



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB4476

Introduced 1/21/2022, by Rep. Charles Meier

SYNOPSIS AS INTRODUCED:

230 ILCS 30/4	from Ch. 120, par. 1124
230 ILCS 30/5.1	from Ch. 120, par. 1125.1
230 ILCS 30/8	from Ch. 120, par. 1128

Amends the Charitable Games Act. Provides that a licensee who conducts charitable games, whether on the licensee's own premises, the licensee may also obtain a providers' license to allow the licensee to rent or otherwise provide its premises to another licensee for the conducting of additional charitable games events, rather than just 4 charitable games. Provides that the maximum number of charitable games events that may be conducted anywhere by any licensee is limited to 12 charitable games events per calendar year. Makes conforming changes.

LRB102 23978 AMQ 33183 b

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 Charitable Games Act is amended by changing
5 Sections 4, 5.1, and 8 as follows:

6 (230 ILCS 30/4) (from Ch. 120, par. 1124)

7 Sec. 4. Licensing Restrictions. Licensing for the
8 conducting of charitable games is subject to the following
9 restrictions:

10 (1) The license application, when submitted to the
11 Department of Revenue, must contain a sworn statement
12 attesting to the not-for-profit character of the
13 prospective licensee organization, signed by a person
14 listed on the application as an owner, officer, or other
15 person in charge of the necessary day-to-day operations.
16 The application shall contain the name of the person in
17 charge of and primarily responsible for the conduct of the
18 charitable games. The person so designated shall be
19 present on the premises continuously during charitable
20 games.

21 (2) The license application shall be prepared by the
22 prospective licensee organization or its duly authorized
23 representative in accordance with the rules of the

1 Department of Revenue.

2 (2.1) The organization shall maintain among its books
3 and records a list of the names, addresses, social
4 security numbers, and dates of birth of all persons who
5 will participate in the management or operation of the
6 games, along with a sworn statement made under penalties
7 of perjury, signed by a person listed on the application
8 as an owner, officer, or other person in charge of the
9 necessary day-to-day operations, that the persons listed
10 as participating in the management or operation of the
11 games are bona fide members, volunteers as defined in
12 Section 2, or employees of the applicant, that these
13 persons have not participated in the management or
14 operation of more than 12 charitable games events
15 conducted by any licensee in the calendar year, and that
16 these persons will receive no remuneration or
17 compensation, directly or indirectly from any source, for
18 participating in the management or operation of the games.
19 Any amendments to this listing must contain an identical
20 sworn statement.

21 (2.2) (Blank).

22 (3) Each license shall state the date, hours and at
23 what locations the licensee is permitted to conduct
24 charitable games.

25 (4) Each licensee shall file a copy of the license
26 with each police department or, if in unincorporated

1 areas, each sheriff's office whose jurisdiction includes
2 the premises on which the charitable games are authorized
3 under the license.

4 (5) The licensee shall prominently display the license
5 in the area where the licensee is to conduct charitable
6 games. The licensee shall likewise display, in the form
7 and manner prescribed by the Department, the provisions of
8 Section 9 of this Act.

9 (6) (Blank).

10 (7) (Blank).

11 (8) A license is not assignable or transferable.

12 (9) Unless the premises for conducting charitable
13 games are provided by a municipality, the Department shall
14 not issue a license permitting a person, firm or
15 corporation to sponsor a charitable games night if the
16 premises for the conduct of the charitable games has been
17 previously used for 12 charitable games nights during the
18 previous 12 months.

19 (10) Auxiliary organizations of a licensee shall not
20 be eligible for a license to conduct charitable games,
21 except for auxiliary organizations of veterans
22 organizations as authorized in Section 2.

23 (11) Charitable games must be conducted in accordance
24 with local building and fire code requirements.

25 (12) The licensee shall consent to allowing the
26 Department's employees to be present on the premises

1 wherein the charitable games are conducted and to inspect
2 or test equipment, devices and supplies used in the
3 conduct of the game.

4 Nothing in this Section shall be construed to prohibit a
5 licensee that conducts charitable games ~~on its own premises~~
6 from also obtaining a providers' license in accordance with
7 Section 5.1. The maximum number of charitable games events
8 that may be held in any one premises is limited to no more than
9 12 charitable games events per calendar year.
10 (Source: P.A. 98-377, eff. 1-1-14; 98-1071, eff. 8-26-14.)

11 (230 ILCS 30/5.1) (from Ch. 120, par. 1125.1)

12 Sec. 5.1. If a licensee conducts charitable games ~~on its~~
13 ~~own premises~~, the licensee may also obtain a providers'
14 license in accordance with Section 5 to allow the licensee to
15 rent or otherwise provide its premises to another licensee for
16 the conducting of ~~an~~ additional 4 charitable games events. The
17 maximum number of charitable games events that may be
18 conducted by any licensee ~~held at any one premises~~ is limited
19 to 12 charitable games events per calendar year.
20 (Source: P.A. 98-1071, eff. 8-26-14.)

21 (230 ILCS 30/8) (from Ch. 120, par. 1128)

22 Sec. 8. The conducting of charitable games is subject to
23 the following restrictions:

24 (1) The entire net proceeds from charitable games must

1 be exclusively devoted to the lawful purposes of the
2 organization permitted to conduct that game.

3 (2) No person except a bona fide member or employee of
4 the sponsoring organization, or a volunteer recruited by
5 the sponsoring organization, may participate in the
6 management or operation of the game. A person participates
7 in the management or operation of a charitable game when
8 he or she sells admission tickets at the event; sells,
9 redeems, or in any way assists in the selling or redeeming
10 of chips, scrip, or play money; participates in the
11 conducting of any of the games played during the event, or
12 supervises, directs or instructs anyone conducting a game;
13 or at any time during the hours of the charitable games
14 event counts, handles, or supervises anyone counting or
15 handling any of the proceeds or chips, scrip, or play
16 money at the event. A person who is present to ensure that
17 the games are being conducted in conformance with the
18 rules established by the licensed organization or is
19 present to insure that the equipment is working properly
20 is considered to be participating in the management or
21 operation of a game. Setting up, cleaning up, selling food
22 and drink, or providing security for persons or property
23 at the event does not constitute participation in the
24 management or operation of the game.

25 Only bona fide members, volunteers as defined in
26 Section 2 of this Act, and employees of the sponsoring

1 organization may participate in the management or
2 operation of the games. Participation in the management or
3 operation of the games is limited to no more than 12
4 charitable games events, either of the sponsoring
5 organization or any other licensed organization, during a
6 calendar year.

7 (3) No person may receive any remuneration or
8 compensation either directly or indirectly from any source
9 for participating in the management or operation of the
10 game.

11 (4) No single bet at any house-banked game may exceed
12 \$20.

13 (5) A bank shall be established on the premises to
14 convert currency into chips, scrip, or other form of play
15 money which shall then be used to play at games of chance
16 which the participant chooses. Chips, scrip, or play money
17 must be permanently monogrammed with the supplier license
18 number or logo or charitable games license number of a
19 licensed organization or of the supplier. Each participant
20 must be issued a receipt indicating the amount of chips,
21 scrip, or play money purchased.

22 (6) At the conclusion of the event or when the
23 participant leaves, he or she may cash in his or her chips,
24 scrip, or play money in exchange for currency not to
25 exceed \$500 in cash winnings or unlimited noncash prizes.
26 Each participant shall sign for any receipt of prizes. The

1 licensee shall provide the Department of Revenue with a
2 listing of all prizes awarded, including the retail value
3 of all prizes awarded.

4 (7) Each licensee shall be permitted to conduct
5 charitable games on not more than 12 ~~4~~ days each year.
6 Nothing in this Section shall be construed to prohibit a
7 licensee that conducts charitable games ~~on its own~~
8 ~~premises~~ from also obtaining a providers' license in
9 accordance with Section 5 ~~7~~ of this Act.

10 (8) Unless the provider of the premises is a
11 municipality, the provider of the premises may not rent or
12 otherwise provide the premises for the conducting of more
13 than 12 charitable games nights per calendar year.

14 (9) A charitable games event is considered to be a
15 one-day event and charitable games may not be played
16 between the hours of 2:00 a.m. and noon.

17 (10) No person under the age of 18 years may play or
18 participate in the conducting of charitable games. Any
19 person under the age of 18 years may be within the area
20 where charitable games are being played only when
21 accompanied by his parent or guardian.

22 (11) No one other than the sponsoring organization of
23 charitable games must have a proprietary interest in the
24 game promoted.

25 (12) Raffles or other forms of gambling prohibited by
26 law shall not be conducted on the premises where

1 charitable games are being conducted.

2 (13) Such games are not expressly prohibited by county
3 ordinance for charitable games conducted in the
4 unincorporated areas of the county or municipal ordinance
5 for charitable games conducted in the municipality and the
6 ordinance is filed with the Department of Revenue. The
7 Department shall provide each county or municipality with
8 a list of organizations licensed or subsequently
9 authorized by the Department to conduct charitable games
10 in their jurisdiction.

11 (14) The sale of tangible personal property at
12 charitable games is subject to all State and local taxes
13 and obligations.

14 (15) Each licensee may offer or conduct only the games
15 listed below, which must be conducted in accordance with
16 rules posted by the organization. The organization
17 sponsoring charitable games shall promulgate rules, and
18 make printed copies available to participants, for the
19 following games: (a) roulette; (b) blackjack; (c) poker;
20 (d) pull tabs; (e) craps; (f) bang; (g) beat the dealer;
21 (h) big six; (i) gin rummy; (j) five card stud poker; (k)
22 chuck-a-luck; (l) keno; (m) hold-em poker; and (n)
23 merchandise wheel. A licensee need not offer or conduct
24 every game permitted by law. The conducting of games not
25 listed above is prohibited by this Act.

26 (16) No slot machines or coin-in-the-slot-operated

1 devices that allow a participant to play games of chance
2 shall be permitted to be used at the location and during
3 the time at which the charitable games are being
4 conducted. However, establishments that have video gaming
5 terminals licensed under the Video Gaming Act may operate
6 them along with charitable games under rules adopted by
7 the Department.

8 (17) No cards, dice, wheels, or other equipment may be
9 modified or altered so as to give the licensee a greater
10 advantage in winning, other than as provided under the
11 normal rules of play of a particular game.

12 (18) No credit shall be extended to any of the
13 participants.

14 (19) (Blank).

15 (20) A supplier may have only one representative
16 present at the charitable games event, for the exclusive
17 purpose of ensuring that its equipment is not damaged.

18 (21) No employee, owner, or officer of a consultant
19 service hired by a licensed organization to perform
20 services at the event including, but not limited to,
21 security for persons or property at the event or services
22 before the event including, but not limited to, training
23 for volunteers or advertising may participate in the
24 management or operation of the games.

25 (22) (Blank).

26 (Source: P.A. 98-377, eff. 1-1-14; 98-1071, eff. 8-26-14.)