

Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.

1 State of Arkansas *As Engrossed: H2/3/05 H2/28/05*
2 85th General Assembly
3 Regular Session, 2005 HJR 1003
4
5 By: Representatives Borhauer, Walters, Petrus, Saunders, Cook, Davis, Blair, Jackson, Mahony
6 By: *Senator Broadway*
7
8

9 **HOUSE JOINT RESOLUTION**

10 *FOR A PROPOSED AMENDMENT TO THE ARKANSAS*
11 *CONSTITUTION TO ALLOW BINGO AND RAFFLES TO BE*
12 *CONDUCTED BY CHARITABLE ORGANIZATIONS; TO*
13 *AUTHORIZE THE GENERAL ASSEMBLY TO ADOPT LAWS*
14 *CONCERNING THE LICENSURE, REGULATION, OR TAXATION*
15 *OF BINGO AND RAFFLES.*
16

17 **Subtitle**

18 PROPOSED CONSTITUTIONAL AMENDMENT TO
19 ALLOW BINGO AND RAFFLES TO BE CONDUCTED
20 BY CHARITABLE ORGANIZATIONS AND TO
21 AUTHORIZE THE GENERAL ASSEMBLY TO ADOPT
22 LAW REGULATING AND TAXING CHARITABLE
23 BINGO AND RAFFLES.
24
25

26 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIFTH GENERAL
27 ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL
28 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:
29

30 That the following is proposed as an amendment to the Constitution of
31 the State of Arkansas, and upon being submitted to the electors of the state
32 for approval or rejection at the next general election for Representatives
33 and Senators, if a majority of the electors voting thereon at the election,
34 adopt the amendment, the amendment shall become a part of the Constitution of
35 the State of Arkansas, to wit:
36



1 SECTION 1. (a) As used in this section:

2 (1) "Authorized bingo and raffles organization" means a
3 nonprofit tax-exempt religious, educational, veterans, fraternal, service,
4 civic, medical, volunteer rescue service, volunteer firefighters
5 organization, or volunteer police organization that has been in continuing
6 existence as a nonprofit tax-exempt organization in this state for a period
7 of not less than five (5) years immediately prior to conducting the game of
8 bingo or raffles;

9 (2)(A) "Game of bingo" means a single game of the activity
10 commonly known as "bingo" in which the participants pay a sum of money for
11 the use of one (1) or more bingo cards.

12 (B) "Game of bingo" shall include only games in which the
13 winner receives a preannounced, fixed-dollar prize and in which the winner is
14 determined by the matching of letters and numbers on a bingo card imprinted
15 with at least twenty-four (24) numbers, with letters and numbers appearing on
16 objects randomly drawn and announced by a caller, in contemporaneous
17 competition among all players in the game; and

18 (3) "Raffle" means the selling of tickets or chances to win a
19 prize awarded through a random drawing.

20 (b)(1) The game of bingo or raffles conducted by an authorized bingo
21 and raffles organization shall not be a lottery prohibited by Section 14 of
22 Article 19 of the Arkansas Constitution if all net receipts over and above
23 the actual cost of conducting the game or raffle are used only for
24 charitable, religious, or philanthropic purposes.

25 (2) No receipts shall be used to compensate in any manner any
26 person who works for or is in any way affiliated with the authorized bingo
27 and raffles organization.

28 (c) The General Assembly shall provide by law for the licensure and
29 regulation of authorized bingo and raffles organizations to conduct the game
30 or bingo or raffles and may levy taxes on the activities.

31
32 SECTION 2. This amendment becomes effective on January 1, 2007.

33
34 /s/ Borhauer, et al