ~~[corporations]~~ **business entities** who have successfully applied **for** and received a license from the Oregon Liquor Control Commission to sell alcoholic beverages on the premises, as long as said license remains unrevoked.

. . . . .

**601.150 Reduced License Fees.**


**(1)** A nonprofit society, club, or fraternal organization having adopted bylaws and duly elected directors and members may be granted a social gaming license at an annual fee to be determined periodically by Order of the Board of County Commissioners and to be effective thirty (30) days after passage of the Order by the Board of County Commissioners when it appears that the social game is for the exclusive use of members of the society, club or fraternal organization, no charge is made for participation, and the conduct of social games is not the primary reason for existence of the society, club, or fraternal organization. The society, club, or fraternal organization shall have been in continuous existence, actively conducting its affairs in the County of Klamath for a period of two years immediately preceding application for a license. The annual fee is payable on or before January 1 of each year, and shall be prorated for new applicants for the period of July 1 to December 31 to one-half the annual fee.

(2) Organizations conducting a one-time per calendar year promotional event may qualify for a reduced license fee as determined periodically by Order of the Board of County Commissioners.

DONE and DATED this 25<sup>th</sup> day of July, 2006.

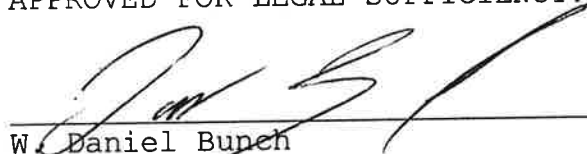
**KLAMATH COUNTY BOARD OF COMMISSIONERS**

  
Chairman

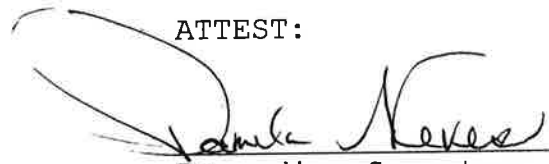
  
Commissioner

  
Commissioner

APPROVED FOR LEGAL SUFFICIENCY:

  
W. Daniel Bunch  
Klamath County

ATTEST:

  
Recording Secretary