



Rep. Lou Lang

Filed: 4/20/2015

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LRB099 04769 MLM 34278 a

1 AMENDMENT TO HOUSE BILL 940

2 AMENDMENT NO. _____. Amend House Bill 940 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Raffles and Poker Runs Act is amended by
5 changing Section 2 and by adding Section 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

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

1 ~~the~~ ~~The~~ governing body of a municipality may authorize the sale
2 of raffle chances only within the borders of the municipality.
3 Except for raffles organized by law enforcement agencies and
4 statewide associations that represent law enforcement
5 officials as provided in Section 9, the ~~The~~ governing body of
6 the county may authorize the sale of raffle chances only in
7 those areas which are both within the borders of the county and
8 outside the borders of any municipality.

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

24 (b) Licenses shall be issued only to bona fide religious,
25 charitable, labor, business, fraternal, educational or
26 veterans' organizations that operate without profit to their

1 members and which have been in existence continuously for a
2 period of 5 years immediately before making application for a
3 license and which have had during that entire 5 year period a
4 bona fide membership engaged in carrying out their objects, or
5 to a non-profit fundraising organization that the licensing
6 authority determines is organized for the sole purpose of
7 providing financial assistance to an identified individual or
8 group of individuals suffering extreme financial hardship as
9 the result of an illness, disability, accident or disaster, as
10 well as law enforcement agencies and statewide associations
11 that represent law enforcement officials as provided for in
12 Section 9 of this Act. A licensing authority may waive the
13 5-year requirement under this subsection (b) for a bona fide
14 religious, charitable, labor, business, fraternal,
15 educational, or veterans' organization that applies for a
16 license to conduct a poker run if the organization is a local
17 organization that is affiliated with and chartered by a
18 national or State organization that meets the 5-year
19 requirement.

20 For purposes of this Act, the following definitions apply.
21 Non-profit: An organization or institution organized and
22 conducted on a not-for-profit basis with no personal profit
23 inuring to any one as a result of the operation. Charitable: An
24 organization or institution organized and operated to benefit
25 an indefinite number of the public. The service rendered to
26 those eligible for benefits must also confer some benefit on

1 the public. Educational: An organization or institution
2 organized and operated to provide systematic instruction in
3 useful branches of learning by methods common to schools and
4 institutions of learning which compare favorably in their scope
5 and intensity with the course of study presented in
6 tax-supported schools. Religious: Any church, congregation,
7 society, or organization founded for the purpose of religious
8 worship. Fraternal: An organization of persons having a common
9 interest, the primary interest of which is to both promote the
10 welfare of its members and to provide assistance to the general
11 public in such a way as to lessen the burdens of government by
12 caring for those that otherwise would be cared for by the
13 government. Veterans: An organization or association comprised
14 of members of which substantially all are individuals who are
15 veterans or spouses, widows, or widowers of veterans, the
16 primary purpose of which is to promote the welfare of its
17 members and to provide assistance to the general public in such
18 a way as to confer a public benefit. Labor: An organization
19 composed of workers organized with the objective of betterment
20 of the conditions of those engaged in such pursuit and the
21 development of a higher degree of efficiency in their
22 respective occupations. Business: A voluntary organization
23 composed of individuals and businesses who have joined together
24 to advance the commercial, financial, industrial and civic
25 interests of a community.

26 (c) Poker runs shall be licensed by the governing body with

1 jurisdiction over the key location. The license granted by the
2 key location shall cover the entire poker run, including
3 locations other than the key location. Each license issued
4 shall include the name and address of each predetermined
5 location.

6 (Source: P.A. 98-644, eff. 6-10-14.)

7 (230 ILCS 15/9 new)

8 Sec. 9. Raffles by law enforcement agencies and statewide
9 associations that represent law enforcement officials.

10 (a) As used in this Section:

11 "Key location" means the location where the raffle
12 organized by a law enforcement agency or a statewide
13 association that represents law enforcement officials is
14 conducted and the prize or prizes are awarded.

15 "Law enforcement agency" means an agency of this State or
16 unit of local government which is vested by law or ordinance
17 with the duty to maintain public order and to enforce criminal
18 laws or ordinances.

19 (b) Notwithstanding the other provisions of this Act, law
20 enforcement agencies and statewide associations that represent
21 law enforcement officials may organize raffles under this Act.
22 Raffles organized by a law enforcement agency or a statewide
23 association that represents law enforcement officials must
24 only be licensed by the governing body of the county or
25 municipality in which the key location for that raffle is

1 located, even if raffle tickets are sold beyond the borders of
2 that governing body of the county or municipality. A raffle
3 organized by a law enforcement agency or a statewide
4 association that represents law enforcement officials must
5 abide by any restrictions established pursuant to subsection
6 (a) of Section 2 of this Act by the governing body of the
7 county or municipality in which the key location is located.

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.".