

State of Arkansas

As Engrossed: H3/17/15

90th General Assembly

A Bill

Regular Session, 2015

HOUSE BILL 1675

By: Representative Magie

By: Senator Irvin

For An Act To Be Entitled

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

Subtitle

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

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

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

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

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

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

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

(2)(A) ~~Charitable~~ Except as provided under § 23-114-403,
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.

9
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; and

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.

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

31
32 SECTION 4. Arkansas Code § 23-114-401, concerning the sale of raffle
33 tickets by charitable organizations, is amended to add an additional
34 subsection to read as follows:

35 (c)(1) A licensed authorized organization shall not conduct more than
36 three (3) raffles per year.

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

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

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

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

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

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

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

/s/Magie