



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

HB2940

Introduced 2/19/2021, 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, by a vote of two-thirds of the members of the governing board, pass an ordinance prohibiting a poker run key location from being located 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.

LRB102 05108 SMS 15128 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
9 within 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, if any,
3 (2) the maximum retail value of each prize awarded by a
4 licensee in a single raffle, if any, (3) the maximum price
5 which may be charged for each raffle chance issued or sold, if
6 any, and (4) the maximum number of days during which chances
7 may be issued or sold, if any. The licensing system may include
8 a fee for each license in an amount to be determined by the
9 local governing body. Licenses issued pursuant to this Act
10 shall be valid for one raffle or for a specified number of
11 raffles to be conducted during a specified period not to
12 exceed one year and may be suspended or revoked for any
13 violation of this Act. A local governing body shall act on a
14 license application within 30 days from the date of
15 application. A county or municipality may adopt rules or
16 ordinances for the operation of raffles that are consistent
17 with this Act. Raffles shall be licensed by the governing body
18 of the municipality with jurisdiction over the key location
19 or, if no municipality has jurisdiction over the key location,
20 then by the governing body of the county with jurisdiction
21 over the key location. A license shall authorize the holder of
22 such license to sell raffle chances throughout the State,
23 including beyond the borders of the licensing municipality or
24 county.

25 (a-5) The governing body of Cook County may and any other
26 county within this State shall establish a system for the

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

20 (b) Raffle licenses shall be issued only to bona fide
21 religious, charitable, labor, business, fraternal,
22 educational, veterans', or other bona fide not-for-profit
23 organizations that operate without profit to their members and
24 which have been in existence continuously for a period of 5
25 years immediately before making application for a raffle
26 license and which have during that entire 5-year period been

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

1 by a 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
14 scope 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
20 general public in such a way as to lessen the burdens of
21 government by caring for those that otherwise would be cared
22 for by the government. Veterans: An organization or
23 association comprised of members of which substantially all
24 are individuals who are veterans or spouses, widows, or
25 widowers of veterans, the primary purpose of which is to
26 promote the welfare of its members and to provide assistance

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

9 (c) A poker run conducted at locations in multiple
10 counties is only required to be licensed by the county with
11 jurisdiction over the key location.

12 (Source: P.A. 100-201, eff. 8-18-17; 101-109, eff. 7-19-19;
13 101-360, eff. 1-1-20; revised 9-9-19.)

14 (230 ILCS 15/3) (from Ch. 85, par. 2303)

15 Sec. 3. License; application; issuance; restrictions;
16 persons ineligible. Licenses issued by the governing body of
17 any county or municipality are subject to the following
18 restrictions:

19 (1) No person, firm, or corporation shall conduct
20 raffles or chances or poker runs without having first
21 obtained a license therefor pursuant to this Act.

22 (2) The license and application for license must
23 specify the location or locations at which winning chances
24 in the raffle will be determined, the time period during
25 which raffle chances will be sold or issued or a poker run

1 will be conducted, the time or times of determination of
2 winning chances, and the location or locations at which
3 winning chances will be determined.

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

8 (4) The application for license shall be prepared in
9 accordance with the ordinance of the local governmental
10 unit.

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

13 The following are ineligible for any license under this
14 Act:

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

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

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

20 (d) any organization in which a person defined in item
21 (a), (b), or (c) has a proprietary, equitable, or credit
22 interest, or in which such a person is active or employed;

23 (e) any organization in which a person defined in item
24 (a), (b), or (c) is an officer, director, or employee,
25 whether compensated or not; and

26 (f) any organization in which a person defined in item

1 (a), (b), or (c) is to participate in the management or
2 operation of a raffle as defined in this Act.

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

7 (Source: P.A. 100-286, eff. 1-1-18; 101-109, eff. 7-19-19;
8 revised 9-20-19.)

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