**SHAKE-A-DAY GUIDELINES**

Only establishments licensed for the on-premises consumption of alcoholic beverages may operate a shake-a-day.

- **No more than five dice may be used.**
- **Shakes cannot exceed 50 cents per play** or “shake.”
- **Only a single (1) shake per day, per customer, per pot** is allowed.

Although multiple pots are allowed, each pot must be separate, and a player must be allowed to choose which one (or ones) they want to shake for:

» Establishments **may not create an offer or deal** which requires a player to roll for multiple pots.

- **Rules must be clearly posted in advance of the shake-a-day pot starting.** The rules must include:
  - The price per shake (not to exceed 50 cents).
  - The total cash amount in each pot, updated daily.
  - The predetermined dice combinations required to win the pot or noncash prizes such as a drink. *(An additional roll of the dice may not be awarded as a prize.)*
  - The percentage (% set by the establishment) of the pot retained to seed the next game or pot once it’s won. **Note:** The establishment may no longer “cap” the total amount of cash in a pot, but must allow it to grow until it’s won.

**Example:**

1. The rules indicate 10% percent (most common) of the pot will be held back to seed the new pot once it’s won.
2. If the pot is $1,000 when it is won, $100 will be set aside, and the player will receive the remainder of the pot ($900).

- **Once the pot is seeded** and the pot starts to grow, the establishment cannot take the original seed money out of the pot.
- **Once money is placed into the pot**, no money can be taken out **except** to pay the jackpot winner.
  - Money from the shake-a-day pot **cannot be used to pay for noncash prizes** (i.e. drinks or music).
- Except for the predetermined percentage retained to seed the next pot, **the winner must receive all the cash in a pot.**
- **The shake-a-day pot needs to be available to be paid out immediately**, but the money may be kept in a secure location in the establishment until it is won.
  - Money collected for each shake-a-day pot must be kept separate from other shake-a-day pots and the establishment’s other cash.
- **Licensee must maintain records of the winners** (name, contact information, date, and amount won) **for 90 days.**
- **If an establishment wishes to start a second or third pot**, then the establishment must seed those pots at their own expense. Money from an original pot may not be used to seed additional pots.

References 23-5-160, MCA, 23.16.301, ARM

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