



## 100TH GENERAL ASSEMBLY

### State of Illinois

2017 and 2018

HB4429

by Rep. Charles Meier

#### SYNOPSIS AS INTRODUCED:

230 ILCS 15/2  
230 ILCS 15/3

from Ch. 85, par. 2302  
from Ch. 85, par. 2303

Amends the Raffles and Poker Runs Act. Provides that a county may pass an ordinance prohibiting the conduct of poker runs within the county's boundaries. Provides that a county that has prohibited poker runs is not required to establish a system for the licensing of organizations to operate poker runs. Provides that a license for a poker run authorizes the licensee to conduct the poker run at locations within the county with jurisdiction over the key location and at locations within any other county that licenses poker runs. Provides that a poker run conducted at locations in multiple counties is only required to be licensed by the county with jurisdiction over the key location. Removes provisions providing that the governing bodies of 2 or more adjacent counties may contract to jointly establish a licensing system for organizations to operate poker runs. Effective immediately.

LRB100 15865 MJP 30976 b

FISCAL NOTE ACT  
MAY APPLY

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 3 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, unless the  
5 county has prohibited poker runs under this subsection. ~~The~~  
6 ~~governing bodies of 2 or more adjacent counties may, pursuant~~  
7 ~~to a written contract, jointly establish a system for the~~  
8 ~~licensing of organizations to operate poker runs within the~~  
9 ~~corporate limits of such counties.~~ The licensing authority may  
10 establish special categories of licenses and adopt rules  
11 relating to the various categories. The licensing system may  
12 include a fee not to exceed \$25 for each license. Licenses  
13 issued pursuant to this Act shall be valid for one poker run or  
14 for a specified number of poker runs to be conducted during a  
15 specified period not to exceed one year and may be suspended or  
16 revoked for any violation of this Act. A local governing body  
17 shall act on a license application within 30 days after the  
18 date of application. A county may pass an ordinance prohibiting  
19 the conduct of poker runs within the county's boundaries.

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

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

1 national or State organization that meets the 5-year  
2 requirement.

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

4 Non-profit: An organization or institution organized and  
5 conducted on a not-for-profit basis with no personal profit  
6 inuring to any one as a result of the operation. Charitable: An  
7 organization or institution organized and operated to benefit  
8 an indefinite number of the public. The service rendered to  
9 those eligible for benefits must also confer some benefit on  
10 the public. Educational: An organization or institution  
11 organized and operated to provide systematic instruction in  
12 useful branches of learning by methods common to schools and  
13 institutions of learning which compare favorably in their scope  
14 and intensity with the course of study presented in  
15 tax-supported schools. Religious: Any church, congregation,  
16 society, or organization founded for the purpose of religious  
17 worship. Fraternal: An organization of persons having a common  
18 interest, the primary interest of which is to both promote the  
19 welfare of its members and to provide assistance to the general  
20 public in such a way as to lessen the burdens of government by  
21 caring for those that otherwise would be cared for by the  
22 government. Veterans: An organization or association comprised  
23 of members of which substantially all are individuals who are  
24 veterans or spouses, widows, or widowers of veterans, the  
25 primary purpose of which is to promote the welfare of its  
26 members and to provide assistance to the general public in such

1 a way as to confer a public benefit. Labor: An organization  
2 composed of workers organized with the objective of betterment  
3 of the conditions of those engaged in such pursuit and the  
4 development of a higher degree of efficiency in their  
5 respective occupations. Business: A voluntary organization  
6 composed of individuals and businesses who have joined together  
7 to advance the commercial, financial, industrial and civic  
8 interests of a community.

9 (c) Poker runs shall be licensed by the county with  
10 jurisdiction over the key location. A poker run conducted at  
11 locations in multiple counties is only required to be licensed  
12 by the county with jurisdiction over the key location. The  
13 license granted by the key location shall cover the entire  
14 poker run, including locations other than the key location.  
15 Each license issued shall include the name and address of each  
16 predetermined location.

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

19 (230 ILCS 15/3) (from Ch. 85, par. 2303)

20 Sec. 3. License - Application - Issuance - Restrictions -  
21 Persons ineligible. Licenses issued by the governing body of  
22 any county or municipality are subject to the following  
23 restrictions:

24 (1) No person, firm or corporation shall conduct  
25 raffles or chances or poker runs without having first

1           obtained a license therefor pursuant to this Act.

2           (2) The license and application for license must  
3           specify the area or areas within the licensing authority in  
4           which raffle chances will be sold or issued or a poker run  
5           will be conducted, the time period during which raffle  
6           chances will be sold or issued or a poker run will be  
7           conducted, the time of determination of winning chances and  
8           the location or locations at which winning chances will be  
9           determined.

10          (3) The license application must contain a sworn  
11          statement attesting to the not-for-profit character of the  
12          prospective licensee organization, signed by the presiding  
13          officer and the secretary of that organization.

14          (4) The application for license shall be prepared in  
15          accordance with the ordinance of the local governmental  
16          unit.

17          (5) A license authorizes the licensee to conduct  
18          raffles or poker runs as defined in this Act.

19          The following are ineligible for any license under this  
20          Act:

21               (a) any person whose felony conviction will impair the  
22               person's ability to engage in the licensed position;

23               (b) any person who is or has been a professional  
24               gambler or gambling promoter;

25               (c) any person who is not of good moral character;

26               (d) any firm or corporation in which a person defined



1 in (a), (b) or (c) has a proprietary, equitable or credit  
2 interest, or in which such a person is active or employed;

3 (e) any organization in which a person defined in (a),  
4 (b) or (c) is an officer, director, or employee, whether  
5 compensated or not;

6 (f) any organization in which a person defined in (a),  
7 (b) or (c) is to participate in the management or operation  
8 of a raffle as defined in this Act.

9 (6) A license for a poker run authorizes the licensee  
10 to conduct the poker run at locations within the county  
11 with jurisdiction over the key location and at locations  
12 within any other county that licenses poker runs.

13 (Source: P.A. 100-286, eff. 1-1-18.)

14 Section 99. Effective date. This Act takes effect upon  
15 becoming law.