

1 AN ACT in relation to gaming.

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

4 Section 5. The Bingo License and Tax Act is amended by
 5 changing Section 1 as follows:

6 (230 ILCS 25/1) (from Ch. 120, par. 1101)

7 Sec. 1. The Department of Revenue shall, upon application
 8 therefor on forms prescribed by such Department, and upon the
 9 payment of an annual fee of \$200 or a triennial fee of \$600,
 10 and upon a determination by the Department that the applicant
 11 meets all of the qualifications specified in this Section,
 12 issue a license for the conducting of bingo to any bona fide
 13 religious, charitable, labor, fraternal, youth athletic,
 14 senior citizen, educational or veterans' organization
 15 organized in Illinois which operates without profit to its
 16 members, which has been in existence in Illinois continuously
 17 for a period of 5 years immediately before making application
 18 for a license and which has had during that entire 5 year
 19 period a bona fide membership engaged in carrying out its
 20 objects. However, the 5 year requirement shall be reduced to 2
 21 years, as applied to a local organization which is affiliated
 22 with and chartered by a national organization which meets the 5
 23 year requirement. Each annual license expires at midnight, June
 24 30 following its date of issuance, except that, beginning with
 25 applicants whose licenses expire on June 30, 1983, the
 26 Department shall stagger license expiration dates by dividing
 27 the applicants into 4 groups which are substantially equal in
 28 number. Licenses issued and license fees charged to applicants
 29 in each group shall be in accordance with the following
 30 schedule:

31	Group No.	License Expiration Date	Fee
32	1	December 31, 1983	\$100

1	2	March 31, 1984	\$150
2	3	June 30, 1984	\$200
3	4	September 30, 1984	\$250

4 Following expiration under this schedule, each renewed license
5 shall be in effect for one year from its date of issuance
6 unless suspended or revoked by Department action before that
7 date. After June 30, 1983, every new annual license shall
8 expire one year from the date of issuance unless suspended or
9 revoked and every new triennial license issued or renewed on or
10 after July 1, 2004 shall be in effect for 3 years from its date
11 of issuance unless suspended or revoked by Department action
12 before that date. A licensee may hold only one license and that
13 license is valid for only one location.

14 For purposes of this Act, the following definitions apply:
15 "Organization": A corporation, agency, partnership,
16 association, firm or other entity consisting of 2 or more
17 persons joined by a common interest or purpose. "Non-profit
18 organization": An organization or institution organized and
19 conducted on a not-for-profit basis with no personal profit
20 inuring to any one as a result of the operation. "Charitable
21 organization": An organization or institution organized and
22 operated to benefit an indefinite number of the public.
23 "Educational organization": An organization or institution
24 organized and operated to provide systematic instruction in
25 useful branches of learning by methods common to schools and
26 institutions of learning which compare favorably in their scope
27 and intensity with the course of study presented in
28 tax-supported schools. "Religious organization": Any church,
29 congregation, society, or organization founded for the purpose
30 of religious worship. "Fraternal organization": An
31 organization of persons, including but not limited to ethnic
32 organizations, having a common interest, organized and
33 operated exclusively to promote the welfare of its members and
34 to benefit the general public on a continuing and consistent
35 basis. "Veterans organization": An organization comprised of
36 members of which substantially all are individuals who are

1 veterans or spouses, widows, or widowers of veterans, the
2 primary purpose of which is to promote the welfare of its
3 members and to provide assistance to the general public in such
4 a way as to confer a public benefit. "Labor organization": An
5 organization composed of labor unions or workers organized with
6 the objective of betterment of the conditions of those engaged
7 in such pursuit and the development of a higher degree of
8 efficiency in their respective occupations. "Youth athletic
9 organization": An organization having as its exclusive purpose
10 the promotion and provision of athletic activities for youth
11 aged 18 and under. "Senior citizens organization": An
12 organization or association comprised of members of which
13 substantially all are individuals who are senior citizens, as
14 defined in Section 3.05 of the Illinois Act on the Aging, the
15 primary purpose of which is to promote the welfare of its
16 members.

17 Licensing for the conducting of bingo is subject to the
18 following restrictions:

19 (1) The license application, when submitted to the
20 Department of Revenue, must contain a sworn statement
21 attesting to the not-for-profit character of the
22 prospective licensee organization, signed by the presiding
23 officer and the secretary of that organization.

24 (2) The application for license shall be prepared in
25 accordance with the rules of the Department of Revenue.

26 (3) Each license shall state which day of the week and
27 at what location the licensee is permitted to conduct
28 bingo. The Department may, on special application made by
29 any organization having a bingo license, issue a special
30 operator's permit for conducting bingo at other premises
31 and on other days not exceeding 7 consecutive days, except
32 that a licensee may conduct bingo at the Illinois State
33 Fair or any county fair held in Illinois during each day
34 that the fair is in effect; such bingo games conducted at
35 the Illinois State Fair or a county fair shall not require
36 a special operator's permit. No more than 2 special

1 operator's permits may be issued in one year to any one
2 organization. Any organization, qualified for a license
3 but not holding one, upon application and payment of a \$50
4 fee may receive a limited license to conduct bingo at no
5 more than 2 indoor or outdoor festivals in a year for a
6 maximum of 5 days on each occasion or, upon application and
7 payment of a \$150 fee, may receive a limited license to
8 conduct bingo at no more than 2 indoor or outdoor festivals
9 in a year for up to 3 years for a maximum of 5 days on each
10 occasion. Such limited license shall be prominently
11 displayed at the site of the bingo games.

12 (4) The licensee shall display a license in a prominent
13 place in the area where it is to conduct bingo.

14 (5) The proceeds from the license fee imposed by this
15 Act shall be paid into the General Revenue Fund of the
16 State Treasury.

17 (6) A license authorizes the licensee to conduct the
18 game commonly known as bingo, in which prizes are awarded
19 on the basis of designated numbers or symbols on a card
20 conforming to numbers or symbols selected at random.

21 (7) The Director has the power to issue or to refuse to
22 issue a license permitting a person, firm or corporation to
23 provide premises for the conduct of bingo; provided,
24 however, that a municipality shall not be required to
25 obtain a license to provide such premises. The fee for such
26 providers' license is \$200. A person, firm or corporation
27 holding such a license may receive reasonable expenses for
28 providing premises for conducting bingo. Reasonable
29 expenses shall include only those expenses defined as
30 reasonable by rules promulgated by the Department.

31 (8) The Department may issue restricted licenses to
32 senior citizens organizations. The fee for a restricted
33 license is \$10 per year or \$30 for 3 years. Restricted
34 licenses shall be subject to the following conditions:

35 (A) Bingo shall be conducted only at a facility
36 which is owned by a unit of local government to which

1 the corporate authorities have given their approval
2 and which is used to provide social services or a
3 meeting place to senior citizens, or in common areas in
4 multi-unit federally assisted rental housing
5 maintained solely for the elderly and handicapped;

6 (B) The price paid for a single card shall not
7 exceed 5 cents;

8 (C) The aggregate retail value of all prizes or
9 merchandise awarded in any one game of bingo shall not
10 exceed \$1;

11 (D) No person or organization shall participate in
12 the management or operation of bingo under a restricted
13 license if the person or organization would be
14 ineligible for a license under this Section;

15 (E) No license is required to provide premises for
16 bingo conducted under a restricted license; and

17 (F) The Department may, by rule, exempt restricted
18 licensees from such requirements of this Act as the
19 Department may deem appropriate.

20 The Director has the power to issue a license permitting an
21 Illinois person, firm or corporation to sell, lease or
22 distribute to any organization licensed to conduct bingo games
23 or to any licensed bingo supplier all cards, boards, sheets,
24 markers, pads and all other supplies, devices and equipment
25 designed for use in the play of bingo. No person, firm or
26 corporation shall sell, lease or distribute bingo supplies or
27 equipment without having first obtained a license therefor upon
28 written application made, verified and filed with the
29 Department in the form prescribed by the rules and regulations
30 of the Department. The fee for such license is \$200.

31 Applications for providers' and suppliers' licenses shall
32 be made in writing in accordance with Department rules. Each
33 providers' or suppliers' license is valid for one year from
34 date of issuance, unless suspended or revoked by Department
35 action before that date.

36 The following are ineligible for any license under this

1 Act:

2 (a) any person who has been convicted of a felony;

3 (b) any person who has been convicted of a violation of
4 Article 28 of the "Criminal Code of 1961";

5 (c) any person found gambling, participating in
6 gambling or knowingly permitting gambling on premises
7 where bingo is being conducted;

8 (d) any firm or corporation in which a person defined
9 in (a), (b) or (c) has a proprietary, equitable or credit
10 interest, or in which such person is active or employed;

11 (e) any organization in which a person defined in (a),
12 (b) or (c) is an officer, director, or employee, whether
13 compensated or not;

14 (f) any organization in which a person defined in (a),
15 (b) or (c) is to participate in the management or operation
16 of a bingo game.

17 (Source: P.A. 87-758.)

18 Section 99. Effective date. This Act takes effect July 1,
19 2004.