

1 State of Arkansas As Engrossed: H3/17/15 S3/25/15

2 90th General Assembly **A Bill**

3 Regular Session, 2015 HOUSE BILL 1675

4

5 By: Representative Magie

6 By: Senator Irvin

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8 **For An Act To Be Entitled**

9 AN ACT TO AUTHORIZE ADDITIONAL LIMITED VENUES FOR THE  
10 SALE OF RAFFLE TICKETS BY CHARITABLE ORGANIZATIONS;  
11 AND FOR OTHER PURPOSES.

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14 **Subtitle**

15 AN ACT TO AUTHORIZE ADDITIONAL LIMITED  
16 VENUES FOR THE SALE OF RAFFLE TICKETS BY  
17 CHARITABLE ORGANIZATIONS.

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code § 23-114-102(16), concerning the definition  
23 of "raffle", is amended to read as follows:

24 (16)(A) "Raffle" means the selling of tickets to win a prize  
25 awarded though a random drawing.

26 (B) ~~"Raffle"~~ Except as provided in § 23-114-  
27 401(b)(2)(C)(i), "raffle" does not include any a game played through the use  
28 of a machine or electronic device; and

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30 SECTION 2. Arkansas Code § 23-114-103(b) and (c), concerning  
31 compensation for charitable bingo or raffles, are amended to read as follows:

32 (b)(1) ~~No net~~ Net receipts from games of bingo or raffles shall not be  
33 used to compensate in any manner ~~any a~~ a person who works for or is in any way  
34 affiliated with the licensed authorized organization.

35 (2)(A) ~~Charitable~~ Except as provided under § 23-114-403,  
36 charitable bingo or raffles shall only be conducted by a licensed authorized



1 organization through its bona fide officers and members who volunteer their  
2 time and receive no compensation for their services.

3 (B) A licensed authorized organization shall not conduct  
4 games of bingo or raffles through any agent or third party.

5 ~~(c) The provisions of this chapter are not intended and shall not be~~  
6 ~~construed to~~ Except as provided in § 23-114-401(b)(2)(C)(i), this chapter  
7 does not allow the play of games of bingo or raffles through ~~any~~ an  
8 electronic device or machine.

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10 SECTION 3. Arkansas Code § 23-114-401(b)(2) and (3), concerning the  
11 sale of raffle tickets by charitable organizations, are amended to read as  
12 follows:

13 (2) Raffle tickets may be sold:

14 (A) At the authorized premises of the licensed authorized  
15 organization; ~~and~~

16 (B) Off the authorized premises of the licensed authorized  
17 organization if the tickets are sold by uncompensated volunteers of the  
18 licensed authorized organization;

19 (C)(i) Through the mail, email, fax, telephone, or the  
20 website of the licensed authorized organization.

21 (ii) The department shall adopt rules to ensure that  
22 the electronic media authorized under subdivision (b)(2)(C)(i) of this  
23 section:

24 (a) Are owned by and operated exclusively for  
25 the licensed authorized organization; and

26 (b) Do not allow an activity not authorized  
27 under this chapter; and

28 (D) For cash, check, or debit card.

29 (3) ~~No~~ Except as provided under subdivision (b)(2)(C) of this  
30 section, a raffle ticket shall not be sold through the mail or through the  
31 Internet, email, fax, telephone, or any other electronic means.

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33 SECTION 4. Arkansas Code § 23-114-401, concerning the sale of raffle  
34 tickets by charitable organizations, is amended to add an additional  
35 subsection to read as follows:

36 (c)(1) A licensed authorized organization shall not conduct more than

1 three (3) raffles per year.

2 (2) The department shall adopt rules to ensure that the limit of  
3 three (3) raffles per year under subdivision (c)(1) of this section is not  
4 circumvented or distorted.

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6 SECTION 5. Arkansas Code § 23-114-404 is amended to read as follows:

7 23-114-404. Admission to raffles and games of bingo - Participation by  
8 individuals under eighteen (18) years of age prohibited.

9 (a) A person shall not be denied admission to a raffle or a game of  
10 bingo or the opportunity to participate in a raffle or a game of bingo  
11 because of race, color, creed, religion, national origin, sex, or disability  
12 or because the person is not a member of the licensed authorized organization  
13 conducting the raffle or game of bingo.

14 (b) ~~No~~ An individual under eighteen (18) years of age ~~may~~ shall not:

15 (1) ~~play~~ Play a game of bingo conducted by a licensed authorized  
16 organization; or

17 (2) ~~purchase raffle tickets~~ Purchase a raffle ticket from a  
18 licensed authorized organization directly or through the mail, email, fax,  
19 telephone, or the website of the licensed authorized organization.

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21 /s/Magie  
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