

TRAXLER-MCCAULEY-LAW-BOWMAN BINGO ACT (EXCERPT)
Act 382 of 1972

432.103 Definitions; L to O.

Sec. 3. As used in this act:

(a) "Large bingo" means a series of bingo occasions that occur on a regular basis during which the total value of all prizes awarded for bingo games at a single occasion does not exceed \$3,500.00 and the total value of all prizes awarded for 1 bingo game does not exceed \$1,100.00, except that a prize awarded through a Michigan progressive jackpot bingo game is not subject to these limitations.

(b) "Large raffle" means an event at which the total value of all prizes awarded through raffle drawings exceeds \$500.00 per occasion.

(c) "Licensee" means a person, including a qualified organization, licensed under this act.

(d) "Location" means a building, enclosure, part of a building or enclosure, or a distinct portion of real property that is used for the purpose of conducting an event. Location includes all components or buildings that compose 1 architectural entity or that serve a unified functional purpose.

(e) "Manufacturer" means a person licensed under section 11c that manufactures numeral game tickets for sale to suppliers for use in an event.

(f) "Member" means an individual who qualified for membership in a qualified organization under its bylaws, articles of incorporation, charter, rules, or other written statement.

(g) "Michigan national guard" and "military" mean those terms as defined in section 105 of the Michigan military act, 1967 PA 150, MCL 32.505.

(h) "Michigan progressive jackpot" means a bingo game conducted in conjunction with a licensed large bingo occasion in which the value of the prize is carried forward to the next bingo occasion if no player wins in a predetermined number of allowable calls. Michigan progressive jackpot may include bingo games conducted by more than 1 licensee that are linked together for the purpose of a common jackpot prize and consolation prize as prescribed by the commissioner.

(i) "Millionaire party" means an event at which wagers are placed on games of chance customarily associated with a gambling casino through the use of imitation money or chips that have a nominal value equal to or greater than the value of the currency for which they can be exchanged.

(j) "Numeral game" means the random resale of a series of numeral game tickets.

(k) "Numeral game ticket" means a paper strip on which preprinted numerals are covered by folding the strip and banding the folded strip with a separate piece of paper, so that on breaking the paper that bands the folded strip the purchaser discovers whether the ticket is a winning ticket.

(l) "Occasion" means the hours of the day for which a license is issued.

History: 1972, Act 382, Eff. Apr. 1, 1973;—Am. 1973, Act 34, Imd. Eff. June 21, 1973;—Am. 1976, Act 22, Imd. Eff. Feb. 27, 1976;—Am. 1981, Act 229, Imd. Eff. Jan. 12, 1982;—Am. 1995, Act 275, Imd. Eff. Jan. 8, 1996;—Am. 2006, Act 427, Imd. Eff. Oct. 5, 2006;—Am. 2008, Act 401, Imd. Eff. Jan. 6, 2009;—Am. 2009, Act 41, Imd. Eff. June 18, 2009;—Am. 2012, Act 189, Imd. Eff. June 20, 2012;—Am. 2019, Act 159, Imd. Eff. Dec. 20, 2019;—Am. 2021, Act 92, Imd. Eff. Oct. 29, 2021.

Compiler's note: Act 118 of 1994, which was approved by the governor and filed with the secretary of state on May 12, 1994, provided for the amendment of Secs. 3 and 7a of Act 382 of 1972, known as the Traxler-McCauley-Law-Bowman Bingo Act, such amendments to be effective April 1, 1995. On January 31, 1995, a petition seeking a referendum on Act 118 of 1994 was filed with the secretary of state. Const 1963, art 2, sec 9, provides that no law as to which the power of referendum properly has been invoked shall be effective thereafter unless approved by a majority of the electors voting thereon at the next general election. A referendum on Act 118 of 1994 was presented to the electors at the November 1996 general election as Proposal A, which read as follows:

"Public Act 118 of 1994 would:

1) Change the definition of a qualified organization which is permitted to sponsor certain forms of gaming, including bingo, millionaire parties, and raffles, so that an organization which is organized under the Michigan Campaign Finance Act, including a candidate committee, political committee, political party committee, ballot question committee, or independent committee, is no longer qualified to receive a license to sponsor such gaming.

2) Permit a change in the single maximum prize or payout for a charity game sold by a licensed religious, educational, service, senior citizens, fraternal or veterans organization.

Should this law be approved?

Yes ☐

No ☐

Act 118 of 1994 was rejected by a majority of the electors voting thereon at the November 1996 general election.

Act 275 of 1995, which was approved by the governor on January 7, 1996, and filed with the secretary of state on January 8, 1996, provided for the amendment of Sec. 3 of Act 382 of 1972, as amended by Act 118 of 1994.

In Reynolds v Martin, 240 Mich App 84, 610 NW2d 597 (No. 210973)(2000), the Court of Appeals stated that the primary question raised in this appeal from the Barry County Circuit Court's decision granting declaratory relief to defendants is whether, under the constitutional provisions governing referendums, "the Legislature was without authority to pass 1995 PA 275 and thus reenact the provisions of 1994 PA 118, which was then subject to a referendum effort." The court concluded "that the Legislature had this authority and that, in exercising it, the Legislature did not undermine the referendum authority granted to the people by our constitution."

For transfer of the Bureau of State Lottery from the Department of Management and Budget to be an autonomous entity within the
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Department of Treasury, see E.R.O. No. 1991-2, compiled at MCL 12.161 of the Michigan Compiled Laws.

For transfer of powers and duties of lottery commissioner and bureau of state lottery related to licensing and regulation of millionaire parties under bingo act to executive director of Michigan gaming control board, see E.R.O. No. 2012-3, compiled at MCL 432.91.

Popular name: Bingo Act