

# Arizona Peace Officer Standards and Training

## Basic Curriculum Model Lesson Plan

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**LESSON TITLE: SUBSTANTIVE CRIMINAL LAW 2.11**

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SUBJECT:	Substantive Criminal Law
AZ POST DESIGNATION:	2.11 Chapter 33
HOURS:	.5
COURSE CONTENT:	An analysis of the most frequently used statutes in this chapter.
PERFORMANCE OBJECTIVES:	Upon completion of this course of instruction, students using notes, handouts and other support materials as references, within the allotted time, will:  2.11.33.1 Given a copy of A.R.S. Title 13 and a written, verbal or visual description depicting the possible commission of the following crime(s), identify if a crime occurred and, if so, the appropriate code section and crime classification:  A. Betting and wagering (A.R.S. §13-3305).  B. Possession of a gambling device (A.R.S. §13-3306).

DATE FIRST PREPARED: November 2000

PREPARED BY: SME Committee

<b>REVIEWED – REVISED:</b>	SME Committee	DATE: May 2002
REVIEWED – <b>REVISED:</b>	AZ POST (Word)	DATE: June 2003
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REVIEWED – <b>REVISED:</b>	SME Committee	DATE: June 2010
<b>REVIEWED – REVISED:</b>	SME Committee	DATE: November 2011
<b>REVIEWED – REVISED:</b>	SME Committee	DATE: August 2019
<b>REVIEWED – REVISED:</b>	SME Committee	DATE: April 2021
REVIEWED – <b>REVISED:</b>	AZPOST (DocX)	DATE: January 2022
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REVIEWED – REVISED:		DATE:
REVIEWED – REVISED:		DATE:
AZ POST – APPROVAL:	Steve Enteman	DATE: August 2019
AZ POST – APPROVAL:	Mandy Faust	DATE: April 2021
AZ POST – APPROVAL:	Lori Wait	DATE: January 2022

INSTRUCTOR REFERENCES: A.R.S. Title 13

CLASS LEVEL: Student

TRAINING AIDS: <http://www.azleg.gov/ArizonaRevisedStatutes.asp>

INSTRUCTIONAL STRATEGY: Interactive lecture.

SUCCESS CRITERIA: 70% or higher on a written, multiple-choice examination.

COMPUTER FILE NAME: 2-11 Ch 33 Gambling

DATE RELEASED ON SHARE FILE: May 27, 2022

**I. INTRODUCTION**

- A. Instructor – (self) introduction.
- B. Preview of performance objectives. **INSTRUCTOR NOTE:** Use if taught as a “Stand alone” lesson plan.

**II. 13-3305 – BETTING OR WAGERING**

**P. O. 2.11.33.1A**

- A. Subject to the exceptions contained in A.R.S. §5-112, no person may engage for a fee, property, salary or reward in the business of accepting, recording or registering any bet, purported bet, wager or purported wager or engage for a fee, property, salary or reward in the business of selling wagering pools or purported wagering pools with respect to the result or purported result of any race, sporting event, contest or other game of skill or chance or any other unknown or contingent future event or occurrence whatsoever.
- B. A person shall not directly or indirectly knowingly accept for a fee, property, salary or reward, anything of value from another to be transmitted or delivered for wagering or betting on the results of a race, sporting event, contest or other game of skill or chance or any other unknown or contingent future event or occurrence whatsoever conducted within or without this state or anything of value as reimbursement for the prior making of such a wager or bet on behalf of another person.
- C. This is a misdemeanor.

**III. 13-3306 – POSSESSION OF A GAMBLING DEVICE**

**P. O. 2.11.33.1B**

- A. A person commits possession of a gambling device if the person knowingly possesses, distributes or transports any implement, machine, paraphernalia, equipment or other thing which the person knows, or has reason to know, is used, or intended to be used, in violation of this chapter.
- B. A person commits possession of a bingo gambling device the person knowingly possesses any implement, machine, paraphernalia, equipment or other thing the person knows, or has reason to know, is used, or intended to be used, in violation of this chapter.
- C. Possession of a bingo gambling device shall not be the basis for a violation of A.R.S. §§13-3303, 13-3304 or 13-3307.
- D. Possession of a bingo gambling device is a Class 2 misdemeanor.
- E. Possession of any other gambling device is a Class 1 misdemeanor.
- F. Nothing in this section prohibits:
  - 1. The use of gambling devices by nonprofit or charitable organizations pursuant to section

13-3302, subsection B.

2. Possession, distribution or transportation of gambling devices for purposes not prohibited by this chapter.

**IV. CONCLUSION**

- A. Review of performance objectives.
- B. Final questions and answers.
- C. Instructor closing comment(s).