

SENATE BILL No. 646

December 4, 1991, Introduced by Senator KOVISTO and referred to the Committee on State Affairs and Military/Veteran Affairs.

A bill to amend section 5 of Act No. 382 of the Public Acts of 1972, entitled as amended "Traxler-McCauley-Law-Bowman bingo act," as amended by Act No. 229 of the Public Acts of 1981, being section 432.105 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 5 of Act No. 382 of the Public Acts of
2 1972, as amended by Act No. 229 of the Public Acts of 1981, being
3 section 432.105 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 5. (1) Upon a determination by the commissioner that
6 ~~the~~ AN applicant is a qualified organization and is not ineli-
7 gible pursuant to section 18, and upon the applicant's payment to
8 the bureau of a fee of \$150.00, the commissioner may issue TO THE
9 APPLICANT a license for the conducting of bingo. ~~to the~~

1 applicant. ~~A~~ THE COMMISSIONER MAY REISSUE A license ~~may be~~
2 reissued annually upon the submitting of an application for
3 reissuance provided by the commissioner and upon the licensee's
4 payment of \$150.00. A license ISSUED UNDER THIS SECTION expires
5 at midnight on the last day of February.

6 (2) ~~A~~ THE COMMISSIONER MAY ISSUE A LICENSE TO A qualified
7 organization not ineligible pursuant to section 18 ~~may be~~
8 licensed by the commissioner, upon the applicant's payment to
9 the bureau of a fee of \$55.00 ~~to~~ FOR THE conduct OF bingo on
10 the same day each week. The aggregate retail value of all prizes
11 or merchandise awarded on a single day shall not exceed \$300.00
12 ~~, with~~ AND the prize for each game SHALL not ~~to~~ exceed \$25.00
13 in value.

14 (3) A licensee may hold only 1 license ~~and that license~~
15 WHICH is valid for only 1 location. Not more than 7 licensees
16 may conduct bingo during a 7-day period at any 1 location.

17 (4) A license is not assignable or transferable.

18 (5) Upon a determination by the commissioner that the appli-
19 cant is a qualified organization and is not ineligible pursuant
20 to section 18, and upon the applicant's payment to the bureau of
21 a fee as set forth in this subsection, the commissioner may issue
22 to the applicant a license for the conducting of a millionaire
23 party. ~~A~~ THE COMMISSIONER MAY REISSUE A license ~~may be~~
24 reissued annually upon the submitting of an application for
25 reissuance provided by the commissioner and upon the licensee's
26 payment of a fee as set forth in this subsection. A licensee may
27 hold only 1 license for the conducting of a millionaire party —

1 ~~That license~~ WHICH shall be valid for only 1 location and ~~is~~
2 SHALL not BE assignable or transferable. Except as OTHERWISE
3 provided in subsection (7), the duration of the gambling event
4 shall not exceed 24 hours for each day for the 2 nonconsecutive
5 ~~days~~ DAY PERIOD or 72 hours for the 3 consecutive day period.
6 A fee of \$50.00 shall be charged for a license issued for each
7 day for the 2 nonconsecutive ~~days~~ DAY PERIOD. A fee of \$100.00
8 shall be charged for a license issued for the 3 consecutive day
9 period. An applicant shall be eligible FOR only ~~for~~ two
10 24-hour licenses or one 72-hour license per year. ~~Only~~ THE
11 COMMISSIONER SHALL ISSUE ONLY one 72-hour license ~~shall be~~
12 ~~issued~~ at the same location in a 7-day period.

13 (6) A qualified organization may concurrently hold a bingo
14 license and a millionaire party license, and may conduct charity
15 games in conjunction with its functions and pursuant to this act
16 under either a bingo license or a millionaire party license.

17 (7) Upon application, the commissioner may issue a license
18 for a period which exceeds the 72-hour period set forth in sub-
19 section (5). ~~If an~~ AN extension ~~is granted it~~ shall not
20 exceed 24 hours. A fee of \$50.00 shall be charged for each addi-
21 tional 24-hour period.

22 (8) If not ineligible pursuant to section 18, a qualified
23 organization ~~eligible pursuant to section 3~~ may apply for a
24 millionaire party license to conduct a raffle for a fee as speci-
25 fied in ~~section 5(5)~~ SUBSECTION (5). No other games of chance
26 will be required. A qualified organization, ~~may, by rule~~ IN
27 COMPLIANCE WITH THE RULES of the commissioner, MAY be excused

1 from the requirement of obtaining a license to conduct a raffle
2 if the total aggregate market value of the prize or prizes to be
3 awarded in the raffle exceeds \$100.00 but does not exceed
4 \$500.00. However, in lieu of the license, a qualified organi-
5 zation shall register the raffle on a form provided by the bureau
6 and pay a fee, as ~~may be~~ determined by the commissioner, to
7 cover the cost of registration. Whether licensed or registered,
8 a qualified organization shall comply with the requirements of
9 sections 9 and 10, and with rules promulgated pursuant to the
10 authority granted in sections 12 and 13. ~~If at a single gather-~~
11 ~~ing all raffle tickets are sold and the drawing is held and the~~
12 ~~total aggregate market value of the prize or prizes to be awarded~~
13 ~~is \$100.00 or less, then the~~ A qualified organization CONDUCTING
14 A RAFFLE is excused from the requirements of obtaining a license
15 and registering with the commissioner under this act ~~—~~ UNDER
16 EITHER OF THE FOLLOWING CIRCUMSTANCES:

17 (A) THE EVENT INVOLVES A DRAWING AT A SINGLE GATHERING, ALL
18 RAFFLE TICKETS ARE SOLD, AND THE TOTAL AGGREGATE MARKET VALUE OF
19 THE PRIZE OR PRIZES TO BE AWARDED IS \$100.00 OR LESS.

20 (B) THE EVENT INVOLVES A SINGLE GATHERING OF ONLY MEMBERS OF
21 THE QUALIFIED ORGANIZATION AND THE NET PROCEEDS OF THE RAFFLE ARE
22 DEVOTED EXCLUSIVELY TO THE LAWFUL PURPOSE OF THE ORGANIZATION.