

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 Illinois Pull Tabs and Jar Games Act is
5 amended by changing Sections 4 and 5 as follows:

6 (230 ILCS 20/4) (from Ch. 120, par. 1054)

7 Sec. 4. The conducting of pull tabs and jar games is
8 subject to the following restrictions:

9 (1) The entire net proceeds of any pull tabs or jar games,
10 except as otherwise approved in this Act, must be exclusively
11 devoted to the lawful purposes of the organization permitted to
12 conduct such drawings.

13 (2) No person except a bona fide member or employee of the
14 sponsoring organization may participate in the management or
15 operation of such pull tabs or jar games; however, nothing
16 herein shall conflict with pull tabs and jar games conducted
17 under the provisions of the Charitable Games Act.

18 (3) Except as otherwise provided in items (7) and (8) of
19 this Section, no ~~no~~ person may receive any remuneration or
20 profit for participating in the management or operation of such
21 pull tabs or jar games; however, nothing herein shall conflict
22 with pull tabs and jar games conducted under the provisions of
23 the Charitable Games Act.

24 (4) The price paid for a single chance or right to
25 participate in a game licensed under this Act shall not exceed
26 \$2. The aggregate value of all prizes or merchandise awarded in
27 any single day of pull tabs and jar games shall not exceed
28 \$5,000, except that in adjoining counties having 200,000 to
29 275,000 inhabitants each, and in counties which are adjacent to
30 either of such adjoining counties and are adjacent to total of
31 not more than 2 counties in this State, the value of all prizes
32 or merchandise awarded may not exceed \$5,000 in a single day.

1 (5) No person under the age of 18 years shall play or
2 participate in games under this Act. A person under the age of
3 18 years may be within the area where pull tabs and jar games
4 are being conducted only when accompanied by his parent or
5 guardian.

6 (6) Pull tabs and jar games shall be conducted only on
7 premises owned or occupied by licensed organizations and used
8 by its members for general activities, ~~or~~ on premises owned or
9 rented for conducting the game of bingo, or as permitted in
10 subsection (4) of Section 3 or, if conducted by a charitable
11 organization, on premises licensed under the Liquor Control Act
12 of 1934 to sell alcoholic liquor for consumption on the
13 premises.

14 (7) If pull tabs and jar games are conducted by a
15 charitable organization at a premises that is licensed under
16 the Liquor Control Act of 1934 to sell alcoholic liquor for
17 consumption on the premises, the holder of the license to sell
18 alcoholic liquor for consumption on the premises may retain up
19 to 10% of the gross proceeds from the sale of the pull tabs and
20 jar games.

21 (8) Notwithstanding any provision of this Act to the
22 contrary, if a charitable organization conducts pull tabs and
23 jar games at a premises that is licensed under the Liquor
24 Control Act of 1934 to sell alcoholic liquor for consumption on
25 the premises, the charitable organization may retain a portion
26 of the gross proceeds from the sale of the pull tabs and jar
27 games and use those proceeds to provide reasonable compensation
28 to members and employees of the charitable organization who
29 conduct the pull tabs and jar games for the management and
30 operation of the pull tabs and jar games.

31 (Source: P.A. 90-536, eff. 1-1-98; 90-808, eff. 12-1-98.)

32 (230 ILCS 20/5) (from Ch. 120, par. 1055)

33 Sec. 5. There shall be paid to the Department of Revenue 5%
34 of the gross proceeds of any pull tabs and jar games conducted
35 under this Act. Such payments shall be made 4 times per year,

1 between the first and the 20th day of April, July, October and
2 January. Payment must be made by money order or certified
3 check. Accompanying each payment shall be a report, on forms
4 provided by the Department of Revenue, listing the number of
5 drawings conducted, the gross income derived therefrom and such
6 other information as the Department of Revenue may require.
7 Failure to submit either the payment or the report within the
8 specified time shall result in automatic revocation of the
9 license. All payments made to the Department of Revenue under
10 this Act shall be deposited as follows:

11 (a) 50% shall be deposited in the Common School Fund; and

12 (b) 50% shall be deposited in the Illinois Gaming Law
13 Enforcement Fund. Of the monies deposited in the Illinois
14 Gaming Law Enforcement Fund under this Section, the General
15 Assembly shall appropriate two-thirds to the Department of
16 Revenue, Department of State Police and the Office of the
17 Attorney General for State law enforcement purposes, and
18 one-third shall be appropriated to the Department of Revenue
19 for the purpose of distribution in the form of grants to
20 counties or municipalities for law enforcement purposes. The
21 amounts of grants to counties or municipalities shall bear the
22 same ratio as the number of licenses issued in counties or
23 municipalities bears to the total number of licenses issued in
24 the State. In computing the number of licenses issued in a
25 county, licenses issued for locations within a municipality's
26 boundaries shall be excluded.

27 The Department of Revenue shall license suppliers and
28 manufacturers of pull tabs and jar games at an annual fee of
29 \$5,000. Suppliers and manufacturers shall meet the
30 requirements and qualifications established by rule by the
31 Department. Licensed manufacturers shall sell pull tabs and jar
32 games only to licensed suppliers. Licensed suppliers shall buy
33 pull tabs and jar games only from licensed manufacturers and
34 shall sell pull tabs and jar games only to licensed
35 organizations. Licensed organizations shall buy pull tabs and
36 jar games only from licensed suppliers.

1 The Department of Revenue shall adopt by rule minimum
2 quality production standards for pull tabs and jar games. In
3 determining such standards, the Department shall consider the
4 standards adopted by the National Association of Gambling
5 Regulatory Agencies and the National Association of
6 Fundraising Ticket Manufacturers. ~~Such standards shall include~~
7 ~~the name of the supplier which shall appear in plain view to~~
8 ~~the casual observer on the face side of each pull tab ticket~~
9 ~~and on each jar game ticket.~~ The pull tab ticket shall contain
10 the name of the game, the selling price of the ticket, the
11 amount of the prize and the serial number of the ticket. The
12 back side of a pull tab ticket shall contain a series of
13 perforated tabs ~~marked "open here"~~. The logo of the
14 manufacturer shall be clearly visible on each jar game ticket.

15 The Department of Revenue shall adopt rules necessary to
16 provide for the proper accounting and control of activities
17 under this Act, to ensure that the proper taxes are paid, that
18 the proceeds from the activities under this Act are used
19 lawfully, and to prevent illegal activity associated with the
20 use of pull tabs and jar games.

21 The provisions of Section 2a of the Retailers' Occupation
22 Tax Act pertaining to the furnishing of a bond or other
23 security are incorporated by reference into this Act and are
24 applicable to licensees under this Act as a precondition of
25 obtaining a license under this Act. The provisions of Sections
26 4, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 6, 6a, 6b, 6c, 8,
27 9, 10, 11 and 12 of the Retailers' Occupation Tax Act, and
28 Section 3-7 of the Uniform Penalty and Interest Act, which are
29 not inconsistent with this Act shall apply, as far as
30 practicable, to the subject matter of this Act to the same
31 extent as if such provisions were included in this Act. For the
32 purposes of this Act, references in such incorporated Sections
33 of the Retailers' Occupation Tax Act to retailers, sellers or
34 persons engaged in the business of selling tangible personal
35 property means persons engaged in conducting pull tabs and jar
36 games and references in such incorporated Sections of the

1 Retailers' Occupation Tax Act to sales of tangible personal
2 property mean the conducting of pull tabs and jar games and the
3 making of charges for participating in such drawings.

4 (Source: P.A. 87-205; 87-895.)