



HOUSE BILL No. 4263

February 17, 1993, Introduced by Reps. Joe Young, Jr. and Murphy and referred to the Committee on State Affairs.

A bill to amend section 3 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 432.103 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 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 432.103 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 3. (1) "Educational organization" means an organi-
6 zation within this state, not for pecuniary profit, whose primary
7 purpose is educational in nature and designed to develop the
8 capabilities of individuals by instruction in any public or
9 private elementary or secondary school ~~which~~ THAT complies with

1 THE SCHOOL CODE OF 1976, Act No. 451 of the Public Acts of 1976,
2 as amended, being sections 380.1 to 380.1852 of the Michigan
3 Compiled Laws, ~~or any private or~~ public college or universi-
4 ty, OR ANY PRIVATE COLLEGE OR UNIVERSITY, not for pecuniary
5 profit, and approved by the state board of education.

6 (2) "Fraternal organization" means an organization within
7 this state, except A college ~~fraternities~~ FRATERNITY OR
8 SORORITY, not for pecuniary profit, ~~which~~ THAT is a branch,
9 lodge, or chapter of a national or state organization and exists
10 for the common business, brotherhood, OR SISTERHOOD, or other
11 interests of its members. A FRATERNAL ORGANIZATION INCLUDES AN
12 ORGANIZATION WITHIN THIS STATE, NOT FOR PECUNIARY PROFIT, THAT IS
13 NOT A BRANCH, LODGE, OR CHAPTER OF A NATIONAL OR STATE ORGANI-
14 ZATION AND EXISTS FOR THE COMMON BUSINESS, BROTHERHOOD, SISTER-
15 HOOD, OR OTHER INTERESTS OF ITS MEMBERS, THAT HAS HAD AN ACTIVE
16 BANK ACCOUNT IN THE ORGANIZATION'S NAME FOR AT LEAST 5 CONTINUOUS
17 YEARS, AND WHOSE CONSTITUTION, CHARTER, ARTICLES OF INCORPORA-
18 TION, OR BYLAWS CONTAIN A PROVISION FOR THE PERPETUATION OF THE
19 ORGANIZATION AS A NONPROFIT ORGANIZATION AND A PROVISION THAT ALL
20 ASSETS, REAL PROPERTY, AND PERSONAL PROPERTY REVERT TO THE BENE-
21 FIT OF A CHARITABLE PURPOSE UPON DISSOLUTION OF THE ORGANIZATION,
22 AND NOT LESS THAN 25% OF ITS ANNUAL EXPENDITURES ARE FOR CHARITA-
23 BLE PURPOSES.

24 (3) "Licensee" means a qualified organization licensed pur-
25 suant to this act.

26 (4) "Member" means an individual who qualified for
27 membership in a qualified organization pursuant to its bylaws,

1 articles of incorporation, charter, rules, or other written
2 statement.

3 (5) "Person" means a natural person, firm, association, cor-
4 poration, or other legal entity.

5 (6) "Qualified organization" means a bona fide religious,
6 educational, service, senior citizens, fraternal, or veterans'
7 organization ~~which~~ THAT operates without profit to its members
8 and ~~which~~ THAT either has been in existence continuously as
9 such an organization for a period of 5 years or is exempt from
10 taxation imposed by THE SINGLE BUSINESS TAX ACT, Act No. 228 of
11 the Public Acts of 1975, as amended, being sections 208.1 to
12 208.145 of the Michigan Compiled Laws. Qualified organization
13 ~~shall~~ also ~~include~~ INCLUDES a candidate committee as defined
14 by, and ~~which is~~ organized pursuant to, THE MICHIGAN CAMPAIGN
15 FINANCE ACT, Act No. 388 of the Public Acts of 1976, as amended,
16 being sections 169.201 to 169.282 of the Michigan Compiled Laws.

17 (7) "Religious organization" means an organization, church,
18 body of communicants, or group, not for pecuniary profit, gath-
19 ered in common membership for mutual support and edification in
20 piety, worship, and religious ~~observances, or~~ OBSERVANCES; any
21 society, not for pecuniary profit, of individuals united for
22 religious purposes at a definite place; or a church-related pri-
23 vate school, not for pecuniary profit.

24 (8) "Senior citizens organization" means an organization
25 within this state, not for pecuniary profit, ~~which~~ THAT con-
26 sists of at least 15 members who are 60 years of age or older and

1 exists for their mutual support and advancing the causes of
2 elderly or retired persons.

3 (9) "Service organization" means a branch, lodge, or chapter
4 of a national or state organization, not for pecuniary profit,
5 ~~which~~ THAT is authorized by its written constitution, charter,
6 articles of incorporation, or bylaws to engage in a fraternal,
7 civic, or service purpose within the state ~~, and~~ OR a local
8 civic organization, not for pecuniary profit and not affiliated
9 with a state or national organization, ~~which~~ THAT is recognized
10 by resolution adopted by the city in which the organization con-
11 ducts its principal activities, whose constitution, charter,
12 articles of incorporation, or bylaws contain a provision for the
13 perpetuation of the organization as a nonprofit organization
14 whose entire assets are pledged to charitable purposes, and whose
15 constitution, charter, articles of incorporation, or bylaws con-
16 tain a provision that all assets, real property, and personal
17 property ~~shall~~ revert to the benefit of the city government
18 upon dissolution of the organization.

19 (10) "Veterans' organization" means an organization within
20 this state, or a branch, ~~or~~ lodge, or chapter within this state
21 of a state organization or of a national organization chartered
22 by the congress of the United States, not for pecuniary profit,
23 the membership of which consists of individuals who were members
24 of the armed services or forces of the United States.