

HOUSE BILL No. 6218

September 22, 2004, Introduced by Rep. Ward and referred to the Committee on Regulatory Reform.

A bill to amend 1972 PA 382, entitled
"Traxler-McCauley-Law-Bowman bingo act,"
by amending sections 5d, 10, 10a, and 11 (MCL 432.105d, 432.110,
432.110a, and 432.111), section 5d as added and sections 10, 10a,
and 11 as amended by 1999 PA 108.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5d. (1) A qualified organization may apply for an
2 unlimited number of small and large raffle licenses.

3 (2) Only 1 small raffle license may be issued for a location
4 each day.

5 (3) All drawing locations shall be the same if a small raffle
6 license is issued ~~for~~ **to a qualified organization allowing**
7 **raffle drawings on** more than 1 date.

8 (4) A qualified organization is excused from the requirements
9 of obtaining a license under this act if the qualified

1 organization is sponsoring a single gathering and conducts a
2 raffle before which there is no presale of tickets and the total
3 aggregate retail value of the prize or prizes to be awarded that
4 day is ~~-\$100.00-~~ **\$500.00** or less.

5 Sec. 10. (1) Only a member of the qualified organization
6 shall participate in the management of an event.

7 (2) A person shall not receive any commission, salary, pay,
8 profit, or wage for participating in the management or operation
9 of bingo, a millionaire party, or a charity game except as
10 provided by rule promulgated under this act.

11 (3) Except by special permission of the commissioner, a
12 licensee shall conduct bingo or a millionaire party only with
13 equipment that it owns, uses under a bureau-approved rental
14 contract, or is purchasing or renting at a reasonable rate from a
15 supplier.

16 (4) A licensee shall not advertise bingo except to the extent
17 and in the manner permitted by rule promulgated under this act.
18 If the commissioner permits a licensee to advertise bingo, the
19 licensee shall indicate in the advertisement the purposes for
20 which the net proceeds will be used by the licensee.

21 (5) The holder of a millionaire party license shall not
22 advertise the event, except to the extent and in the manner
23 permitted by rule promulgated under this act. If the
24 commissioner permits a licensee to advertise the event, the
25 licensee shall indicate in the advertising the purposes for which
26 the net proceeds will be used by the licensee, and shall give
27 notice of the ~~-\$500.00-~~ personal limitation on winnings required

1 by section 10a(e).

2 Sec. 10a. All of the following apply in the conduct of a
3 millionaire party:

4 (a) A person less than 18 years of age shall not be permitted
5 to wager.

6 (b) A wager ~~may~~ **shall** not be placed on a contest other than
7 a game of chance taking place at the location and during the time
8 period approved for the event. ~~—, and in no event shall a~~ A
9 wager **shall not** be placed ~~upon~~ **on** an athletic event or ~~upon~~ a
10 game involving personal skill.

11 (c) The licensee under the millionaire party license ~~shall~~
12 ~~be~~ **is** responsible for insuring that the requirements of this
13 section are met.

14 (d) A qualified organization shall not receive more than
15 ~~—\$15,000.00—~~ **\$25,000.00** in exchange for imitation money or chips
16 in 1 day of a millionaire party.

17 (e) A person participating in a millionaire party shall not
18 be awarded prizes having an aggregate value greater than
19 ~~—\$500.00—~~ **30 times the amount wagered by that person** per day.

20 The value of raffle, charity game, and numeral game prizes
21 awarded at the millionaire party is not subject to the
22 limitations of this section. A notice of personal limitation on
23 winnings shall be given to the participant or posted at the
24 location of the event.

25 (f) **A licensee shall complete, submit, and provide copies of**
26 **all federal income tax forms reporting gambling winnings as**
27 **required by the internal revenue code, 26 USC 1 to 1789, or**

1 regulations promulgated under that code.

2 Sec. 11. State or local taxes of any kind shall not be
3 imposed ~~upon the recipient of a prize~~ **on prizes with an**
4 **aggregate value of less than \$1,500.00 per day**, whether
5 merchandise or money, awarded by a licensee during an event
6 conducted in conformity with this act.

7 Enacting section 1. This amendatory act does not take
8 effect unless Senate Bill No. _____ or House Bill No. 6219
9 (request no. 07237'04 a) of the 92nd Legislature is enacted into
10 law.