

SB0521



102ND GENERAL ASSEMBLY

State of Illinois

2021 and 2022

SB0521

Introduced 2/23/2021, by Sen. Antonio Muñoz

SYNOPSIS AS INTRODUCED:

230 ILCS 15/1
230 ILCS 15/2

from Ch. 85, par. 2301
from Ch. 85, par. 2302

Amends the Raffles and Poker Runs Act. Allows raffle licenses to be issued to fire protection agencies and associations that represent fire protection officials. Defines "fire protection agency" to mean a State, local government, or intergovernmental agency vested with the duty and authority to provide public fire suppression, rescue, or emergency medical services or an organization that provides support or assistance to such an agency.

LRB102 16339 SMS 21726 b

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 1 and 2 as follows:

6 (230 ILCS 15/1) (from Ch. 85, par. 2301)

7 Sec. 1. Definitions. For the purposes of this Act the
8 terms defined in this Section have the meanings given them.

9 "Fire protection agency" means: (1) an agency of this
10 State, unit of local government, or intergovernmental mutual
11 aid entity that is vested by law or intergovernmental
12 agreement with the duty and authority to provide public fire
13 suppression, rescue, or emergency medical services; or (2) an
14 organization that provides support or assistance to an agency
15 of this State, unit of local government, or intergovernmental
16 mutual aid entity that is vested by law or intergovernmental
17 agreement with the duty and authority to provide public fire
18 suppression, rescue, or emergency medical services.

19 "Key location" means:

20 (1) For a poker run, the location where the poker run
21 concludes and the prizes are awarded.

22 (2) For a raffle, the location where the winning
23 chances in the raffle are determined.

1 "Law enforcement agency" means an agency of this State or
2 a unit of local government in this State that is vested by law
3 or ordinance with the duty to maintain public order and to
4 enforce criminal laws or ordinances.

5 "Net proceeds" means the gross receipts from the conduct
6 of raffles, less reasonable sums expended for prizes, local
7 license fees and other operating expenses incurred as a result
8 of operating a raffle or poker run.

9 "Poker run" means a prize-awarding event organized by an
10 organization licensed under this Act in which participants
11 travel to multiple predetermined locations, including a key
12 location, to play a randomized game based on an element of
13 chance. "Poker run" includes dice runs, marble runs, or other
14 events where the objective is to build the best hand or highest
15 score by obtaining an item or playing a randomized game at each
16 location.

17 "Raffle" means a form of lottery, as defined in subsection
18 (b) of Section 28-2 of the Criminal Code of 2012, conducted by
19 an organization licensed under this Act, in which:

20 (1) the player pays or agrees to pay something of
21 value for a chance, represented and differentiated by a
22 number or by a combination of numbers or by some other
23 medium, one or more of which chances is to be designated
24 the winning chance; and

25 (2) the winning chance is to be determined through a
26 drawing or by some other method based on an element of

1 chance by an act or set of acts on the part of persons
2 conducting or connected with the lottery, except that the
3 winning chance shall not be determined by the outcome of a
4 publicly exhibited sporting contest.

5 "Raffle" does not include any game designed to simulate:

6 (1) gambling games as defined in the Illinois Riverboat
7 Gambling Act, (2) any casino game approved for play by the
8 Illinois Gaming Board, (3) any games provided by a video
9 gaming terminal, as defined in the Video Gaming Act, or (4) a
10 savings promotion raffle authorized under Section 5g of the
11 Illinois Banking Act, Section 7008 of the Savings Bank Act,
12 Section 42.7 of the Illinois Credit Union Act, Section 5136B
13 of the National Bank Act, or Section 4 of the Home Owners' Loan
14 Act.

15 (Source: P.A. 101-109, eff. 7-19-19; revised 12-9-19.)

16 (230 ILCS 15/2) (from Ch. 85, par. 2302)

17 Sec. 2. Licensing.

18 (a) The governing body of any county or municipality
19 within this State may establish a system for the licensing of
20 organizations to operate raffles. The governing bodies of a
21 county and one or more municipalities may, pursuant to a
22 written contract, jointly establish a system for the licensing
23 of organizations to operate raffles within any area of
24 contiguous territory not contained within the corporate limits
25 of a municipality which is not a party to such contract. The

1 governing bodies of two or more adjacent counties or two or
2 more adjacent municipalities located within a county may,
3 pursuant to a written contract, jointly establish a system for
4 the licensing of organizations to operate raffles within the
5 corporate limits of such counties or municipalities. The
6 licensing authority may establish special categories of
7 licenses and promulgate rules relating to the various
8 categories. The licensing system shall provide for limitations
9 upon (1) the aggregate retail value of all prizes or
10 merchandise awarded by a licensee in a single raffle, if any,
11 (2) the maximum retail value of each prize awarded by a
12 licensee in a single raffle, if any, (3) the maximum price
13 which may be charged for each raffle chance issued or sold, if
14 any, and (4) the maximum number of days during which chances
15 may be issued or sold, if any. The licensing system may include
16 a fee for each license in an amount to be determined by the
17 local governing body. Licenses issued pursuant to this Act
18 shall be valid for one raffle or for a specified number of
19 raffles to be conducted during a specified period not to
20 exceed one year and may be suspended or revoked for any
21 violation of this Act. A local governing body shall act on a
22 license application within 30 days from the date of
23 application. A county or municipality may adopt rules or
24 ordinances for the operation of raffles that are consistent
25 with this Act. Raffles shall be licensed by the governing body
26 of the municipality with jurisdiction over the key location

1 or, if no municipality has jurisdiction over the key location,
2 then by the governing body of the county with jurisdiction
3 over the key location. A license shall authorize the holder of
4 such license to sell raffle chances throughout the State,
5 including beyond the borders of the licensing municipality or
6 county.

7 (a-5) The governing body of Cook County may and any other
8 county within this State shall establish a system for the
9 licensing of organizations to operate poker runs. The
10 governing bodies of 2 or more adjacent counties may, pursuant
11 to a written contract, jointly establish a system for the
12 licensing of organizations to operate poker runs within the
13 corporate limits of such counties. The licensing authority may
14 establish special categories of licenses and adopt rules
15 relating to the various categories. The licensing system may
16 include a fee not to exceed \$25 for each license. Licenses
17 issued pursuant to this Act shall be valid for one poker run or
18 for a specified number of poker runs to be conducted during a
19 specified period not to exceed one year and may be suspended or
20 revoked for any violation of this Act. A local governing body
21 shall act on a license application within 30 days after the
22 date of application.

23 (b) Raffle licenses shall be issued only: (1) to bona fide
24 religious, charitable, labor, business, fraternal,
25 educational, veterans', or other bona fide not-for-profit
26 organizations that operate without profit to their members and

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

1 this subsection (b) for a bona fide religious, charitable,
2 labor, business, fraternal, educational, or veterans'
3 organization that applies for a license to conduct a raffle or
4 a poker run if the organization is a local organization that is
5 affiliated with and chartered by a national or State
6 organization that meets the 5-year requirement.

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

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

1 association comprised of members of which substantially all
2 are individuals who are veterans or spouses, widows, or
3 widowers of veterans, the primary purpose of which is to
4 promote the welfare of its members and to provide assistance
5 to the general public in such a way as to confer a public
6 benefit. Labor: An organization composed of workers organized
7 with the objective of betterment of the conditions of those
8 engaged in such pursuit and the development of a higher degree
9 of efficiency in their respective occupations. Business: A
10 voluntary organization composed of individuals and businesses
11 who have joined together to advance the commercial, financial,
12 industrial and civic interests of a community.

13 (Source: P.A. 100-201, eff. 8-18-17; 101-109, eff. 7-19-19;
14 101-360, eff. 1-1-20; revised 9-9-19.)