

OPINION NO. 198
ANSWERED BY LETTER
(Kingsland)

June 23, 1964



Honorable Don F. Whitcraft
Prosecuting Attorney
Cass County
Harrisonville, Missouri

Dear Mr. Whitcraft:

This is in answer to your letter dated May 13, 1964, inquiring as to our interpretation of Section 563.430, as amended, with reference to a particular proposed contest in your county.

It is my understanding that an auto race track charges admission to view the race. Later there is a drawing made of the admission tickets, and the winner of this drawing is permitted to participate for the prize.

I am enclosing a copy of an opinion of this office dated June 22, 1964, regarding the amended lottery statute. I believe this opinion fully answers the question propounded in your letter. You note in your letter, "It is to be pointed out that there is no additional charge for admission for anyone to participate in the drawing". It is our opinion that those who pay for admission are paying the necessary valuable consideration to participate in the drawing, and it is therefore illegal under Section 563.430, as amended by the 1963 legislature.

Very truly yours,

THOMAS F. EAGLETON
Attorney General

RDK:bjj

Enclosure