

SB1917



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1917

Introduced 2/15/2019, by Sen. John G. Mulroe

SYNOPSIS AS INTRODUCED:

230 ILCS 15/2
230 ILCS 15/9

from Ch. 85, par. 2302

Amends the Raffles and Poker Runs Act. Changes references to "statewide associations that represent law enforcement officials" to "associations that represent law enforcement officials" in provisions concerning licensing and raffles by law enforcement agencies and statewide associations that represent law enforcement officials.

LRB101 06913 SMS 51945 b

A BILL FOR

1 AN ACT concerning gaming.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Raffles and Poker Runs Act is amended by
5 changing Sections 2 and 9 as follows:

6 (230 ILCS 15/2) (from Ch. 85, par. 2302)

7 Sec. 2. Licensing.

8 (a) The governing body of any county or municipality within
9 this State may establish a system for the licensing of
10 organizations to operate raffles. The governing bodies of a
11 county and one or more municipalities may, pursuant to a
12 written contract, jointly establish a system for the licensing
13 of organizations to operate raffles within any area of
14 contiguous territory not contained within the corporate limits
15 of a municipality which is not a party to such contract. The
16 governing bodies of two or more adjacent counties or two or
17 more adjacent municipalities located within a county may,
18 pursuant to a written contract, jointly establish a system for
19 the licensing of organizations to operate raffles within the
20 corporate limits of such counties or municipalities. The
21 licensing authority may establish special categories of
22 licenses and promulgate rules relating to the various
23 categories. The licensing system shall provide for limitations

1 upon (1) the aggregate retail value of all prizes or
2 merchandise awarded by a licensee in a single raffle, (2) the
3 maximum retail value of each prize awarded by a licensee in a
4 single raffle, (3) the maximum price which may be charged for
5 each raffle chance issued or sold and (4) the maximum number of
6 days during which chances may be issued or sold. The licensing
7 system may include a fee for each license in an amount to be
8 determined by the local governing body. Licenses issued
9 pursuant to this Act shall be valid for one raffle or for a
10 specified number of raffles to be conducted during a specified
11 period not to exceed one year and may be suspended or revoked
12 for any violation of this Act. A local governing body shall act
13 on a license application within 30 days from the date of
14 application. Nothing in this Act shall be construed to prohibit
15 a county or municipality from adopting rules or ordinances for
16 the operation of raffles that are more restrictive than
17 provided for in this Act. Except for raffles organized by law
18 enforcement agencies and ~~statewide~~ associations that represent
19 law enforcement officials as provided in Section 9 of this Act,
20 the governing body of a municipality may authorize the sale of
21 raffle chances only within the borders of the municipality.
22 Except for raffles organized by law enforcement agencies and
23 ~~statewide~~ associations that represent law enforcement
24 officials as provided in Section 9, the governing body of the
25 county may authorize the sale of raffle chances only in those
26 areas which are both within the borders of the county and

1 outside the borders of any municipality.

2 (a-5) The governing body of Cook County may and any other
3 county within this State shall establish a system for the
4 licensing of organizations to operate poker runs. The governing
5 bodies of 2 or more adjacent counties may, pursuant to a
6 written contract, jointly establish a system for the licensing
7 of organizations to operate poker runs within the corporate
8 limits of such counties. The licensing authority may establish
9 special categories of licenses and adopt rules relating to the
10 various categories. The licensing system may include a fee not
11 to exceed \$25 for each license. Licenses issued pursuant to
12 this Act shall be valid for one poker run or for a specified
13 number of poker runs to be conducted during a specified period
14 not to exceed one year and may be suspended or revoked for any
15 violation of this Act. A local governing body shall act on a
16 license application within 30 days after the date of
17 application.

18 (b) Raffle licenses shall be issued only to bona fide
19 religious, charitable, labor, business, fraternal, educational
20 or veterans' organizations that operate without profit to their
21 members and which have been in existence continuously for a
22 period of 5 years immediately before making application for a
23 raffle license and which have had during that entire 5-year
24 period a bona fide membership engaged in carrying out their
25 objects, or to a non-profit fundraising organization that the
26 licensing authority determines is organized for the sole

1 purpose of providing financial assistance to an identified
2 individual or group of individuals suffering extreme financial
3 hardship as the result of an illness, disability, accident or
4 disaster, as well as law enforcement agencies and ~~statewide~~
5 associations that represent law enforcement officials as
6 provided for in Section 9 of this Act. Poker run licenses shall
7 be issued only to bona fide religious, charitable, labor,
8 business, fraternal, educational, veterans', or other bona
9 fide not-for-profit organizations that operate without profit
10 to their members and which have been in existence continuously
11 for a period of 5 years immediately before making application
12 for a poker run license and which have had during that entire
13 5-year period a bona fide membership engaged in carrying out
14 their objects. Licenses for poker runs shall be issued for the
15 following purposes: (i) providing financial assistance to an
16 identified individual or group of individuals suffering
17 extreme financial hardship as the result of an illness,
18 disability, accident, or disaster or (ii) to maintain the
19 financial stability of the organization. A licensing authority
20 may waive the 5-year requirement under this subsection (b) for
21 a bona fide religious, charitable, labor, business, fraternal,
22 educational, or veterans' organization that applies for a
23 license to conduct a poker run if the organization is a local
24 organization that is affiliated with and chartered by a
25 national or State organization that meets the 5-year
26 requirement.

1 For purposes of this Act, the following definitions apply.

2 Non-profit: An organization or institution organized and

3 conducted on a not-for-profit basis with no personal profit

4 inuring to any one as a result of the operation. Charitable: An

5 organization or institution organized and operated to benefit

6 an indefinite number of the public. The service rendered to

7 those eligible for benefits must also confer some benefit on

8 the public. Educational: An organization or institution

9 organized and operated to provide systematic instruction in

10 useful branches of learning by methods common to schools and

11 institutions of learning which compare favorably in their scope

12 and intensity with the course of study presented in

13 tax-supported schools. Religious: Any church, congregation,

14 society, or organization founded for the purpose of religious

15 worship. Fraternal: An organization of persons having a common

16 interest, the primary interest of which is to both promote the

17 welfare of its members and to provide assistance to the general

18 public in such a way as to lessen the burdens of government by

19 caring for those that otherwise would be cared for by the

20 government. Veterans: An organization or association comprised

21 of members of which substantially all are individuals who are

22 veterans or spouses, widows, or widowers of veterans, the

23 primary purpose of which is to promote the welfare of its

24 members and to provide assistance to the general public in such

25 a way as to confer a public benefit. Labor: An organization

26 composed of workers organized with the objective of betterment

1 of the conditions of those engaged in such pursuit and the
2 development of a higher degree of efficiency in their
3 respective occupations. Business: A voluntary organization
4 composed of individuals and businesses who have joined together
5 to advance the commercial, financial, industrial and civic
6 interests of a community.

7 (c) Poker runs shall be licensed by the county with
8 jurisdiction over the key location. The license granted by the
9 key location shall cover the entire poker run, including
10 locations other than the key location. Each license issued
11 shall include the name and address of each predetermined
12 location.

13 (Source: P.A. 99-405, eff. 8-19-15; 99-757, eff. 8-12-16;
14 100-201, eff. 8-18-17.)

15 (230 ILCS 15/9)

16 Sec. 9. Raffles by law enforcement agencies and ~~statewide~~
17 associations that represent law enforcement officials.

18 (a) As used in this Section:

19 "Key location" means the location where the raffle
20 organized by a law enforcement agency or an ~~a statewide~~
21 association that represents law enforcement officials is
22 conducted and the prize or prizes are awarded.

23 "Law enforcement agency" means an agency of this State or
24 unit of local government which is vested by law or ordinance
25 with the duty to maintain public order and to enforce criminal

1 laws or ordinances.

2 (b) Notwithstanding the other provisions of this Act, law
3 enforcement agencies and ~~statewide~~ associations that represent
4 law enforcement officials may organize raffles under this Act.
5 Raffles organized by a law enforcement agency or an ~~a statewide~~
6 association that represents law enforcement officials must
7 only be licensed by the governing body of the county or
8 municipality in which the key location for that raffle is
9 located, even if raffle tickets are sold beyond the borders of
10 that governing body of the county or municipality. A raffle
11 organized by a law enforcement agency or an ~~a statewide~~
12 association that represents law enforcement officials must
13 abide by any restrictions established pursuant to subsection
14 (a) of Section 2 of this Act by the governing body of the
15 county or municipality in which the key location is located.

16 (Source: P.A. 99-757, eff. 8-12-16.)