

**As Passed by the House**

**133rd General Assembly**

**Regular Session**

**2019-2020**

**Sub. H. B. No. 282**

**Representatives Holmes, A., LaRe**

**Cosponsors: Representatives Hambley, Roemer, Rogers, West, Carfagna, Carruthers, Cera, Crawley, Crossman, Edwards, Galonski, Greenspan, Hillyer, Jones, Koehler, Lanese, Leland, Lightbody, Miller, J., O'Brien, Perales, Plummer, Reineke, Richardson, Riedel, Seitz, Sobecki, Swearingen, Wiggam**

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**A BILL**

To amend sections 109.32, 109.572, 2915.01, 1  
2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2  
2915.093, 2915.094, 2915.095, 2915.10, 2915.101, 3  
2915.12, and 2915.13 and to enact sections 4  
2915.14 and 2915.15 of the Revised Code to allow 5  
charitable organizations to conduct electronic 6  
instant bingo and to make other changes to the 7  
law governing bingo. 8

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 109.32, 109.572, 2915.01, 9  
2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2915.093, 10  
2915.094, 2915.095, 2915.10, 2915.101, 2915.12, and 2915.13 be 11  
amended and sections 2915.14 and 2915.15 of the Revised Code be 12  
enacted to read as follows: 13

**Sec. 109.32.** (A) All annual filing fees obtained by the 14  
attorney general pursuant to section 109.31 of the Revised Code, 15  
all receipts obtained from the sale of the charitable 16

foundations directory, all registration fees received by the 17  
attorney general, bond forfeitures, awards of costs and 18  
attorney's fees, and civil penalties assessed under Chapter 19  
1716. of the Revised Code, all license fees received by the 20  
attorney general under section 2915.08, 2915.081, or 2915.082 of 21  
the Revised Code, all fees received by the attorney general 22  
under section 2915.15 of the Revised Code, and all filing fees 23  
received by the attorney general under divisions (F) and (G) of 24  
section 2915.02 of the Revised Code, shall be paid into the 25  
state treasury to the credit of the charitable law fund. ~~The~~ 26

(B) (1) Except as otherwise provided in divisions (B) (2) 27  
and (3) of this section, the charitable law fund shall be used 28  
insofar as its moneys are available for the expenses of the 29  
charitable law section of the office of the attorney general, ~~—~~ 30  
~~except that all.~~ 31

(2) All annual license fees that are received by the 32  
attorney general under section 2915.08, 2915.081, or 2915.082 of 33  
the Revised Code, and all filing fees received by the attorney 34  
general under divisions (F) and (G) of section 2915.02 of the 35  
Revised Code, that are credited to the fund shall be used by the 36  
attorney general, or any law enforcement agency in cooperation 37  
with the attorney general, for the purposes specified in 38  
division (H) of section 2915.10 of the Revised Code and to 39  
administer and enforce Chapter 2915. of the Revised Code. ~~The~~ 40

(3) All fees received by the attorney general under 41  
section 2915.15 of the Revised Code that are credited to the 42  
fund shall be used for the purposes specified in that section. 43

(C) The expenses of the charitable law section in excess 44  
of moneys available in the charitable law fund shall be paid out 45  
of regular appropriations to the office of the attorney general. 46

**Sec. 109.572.** (A) (1) Upon receipt of a request pursuant to 47  
section 121.08, 3301.32, 3301.541, or 3319.39 of the Revised 48  
Code, a completed form prescribed pursuant to division (C) (1) of 49  
this section, and a set of fingerprint impressions obtained in 50  
the manner described in division (C) (2) of this section, the 51  
superintendent of the bureau of criminal identification and 52  
investigation shall conduct a criminal records check in the 53  
manner described in division (B) of this section to determine 54  
whether any information exists that indicates that the person 55  
who is the subject of the request previously has been convicted 56  
of or pleaded guilty to any of the following: 57

(a) A violation of section 2903.01, 2903.02, 2903.03, 58  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 59  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 60  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 61  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 62  
2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 63  
2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 64  
2925.05, 2925.06, or 3716.11 of the Revised Code, felonious 65  
sexual penetration in violation of former section 2907.12 of the 66  
Revised Code, a violation of section 2905.04 of the Revised Code 67  
as it existed prior to July 1, 1996, a violation of section 68  
2919.23 of the Revised Code that would have been a violation of 69  
section 2905.04 of the Revised Code as it existed prior to July 70  
1, 1996, had the violation been committed prior to that date, or 71  
a violation of section 2925.11 of the Revised Code that is not a 72  
minor drug possession offense; 73

(b) A violation of an existing or former law of this 74  
state, any other state, or the United States that is 75  
substantially equivalent to any of the offenses listed in 76  
division (A) (1) (a) of this section; 77

(c) If the request is made pursuant to section 3319.39 of 78  
the Revised Code for an applicant who is a teacher, any offense 79  
specified in section 3319.31 of the Revised Code. 80

(2) On receipt of a request pursuant to section 3712.09 or 81  
3721.121 of the Revised Code, a completed form prescribed 82  
pursuant to division (C)(1) of this section, and a set of 83  
fingerprint impressions obtained in the manner described in 84  
division (C)(2) of this section, the superintendent of the 85  
bureau of criminal identification and investigation shall 86  
conduct a criminal records check with respect to any person who 87  
has applied for employment in a position for which a criminal 88  
records check is required by those sections. The superintendent 89  
shall conduct the criminal records check in the manner described 90  
in division (B) of this section to determine whether any 91  
information exists that indicates that the person who is the 92  
subject of the request previously has been convicted of or 93  
pleaded guilty to any of the following: 94

(a) A violation of section 2903.01, 2903.02, 2903.03, 95  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 96  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 97  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 98  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 99  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 100  
2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 101  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 102  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 103

(b) An existing or former law of this state, any other 104  
state, or the United States that is substantially equivalent to 105  
any of the offenses listed in division (A)(2)(a) of this 106  
section. 107

(3) On receipt of a request pursuant to section 173.27, 108  
173.38, 173.381, 3701.881, 5119.34, 5164.34, 5164.341, 5164.342, 109  
5123.081, or 5123.169 of the Revised Code, a completed form 110  
prescribed pursuant to division (C) (1) of this section, and a 111  
set of fingerprint impressions obtained in the manner described 112  
in division (C) (2) of this section, the superintendent of the 113  
bureau of criminal identification and investigation shall 114  
conduct a criminal records check of the person for whom the 115  
request is made. The superintendent shall conduct the criminal 116  
records check in the manner described in division (B) of this 117  
section to determine whether any information exists that 118  
indicates that the person who is the subject of the request 119  
previously has been convicted of, has pleaded guilty to, or 120  
(except in the case of a request pursuant to section 5164.34, 121  
5164.341, or 5164.342 of the Revised Code) has been found 122  
eligible for intervention in lieu of conviction for any of the 123  
following, regardless of the date of the conviction, the date of 124  
entry of the guilty plea, or (except in the case of a request 125  
pursuant to section 5164.34, 5164.341, or 5164.342 of the 126  
Revised Code) the date the person was found eligible for 127  
intervention in lieu of conviction: 128

(a) A violation of section 959.13, 959.131, 2903.01, 129  
2903.02, 2903.03, 2903.04, 2903.041, 2903.11, 2903.12, 2903.13, 130  
2903.15, 2903.16, 2903.21, 2903.211, 2903.22, 2903.34, 2903.341, 131  
2905.01, 2905.02, 2905.05, 2905.11, 2905.12, 2905.32, 2905.33, 132  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 133  
2907.09, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 2907.31, 134  
2907.32, 2907.321, 2907.322, 2907.323, 2907.33, 2909.02, 135  
2909.03, 2909.04, 2909.22, 2909.23, 2909.24, 2911.01, 2911.02, 136  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.05, 137  
2913.11, 2913.21, 2913.31, 2913.32, 2913.40, 2913.41, 2913.42, 138

2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 2913.48,	139
2913.49, 2913.51, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12,	140
2919.121, 2919.123, 2919.22, 2919.23, 2919.24, 2919.25, 2921.03,	141
2921.11, 2921.12, 2921.13, 2921.21, 2921.24, 2921.32, 2921.321,	142
2921.34, 2921.35, 2921.36, 2921.51, 2923.12, 2923.122, 2923.123,	143
2923.13, 2923.161, 2923.162, 2923.21, 2923.32, 2923.42, 2925.02,	144
2925.03, 2925.04, 2925.041, 2925.05, 2925.06, 2925.09, 2925.11,	145
2925.13, 2925.14, 2925.141, 2925.22, 2925.23, 2925.24, 2925.36,	146
2925.55, 2925.56, 2927.12, or 3716.11 of the Revised Code;	147
(b) Felonious sexual penetration in violation of former	148
section 2907.12 of the Revised Code;	149
(c) A violation of section 2905.04 of the Revised Code as	150
it existed prior to July 1, 1996;	151
(d) A violation of section 2923.01, 2923.02, or 2923.03 of	152
the Revised Code when the underlying offense that is the object	153
of the conspiracy, attempt, or complicity is one of the offenses	154
listed in divisions (A) (3) (a) to (c) of this section;	155
(e) A violation of an existing or former municipal	156
ordinance or law of this state, any other state, or the United	157
States that is substantially equivalent to any of the offenses	158
listed in divisions (A) (3) (a) to (d) of this section.	159
(4) On receipt of a request pursuant to section 2151.86 or	160
2151.904 of the Revised Code, a completed form prescribed	161
pursuant to division (C) (1) of this section, and a set of	162
fingerprint impressions obtained in the manner described in	163
division (C) (2) of this section, the superintendent of the	164
bureau of criminal identification and investigation shall	165
conduct a criminal records check in the manner described in	166
division (B) of this section to determine whether any	167

information exists that indicates that the person who is the 168  
subject of the request previously has been convicted of or 169  
pleaded guilty to any of the following: 170

(a) A violation of section 959.13, 2903.01, 2903.02, 171  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.15, 2903.16, 172  
2903.21, 2903.211, 2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 173  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 174  
2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 175  
2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2909.22, 176  
2909.23, 2909.24, 2911.01, 2911.02, 2911.11, 2911.12, 2913.49, 177  
2917.01, 2917.02, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 178  
2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, 179  
2927.12, or 3716.11 of the Revised Code, a violation of section 180  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 181  
a violation of section 2919.23 of the Revised Code that would 182  
have been a violation of section 2905.04 of the Revised Code as 183  
it existed prior to July 1, 1996, had the violation been 184  
committed prior to that date, a violation of section 2925.11 of 185  
the Revised Code that is not a minor drug possession offense, 186  
two or more OVI or OVUAC violations committed within the three 187  
years immediately preceding the submission of the application or 188  
petition that is the basis of the request, or felonious sexual 189  
penetration in violation of former section 2907.12 of the 190  
Revised Code; 191

(b) A violation of an existing or former law of this 192  
state, any other state, or the United States that is 193  
substantially equivalent to any of the offenses listed in 194  
division (A) (4) (a) of this section. 195

(5) Upon receipt of a request pursuant to section 5104.013 196  
of the Revised Code, a completed form prescribed pursuant to 197

division (C) (1) of this section, and a set of fingerprint 198  
impressions obtained in the manner described in division (C) (2) 199  
of this section, the superintendent of the bureau of criminal 200  
identification and investigation shall conduct a criminal 201  
records check in the manner described in division (B) of this 202  
section to determine whether any information exists that 203  
indicates that the person who is the subject of the request has 204  
been convicted of or pleaded guilty to any of the following: 205

(a) A violation of section 2151.421, 2903.01, 2903.02, 206  
2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 207  
2903.22, 2903.34, 2905.01, 2905.02, 2905.05, 2905.11, 2905.32, 208  
2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 209  
2907.09, 2907.19, 2907.21, 2907.22, 2907.23, 2907.24, 2907.25, 210  
2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 211  
2909.03, 2909.04, 2909.05, 2911.01, 2911.02, 2911.11, 2911.12, 212  
2913.02, 2913.03, 2913.04, 2913.041, 2913.05, 2913.06, 2913.11, 213  
2913.21, 2913.31, 2913.32, 2913.33, 2913.34, 2913.40, 2913.41, 214  
2913.42, 2913.43, 2913.44, 2913.441, 2913.45, 2913.46, 2913.47, 215  
2913.48, 2913.49, 2917.01, 2917.02, 2917.03, 2917.31, 2919.12, 216  
2919.22, 2919.224, 2919.225, 2919.24, 2919.25, 2921.03, 2921.11, 217  
2921.13, 2921.14, 2921.34, 2921.35, 2923.01, 2923.12, 2923.13, 218  
2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 219  
3716.11 of the Revised Code, felonious sexual penetration in 220  
violation of former section 2907.12 of the Revised Code, a 221  
violation of section 2905.04 of the Revised Code as it existed 222  
prior to July 1, 1996, a violation of section 2919.23 of the 223  
Revised Code that would have been a violation of section 2905.04 224  
of the Revised Code as it existed prior to July 1, 1996, had the 225  
violation been committed prior to that date, a violation of 226  
section 2925.11 of the Revised Code that is not a minor drug 227  
possession offense, a violation of section 2923.02 or 2923.03 of 228



the Revised Code that relates to a crime specified in this 229  
division, or a second violation of section 4511.19 of the 230  
Revised Code within five years of the date of application for 231  
licensure or certification. 232

(b) A violation of an existing or former law of this 233  
state, any other state, or the United States that is 234  
substantially equivalent to any of the offenses or violations 235  
described in division (A) (5) (a) of this section. 236

(6) Upon receipt of a request pursuant to section 5153.111 237  
of the Revised Code, a completed form prescribed pursuant to 238  
division (C) (1) of this section, and a set of fingerprint 239  
impressions obtained in the manner described in division (C) (2) 240  
of this section, the superintendent of the bureau of criminal 241  
identification and investigation shall conduct a criminal 242  
records check in the manner described in division (B) of this 243  
section to determine whether any information exists that 244  
indicates that the person who is the subject of the request 245  
previously has been convicted of or pleaded guilty to any of the 246  
following: 247

(a) A violation of section 2903.01, 2903.02, 2903.03, 248  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 249  
2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 250  
2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 251  
2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 252  
2909.02, 2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 253  
2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 254  
2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised 255  
Code, felonious sexual penetration in violation of former 256  
section 2907.12 of the Revised Code, a violation of section 257  
2905.04 of the Revised Code as it existed prior to July 1, 1996, 258

a violation of section 2919.23 of the Revised Code that would 259  
have been a violation of section 2905.04 of the Revised Code as 260  
it existed prior to July 1, 1996, had the violation been 261  
committed prior to that date, or a violation of section 2925.11 262  
of the Revised Code that is not a minor drug possession offense; 263

(b) A violation of an existing or former law of this 264  
state, any other state, or the United States that is 265  
substantially equivalent to any of the offenses listed in 266  
division (A) (6) (a) of this section. 267

(7) On receipt of a request for a criminal records check 268  
from an individual pursuant to section 4749.03 or 4749.06 of the 269  
Revised Code, accompanied by a completed copy of the form 270  
prescribed in division (C) (1) of this section and a set of 271  
fingerprint impressions obtained in a manner described in 272  
division (C) (2) of this section, the superintendent of the 273  
bureau of criminal identification and investigation shall 274  
conduct a criminal records check in the manner described in 275  
division (B) of this section to determine whether any 276  
information exists indicating that the person who is the subject 277  
of the request has been convicted of or pleaded guilty to a 278  
felony in this state or in any other state. If the individual 279  
indicates that a firearm will be carried in the course of 280  
business, the superintendent shall require information from the 281  
federal bureau of investigation as described in division (B) (2) 282  
of this section. Subject to division (F) of this section, the 283  
superintendent shall report the findings of the criminal records 284  
check and any information the federal bureau of investigation 285  
provides to the director of public safety. 286

(8) On receipt of a request pursuant to section 1321.37, 287  
1321.53, or 4763.05 of the Revised Code, a completed form 288

prescribed pursuant to division (C)(1) of this section, and a 289  
set of fingerprint impressions obtained in the manner described 290  
in division (C)(2) of this section, the superintendent of the 291  
bureau of criminal identification and investigation shall 292  
conduct a criminal records check with respect to any person who 293  
has applied for a license, permit, or certification from the 294  
department of commerce or a division in the department. The 295  
superintendent shall conduct the criminal records check in the 296  
manner described in division (B) of this section to determine 297  
whether any information exists that indicates that the person 298  
who is the subject of the request previously has been convicted 299  
of or pleaded guilty to any of the following: a violation of 300  
section 2913.02, 2913.11, 2913.31, 2913.51, or 2925.03 of the 301  
Revised Code; any other criminal offense involving theft, 302  
receiving stolen property, embezzlement, forgery, fraud, passing 303  
bad checks, money laundering, or drug trafficking, or any 304  
criminal offense involving money or securities, as set forth in 305  
Chapters 2909., 2911., 2913., 2915., 2921., 2923., and 2925. of 306  
the Revised Code; or any existing or former law of this state, 307  
any other state, or the United States that is substantially 308  
equivalent to those offenses. 309

(9) On receipt of a request for a criminal records check 310  
from the treasurer of state under section 113.041 of the Revised 311  
Code or from an individual under section 928.03, 4701.08, 312  
4715.101, 4717.061, 4725.121, 4725.501, 4729.071, 4729.53, 313  
4729.90, 4729.92, 4730.101, 4730.14, 4730.28, 4731.081, 4731.15, 314  
4731.171, 4731.222, 4731.281, 4731.531, 4732.091, 4734.202, 315  
4740.061, 4741.10, 4747.051, 4751.20, 4751.201, 4751.202, 316  
4751.21, 4753.061, 4755.70, 4757.101, 4759.061, 4760.032, 317  
4760.06, 4761.051, 4762.031, 4762.06, 4774.031, 4774.06, 318  
4776.021, 4778.04, 4778.07, 4779.091, or 4783.04 of the Revised 319

Code, accompanied by a completed form prescribed under division 320  
(C) (1) of this section and a set of fingerprint impressions 321  
obtained in the manner described in division (C) (2) of this 322  
section, the superintendent of the bureau of criminal 323  
identification and investigation shall conduct a criminal 324  
records check in the manner described in division (B) of this 325  
section to determine whether any information exists that 326  
indicates that the person who is the subject of the request has 327  
been convicted of or pleaded guilty to any criminal offense in 328  
this state or any other state. Subject to division (F) of this 329  
section, the superintendent shall send the results of a check 330  
requested under section 113.041 of the Revised Code to the 331  
treasurer of state and shall send the results of a check 332  
requested under any of the other listed sections to the 333  
licensing board specified by the individual in the request. 334

(10) On receipt of a request pursuant to section 124.74, 335  
718.131, 1121.23, 1315.141, 1733.47, or 1761.26 of the Revised 336  
Code, a completed form prescribed pursuant to division (C) (1) of 337  
this section, and a set of fingerprint impressions obtained in 338  
the manner described in division (C) (2) of this section, the 339  
superintendent of the bureau of criminal identification and 340  
investigation shall conduct a criminal records check in the 341  
manner described in division (B) of this section to determine 342  
whether any information exists that indicates that the person 343  
who is the subject of the request previously has been convicted 344  
of or pleaded guilty to any criminal offense under any existing 345  
or former law of this state, any other state, or the United 346  
States. 347

(11) On receipt of a request for a criminal records check 348  
from an appointing or licensing authority under section 3772.07 349  
of the Revised Code, a completed form prescribed under division 350

(C) (1) of this section, and a set of fingerprint impressions 351  
obtained in the manner prescribed in division (C) (2) of this 352  
section, the superintendent of the bureau of criminal 353  
identification and investigation shall conduct a criminal 354  
records check in the manner described in division (B) of this 355  
section to determine whether any information exists that 356  
indicates that the person who is the subject of the request 357  
previously has been convicted of or pleaded guilty or no contest 358  
to any offense under any existing or former law of this state, 359  
any other state, or the United States that is a disqualifying 360  
offense as defined in section 3772.07 of the Revised Code or 361  
substantially equivalent to such an offense. 362

(12) On receipt of a request pursuant to section 2151.33 363  
or 2151.412 of the Revised Code, a completed form prescribed 364  
pursuant to division (C) (1) of this section, and a set of 365  
fingerprint impressions obtained in the manner described in 366  
division (C) (2) of this section, the superintendent of the 367  
bureau of criminal identification and investigation shall 368  
conduct a criminal records check with respect to any person for 369  
whom a criminal records check is required under that section. 370  
The superintendent shall conduct the criminal records check in 371  
the manner described in division (B) of this section to 372  
determine whether any information exists that indicates that the 373  
person who is the subject of the request previously has been 374  
convicted of or pleaded guilty to any of the following: 375

(a) A violation of section 2903.01, 2903.02, 2903.03, 376  
2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 377  
2905.01, 2905.02, 2905.11, 2905.12, 2907.02, 2907.03, 2907.05, 378  
2907.06, 2907.07, 2907.08, 2907.09, 2907.12, 2907.25, 2907.31, 379  
2907.32, 2907.321, 2907.322, 2907.323, 2911.01, 2911.02, 380  
2911.11, 2911.12, 2911.13, 2913.02, 2913.03, 2913.04, 2913.11, 381

2913.21, 2913.31, 2913.40, 2913.43, 2913.47, 2913.51, 2919.25, 382  
2921.36, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.11, 383  
2925.13, 2925.22, 2925.23, or 3716.11 of the Revised Code; 384

(b) An existing or former law of this state, any other 385  
state, or the United States that is substantially equivalent to 386  
any of the offenses listed in division (A)(12)(a) of this 387  
section. 388

(13) On receipt of a request pursuant to section 3796.12 389  
of the Revised Code, a completed form prescribed pursuant to 390  
division (C)(1) of this section, and a set of fingerprint 391  
impressions obtained in a manner described in division (C)(2) of 392  
this section, the superintendent of the bureau of criminal 393  
identification and investigation shall conduct a criminal 394  
records check in the manner described in division (B) of this 395  
section to determine whether any information exists that 396  
indicates that the person who is the subject of the request 397  
previously has been convicted of or pleaded guilty to the 398  
following: 399

(a) A disqualifying offense as specified in rules adopted 400  
under division (B)(2)(b) of section 3796.03 of the Revised Code 401  
if the person who is the subject of the request is an 402  
administrator or other person responsible for the daily 403  
operation of, or an owner or prospective owner, officer or 404  
prospective officer, or board member or prospective board member 405  
of, an entity seeking a license from the department of commerce 406  
under Chapter 3796. of the Revised Code; 407

(b) A disqualifying offense as specified in rules adopted 408  
under division (B)(2)(b) of section 3796.04 of the Revised Code 409  
if the person who is the subject of the request is an 410  
administrator or other person responsible for the daily 411

operation of, or an owner or prospective owner, officer or 412  
prospective officer, or board member or prospective board member 413  
of, an entity seeking a license from the state board of pharmacy 414  
under Chapter 3796. of the Revised Code. 415

(14) On receipt of a request required by section 3796.13 416  
of the Revised Code, a completed form prescribed pursuant to 417  
division (C)(1) of this section, and a set of fingerprint 418  
impressions obtained in a manner described in division (C)(2) of 419  
this section, the superintendent of the bureau of criminal 420  
identification and investigation shall conduct a criminal 421  
records check in the manner described in division (B) of this 422  
section to determine whether any information exists that 423  
indicates that the person who is the subject of the request 424  
previously has been convicted of or pleaded guilty to the 425  
following: 426

(a) A disqualifying offense as specified in rules adopted 427  
under division (B)(8)(a) of section 3796.03 of the Revised Code 428  
if the person who is the subject of the request is seeking 429  
employment with an entity licensed by the department of commerce 430  
under Chapter 3796. of the Revised Code; 431

(b) A disqualifying offense as specified in rules adopted 432  
under division (B)(14)(a) of section 3796.04 of the Revised Code 433  
if the person who is the subject of the request is seeking 434  
employment with an entity licensed by the state board of 435  
pharmacy under Chapter 3796. of the Revised Code. 436

(15) On receipt of a request pursuant to section 4768.06 437  
of the Revised Code, a completed form prescribed under division 438  
(C)(1) of this section, and a set of fingerprint impressions 439  
obtained in the manner described in division (C)(2) of this 440  
section, the superintendent of the bureau of criminal 441

identification and investigation shall conduct a criminal 442  
records check in the manner described in division (B) of this 443  
section to determine whether any information exists indicating 444  
that the person who is the subject of the request has been 445  
convicted of or pleaded guilty to a felony in this state or in 446  
any other state. 447

(16) On receipt of a request pursuant to division (B) of 448  
section 4764.07 or division (A) of section 4735.143 of the 449  
Revised Code, a completed form prescribed under division (C) (1) 450  
of this section, and a set of fingerprint impressions obtained 451  
in the manner described in division (C) (2) of this section, the 452  
superintendent of the bureau of criminal identification and 453  
investigation shall conduct a criminal records check in the 454  
manner described in division (B) of this section to determine 455  
whether any information exists indicating that the person who is 456  
the subject of the request has been convicted of or pleaded 457  
guilty to any crime of moral turpitude, a felony, or an 458  
equivalent offense in any other state or the United States. 459

(17) On receipt of a request for a criminal records check 460  
under section 147.022 of the Revised Code, a completed form 461  
prescribed under division (C) (1) of this section, and a set of 462  
fingerprint impressions obtained in the manner prescribed in 463  
division (C) (2) of this section, the superintendent of the 464  
bureau of criminal identification and investigation shall 465  
conduct a criminal records check in the manner described in 466  
division (B) of this section to determine whether any 467  
information exists that indicates that the person who is the 468  
subject of the request previously has been convicted of or 469  
pleaded guilty or no contest to any disqualifying offense, as 470  
defined in section 147.011 of the Revised Code, or to any 471  
offense under any existing or former law of this state, any 472



other state, or the United States that is substantially 473  
equivalent to such a disqualifying offense. 474

(18) Upon receipt of a request pursuant to division (F) of 475  
section 2915.081 or division (E) of section 2915.082 of the 476  
Revised Code, a completed form prescribed under division (C)(1) 477  
of this section, and a set of fingerprint impressions obtained 478  
in the manner described in division (C)(2) of this section, the 479  
superintendent of the bureau of criminal identification and 480  
investigation shall conduct a criminal records check in the 481  
manner described in division (B) of this section to determine 482  
whether any information exists indicating that the person who is 483  
the subject of the request has been convicted of or pleaded 484  
guilty or no contest to any offense that is a violation of 485  
Chapter 2915. of the Revised Code or to any offense under any 486  
existing or former law of this state, any other state, or the 487  
United States that is substantially equivalent to such an 488  
offense. 489

(B) Subject to division (F) of this section, the 490  
superintendent shall conduct any criminal records check to be 491  
conducted under this section as follows: 492

(1) The superintendent shall review or cause to be 493  
reviewed any relevant information gathered and compiled by the 494  
bureau under division (A) of section 109.57 of the Revised Code 495  
that relates to the person who is the subject of the criminal 496  
records check, including, if the criminal records check was 497  
requested under section 113.041, 121.08, 124.74, 173.27, 173.38, 498  
173.381, 718.131, 928.03, 1121.23, 1315.141, 1321.37, 1321.53, 499  
1733.47, 1761.26, 2151.86, 3301.32, 3301.541, 3319.39, 3701.881, 500  
3712.09, 3721.121, 3772.07, 3796.12, 3796.13, 4729.071, 4729.53, 501  
4729.90, 4729.92, 4749.03, 4749.06, 4763.05, 4764.07, 4768.06, 502

5104.013, 5164.34, 5164.341, 5164.342, 5123.081, 5123.169, or 503  
5153.111 of the Revised Code, any relevant information contained 504  
in records that have been sealed under section 2953.32 of the 505  
Revised Code; 506

(2) If the request received by the superintendent asks for 507  
information from the federal bureau of investigation, the 508  
superintendent shall request from the federal bureau of 509  
investigation any information it has with respect to the person 510  
who is the subject of the criminal records check, including 511  
fingerprint-based checks of national crime information databases 512  
as described in 42 U.S.C. 671 if the request is made pursuant to 513  
section 2151.86 or 5104.013 of the Revised Code or if any other 514  
Revised Code section requires fingerprint-based checks of that 515  
nature, and shall review or cause to be reviewed any information 516  
the superintendent receives from that bureau. If a request under 517  
section 3319.39 of the Revised Code asks only for information 518  
from the federal bureau of investigation, the superintendent 519  
shall not conduct the review prescribed by division (B) (1) of 520  
this section. 521

(3) The superintendent or the superintendent's designee 522  
may request criminal history records from other states or the 523  
federal government pursuant to the national crime prevention and 524  
privacy compact set forth in section 109.571 of the Revised 525  
Code. 526

(4) The superintendent shall include in the results of the 527  
criminal records check a list or description of the offenses 528  
listed or described in the relevant provision of division (A) 529  
~~(1), (2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12),~~ 530  
~~(13), (14), (15), (16), or (17)~~ of this section, ~~whichever~~ 531  
~~division requires the superintendent to conduct the criminal~~ 532

~~records check.~~ The superintendent shall exclude from the results 533  
any information the dissemination of which is prohibited by 534  
federal law. 535

(5) The superintendent shall send the results of the 536  
criminal records check to the person to whom it is to be sent 537  
not later than the following number of days after the date the 538  
superintendent receives the request for the criminal records 539  
check, the completed form prescribed under division (C) (1) of 540  
this section, and the set of fingerprint impressions obtained in 541  
the manner described in division (C) (2) of this section: 542

(a) If the superintendent is required by division (A) of 543  
this section (other than division (A) (3) of this section) to 544  
conduct the criminal records check, thirty; 545

(b) If the superintendent is required by division (A) (3) 546  
of this section to conduct the criminal records check, sixty. 547

(C) (1) The superintendent shall prescribe a form to obtain 548  
the information necessary to conduct a criminal records check 549  
from any person for whom a criminal records check is to be 550  
conducted under this section. The form that the superintendent 551  
prescribes pursuant to this division may be in a tangible 552  
format, in an electronic format, or in both tangible and 553  
electronic formats. 554

(2) The superintendent shall prescribe standard impression 555  
sheets to obtain the fingerprint impressions of any person for 556  
whom a criminal records check is to be conducted under this 557  
section. Any person for whom a records check is to be conducted 558  
under this section shall obtain the fingerprint impressions at a 559  
county sheriff's office, municipal police department, or any 560  
other entity with the ability to make fingerprint impressions on 561

the standard impression sheets prescribed by the superintendent. 562  
The office, department, or entity may charge the person a 563  
reasonable fee for making the impressions. The standard 564  
impression sheets the superintendent prescribes pursuant to this 565  
division may be in a tangible format, in an electronic format, 566  
or in both tangible and electronic formats. 567

(3) Subject to division (D) of this section, the 568  
superintendent shall prescribe and charge a reasonable fee for 569  
providing a criminal records check under this section. The 570  
person requesting the criminal records check shall pay the fee 571  
prescribed pursuant to this division. In the case of a request 572  
under section 1121.23, 1155.03, 1163.05, 1315.141, 1733.47, 573  
1761.26, 2151.33, 2151.412, or 5164.34 of the Revised Code, the 574  
fee shall be paid in the manner specified in that section. 575

(4) The superintendent of the bureau of criminal 576  
identification and investigation may prescribe methods of 577  
forwarding fingerprint impressions and information necessary to 578  
conduct a criminal records check, which methods shall include, 579  
but not be limited to, an electronic method. 580

(D) The results of a criminal records check conducted 581  
under this section, other than a criminal records check 582  
specified in division (A) (7) of this section, are valid for the 583  
person who is the subject of the criminal records check for a 584  
period of one year from the date upon which the superintendent 585  
completes the criminal records check. If during that period the 586  
superintendent receives another request for a criminal records 587  
check to be conducted under this section for that person, the 588  
superintendent shall provide the results from the previous 589  
criminal records check of the person at a lower fee than the fee 590  
prescribed for the initial criminal records check. 591

(E) When the superintendent receives a request for 592  
information from a registered private provider, the 593  
superintendent shall proceed as if the request was received from 594  
a school district board of education under section 3319.39 of 595  
the Revised Code. The superintendent shall apply division (A)(1) 596  
(c) of this section to any such request for an applicant who is 597  
a teacher. 598

(F)(1) Subject to division (F)(2) of this section, all 599  
information regarding the results of a criminal records check 600  
conducted under this section that the superintendent reports or 601  
sends under division (A)(7) or (9) of this section to the 602  
director of public safety, the treasurer of state, or the 603  
person, board, or entity that made the request for the criminal 604  
records check shall relate to the conviction of the subject 605  
person, or the subject person's plea of guilty to, a criminal 606  
offense. 607

(2) Division (F)(1) of this section does not limit, 608  
restrict, or preclude the superintendent's release of 609  
information that relates to the arrest of a person who is 610  
eighteen years of age or older, to an adjudication of a child as 611  
a delinquent child, or to a criminal conviction of a person 612  
under eighteen years of age in circumstances in which a release 613  
of that nature is authorized under division (E)(2), (3), or (4) 614  
of section 109.57 of the Revised Code pursuant to a rule adopted 615  
under division (E)(1) of that section. 616

(G) As used in this section: 617

(1) "Criminal records check" means any criminal records 618  
check conducted by the superintendent of the bureau of criminal 619  
identification and investigation in accordance with division (B) 620  
of this section. 621

(2) "Minor drug possession offense" has the same meaning 622  
as in section 2925.01 of the Revised Code. 623

(3) "OVI or OVUAC violation" means a violation of section 624  
4511.19 of the Revised Code or a violation of an existing or 625  
former law of this state, any other state, or the United States 626  
that is substantially equivalent to section 4511.19 of the 627  
Revised Code. 628

(4) "Registered private provider" means a nonpublic school 629  
or entity registered with the superintendent of public 630  
instruction under section 3310.41 of the Revised Code to 631  
participate in the autism scholarship program or section 3310.58 632  
of the Revised Code to participate in the Jon Peterson special 633  
needs scholarship program. 634

**Sec. 2915.01.** As used in this chapter: 635

(A) "Bookmaking" means the business of receiving or paying 636  
off bets. 637

(B) "Bet" means the hazarding of anything of value upon 638  
the result of an event, undertaking, or contingency, but does 639  
not include a bona fide business risk. 640

(C) "Scheme of chance" means a slot machine unless 641  
authorized under Chapter 3772. of the Revised Code, lottery 642  
unless authorized under Chapter 3770. of the Revised Code, 643  
numbers game, pool conducted for profit, or other scheme in 644  
which a participant gives a valuable consideration for a chance 645  
to win a prize, but does not include bingo, a skill-based 646  
amusement machine, or a pool not conducted for profit. "Scheme 647  
of chance" includes the use of an electronic device to reveal 648  
the results of a game entry if valuable consideration is paid, 649  
directly or indirectly, for a chance to win a prize. Valuable 650

consideration is deemed to be paid for a chance to win a prize 651  
in the following instances: 652

(1) Less than fifty per cent of the goods or services sold 653  
by a scheme of chance operator in exchange for game entries are 654  
used or redeemed by participants at any one location; 655

(2) Less than fifty per cent of participants who purchase 656  
goods or services at any one location do not accept, use, or 657  
redeem the goods or services sold or purportedly sold; 658

(3) More than fifty per cent of prizes at any one location 659  
are revealed to participants through an electronic device 660  
simulating a game of chance or a "casino game" as defined in 661  
section 3772.01 of the Revised Code; 662

(4) The good or service sold by a scheme of chance 663  
operator in exchange for a game entry cannot be used or redeemed 664  
in the manner advertised; 665

(5) A participant pays more than fair market value for 666  
goods or services offered by a scheme of chance operator in 667  
order to receive one or more game entries; 668

(6) A participant may use the electronic device to 669  
purchase additional game entries; 670

(7) A participant may purchase additional game entries by 671  
using points or credits won as prizes while using the electronic 672  
device; 673

(8) A scheme of chance operator pays out in prize money 674  
more than twenty per cent of the gross revenue received at one 675  
location; or 676

(9) A participant makes a purchase or exchange in order to 677  
obtain any good or service that may be used to facilitate play 678

on the electronic device. 679

As used in this division, "electronic device" means a 680  
mechanical, video, digital, or electronic machine or device that 681  
is capable of displaying information on a screen or other 682  
mechanism and that is owned, leased, or otherwise possessed by 683  
any person conducting a scheme of chance, or by that person's 684  
partners, affiliates, subsidiaries, or contractors. "Electronic 685  
device" does not include an electronic instant bingo system. 686

(D) "Game of chance" means poker, craps, roulette, or 687  
other game in which a player gives anything of value in the hope 688  
of gain, the outcome of which is determined largely by chance, 689  
but does not include bingo. 690

(E) "Game of chance conducted for profit" means any game 691  
of chance designed to produce income for the person who conducts 692  
or operates the game of chance, but does not include bingo. 693

(F) "Gambling device" means any of the following: 694

(1) A book, totalizer, or other equipment for recording 695  
bets; 696

(2) A ticket, token, or other device representing a 697  
chance, share, or interest in a scheme of chance or evidencing a 698  
bet; 699

(3) A deck of cards, dice, gaming table, roulette wheel, 700  
slot machine, or other apparatus designed for use in connection 701  
with a game of chance; 702

(4) Any equipment, device, apparatus, or paraphernalia 703  
specially designed for gambling purposes; 704

(5) Bingo supplies sold or otherwise provided, or used, in 705  
violation of this chapter. 706



(G) "Gambling offense" means any of the following:	707
(1) A violation of <del>section 2915.02, 2915.03, 2915.04,</del>	708
<del>2915.05, 2915.06, 2915.07, 2915.08, 2915.081, 2915.082, 2915.09,</del>	709
<del>2915.091, 2915.092, 2915.10, or 2915.11 of the Revised Code</del> <u>this</u>	710
<u>chapter;</u>	711
(2) A violation of an existing or former municipal	712
ordinance or law of this or any other state or the United States	713
substantially equivalent to any <del>section listed in division (G)</del>	714
<del>(1) provision</del> of this <del>section</del> <u>chapter</u> or a violation of section	715
2915.06 of the Revised Code as it existed prior to July 1, 1996;	716
(3) An offense under an existing or former municipal	717
ordinance or law of this or any other state or the United	718
States, of which gambling is an element;	719
(4) A conspiracy or attempt to commit, or complicity in	720
committing, any offense under division (G) (1), (2), or (3) of	721
this section.	722
(H) Except as otherwise provided in this chapter,	723
"charitable organization" means either of the following:	724
(1) An organization that is, and has received from the	725
internal revenue service a determination letter that currently	726
is in effect stating that the organization is, exempt from	727
federal income taxation under subsection 501(a) and described in	728
subsection 501(c) (3) of the Internal Revenue Code;	729
(2) A volunteer rescue service organization, volunteer	730
firefighter's organization, veteran's organization, fraternal	731
organization, or sporting organization that is exempt from	732
federal income taxation under subsection 501(c) (4), (c) (7), (c)	733
(8), (c) (10), or (c) (19) of the Internal Revenue Code.	734

To qualify as a "charitable organization," an organization 735  
shall have been in continuous existence as such in this state 736  
for a period of two years immediately preceding either the 737  
making of an application for a bingo license under section 738  
2915.08 of the Revised Code or the conducting of any game of 739  
chance as provided in division (D) of section 2915.02 of the 740  
Revised Code. 741

(I) "Religious organization" means any church, body of 742  
communicants, or group that is not organized or operated for 743  
profit and that gathers in common membership for regular worship 744  
and religious observances. 745

(J) "Veteran's organization" means any individual post or 746  
state headquarters of a national veteran's association or an 747  
auxiliary unit of any individual post of a national veteran's 748  
association, which post, state headquarters, or auxiliary unit 749  
is incorporated as a nonprofit corporation and either has 750  
received a letter from the state headquarters of the national 751  
veteran's association indicating that the individual post or 752  
auxiliary unit is in good standing with the national veteran's 753  
association or has received a letter from the national veteran's 754  
association indicating that the state headquarters is in good 755  
standing with the national veteran's association. As used in 756  
this division, "national veteran's association" means any 757  
veteran's association that has been in continuous existence as 758  
such for a period of at least five years and either is 759  
incorporated by an act of the United States congress or has a 760  
national dues-paying membership of at least five thousand 761  
persons. 762

(K) "Volunteer firefighter's organization" means any 763  
organization of volunteer firefighters, as defined in section 764

146.01 of the Revised Code, that is organized and operated 765  
exclusively to provide financial support for a volunteer fire 766  
department or a volunteer fire company and that is recognized or 767  
ratified by a county, municipal corporation, or township. 768

(L) "Fraternal organization" means any society, order, 769  
state headquarters, or association within this state, except a 770  
college or high school fraternity, that is not organized for 771  
profit, that is a branch, lodge, or chapter of a national or 772  
state organization, that exists exclusively for the common 773  
business or sodality of its members. 774

(M) "Volunteer rescue service organization" means any 775  
organization of volunteers organized to function as an emergency 776  
medical service organization, as defined in section 4765.01 of 777  
the Revised Code. 778

(N) "Charitable bingo game" means any bingo game described 779  
in division (O) (1) or (2) of this section that is conducted by a 780  
charitable organization that has obtained a license pursuant to 781  
section 2915.08 of the Revised Code and the proceeds of which 782  
are used for a charitable purpose. 783

(O) "Bingo" means either of the following: 784

(1) A game with all of the following characteristics: 785

(a) The participants use bingo cards or sheets, including 786  
paper formats and electronic representation or image formats, 787  
that are divided into twenty-five spaces arranged in five 788  
horizontal and five vertical rows of spaces, with each space, 789  
except the central space, being designated by a combination of a 790  
letter and a number and with the central space being designated 791  
as a free space. 792

(b) The participants cover the spaces on the bingo cards 793

or sheets that correspond to combinations of letters and numbers 794  
that are announced by a bingo game operator. 795

(c) A bingo game operator announces combinations of 796  
letters and numbers that appear on objects that a bingo game 797  
operator selects by chance, either manually or mechanically, 798  
from a receptacle that contains seventy-five objects at the 799  
beginning of each game, each object marked by a different 800  
combination of a letter and a number that corresponds to one of 801  
the seventy-five possible combinations of a letter and a number 802  
that can appear on the bingo cards or sheets. 803

(d) The winner of the bingo game includes any participant 804  
who properly announces during the interval between the 805  
announcements of letters and numbers as described in division 806  
(O) (1) (c) of this section, that a predetermined and preannounced 807  
pattern of spaces has been covered on a bingo card or sheet 808  
being used by the participant. 809

(2) Instant bingo, ~~punch boards~~ electronic instant bingo, 810  
and raffles. 811

(P) "Conduct" means to back, promote, organize, manage, 812  
carry on, sponsor, or prepare for the operation of bingo or a 813  
game of chance, a scheme of chance, or a sweepstakes. 814

(Q) "Bingo game operator" means any person, except 815  
security personnel, who performs work or labor at the site of 816  
bingo, including, but not limited to, collecting money from 817  
participants, handing out bingo cards or sheets or objects to 818  
cover spaces on bingo cards or sheets, selecting from a 819  
receptacle the objects that contain the combination of letters 820  
and numbers that appear on bingo cards or sheets, calling out 821  
the combinations of letters and numbers, distributing prizes, 822

selling or redeeming instant bingo tickets or cards, selling or 823  
redeeming electronic instant bingo tickets, credits, or 824  
vouchers, accessing an electronic instant bingo system other 825  
than as a participant, supervising the operation of a punch 826  
board, selling raffle tickets, selecting raffle tickets from a 827  
receptacle and announcing the winning numbers in a raffle, and 828  
preparing, selling, and serving food or beverages. "Bingo game 829  
operator" does not include a person who is maintaining, 830  
updating, or repairing an electronic instant bingo system. 831

(R) "Participant" means any person who plays bingo. 832

(S) "Bingo session" means a period that includes both of 833  
the following: 834

(1) Not to exceed five continuous hours for the conduct of 835  
one or more games described in division (O) (1) of this section, 836  
instant bingo, and ~~seal cards~~ electronic instant bingo; 837

(2) A period for the conduct of instant bingo and ~~seal-~~ 838  
~~cards~~ electronic instant bingo for not more than two hours 839  
before and not more than two hours after the period described in 840  
division (S) (1) of this section. 841

(T) "Gross receipts" means all money or assets, including 842  
admission fees, that a person receives from bingo without the 843  
deduction of any amounts for prizes paid out or for the expenses 844  
of conducting bingo. "Gross receipts" does not include any money 845  
directly taken in from the sale of food or beverages by a 846  
charitable organization conducting bingo, or by a bona fide 847  
auxiliary unit or society of a charitable organization 848  
conducting bingo, provided all of the following apply: 849

(1) The auxiliary unit or society has been in existence as 850  
a bona fide auxiliary unit or society of the charitable 851

organization for at least two years prior to conducting bingo. 852

(2) The person who purchases the food or beverage receives 853  
nothing of value except the food or beverage and items 854  
customarily received with the purchase of that food or beverage. 855

(3) The food and beverages are sold at customary and 856  
reasonable prices. 857

(U) "Security personnel" includes any person who either is 858  
a sheriff, deputy sheriff, marshal, deputy marshal, township 859  
constable, or member of an organized police department of a 860  
municipal corporation or has successfully completed a peace 861  
officer's training course pursuant to sections 109.71 to 109.79 862  
of the Revised Code and who is hired to provide security for the 863  
premises on which bingo is conducted. 864

(V) "Charitable purpose" means that the net profit of 865  
bingo, other than instant bingo or electronic instant bingo, is 866  
used by, or is given, donated, or otherwise transferred to, any 867  
of the following: 868

(1) Any organization that is described in subsection 869  
509(a) (1), 509(a) (2), or 509(a) (3) of the Internal Revenue Code 870  
and is either a governmental unit or an organization that is tax 871  
exempt under subsection 501(a) and described in subsection 872  
501(c) (3) of the Internal Revenue Code; 873

(2) A veteran's organization that is a post, chapter, or 874  
organization of veterans, or an auxiliary unit or society of, or 875  
a trust or foundation for, any such post, chapter, or 876  
organization organized in the United States or any of its 877  
possessions, at least seventy-five per cent of the members of 878  
which are veterans and substantially all of the other members of 879  
which are individuals who are spouses, widows, or widowers of 880

veterans, or such individuals, provided that no part of the net 881  
earnings of such post, chapter, or organization inures to the 882  
benefit of any private shareholder or individual, and further 883  
provided that the net profit is used by the post, chapter, or 884  
organization for the charitable purposes set forth in division 885  
(B) (12) of section 5739.02 of the Revised Code, is used for 886  
awarding scholarships to or for attendance at an institution 887  
mentioned in division (B) (12) of section 5739.02 of the Revised 888  
Code, is donated to a governmental agency, or is used for 889  
nonprofit youth activities, the purchase of United States or 890  
Ohio flags that are donated to schools, youth groups, or other 891  
bona fide nonprofit organizations, promotion of patriotism, or 892  
disaster relief; 893

(3) A fraternal organization that has been in continuous 894  
existence in this state for fifteen years and that uses the net 895  
profit exclusively for religious, charitable, scientific, 896  
literary, or educational purposes, or for the prevention of 897  
cruelty to children or animals, if contributions for such use 898  
would qualify as a deductible charitable contribution under 899  
subsection 170 of the Internal Revenue Code; 900

(4) A volunteer firefighter's organization that uses the 901  
net profit for the purposes set forth in division (K) of this 902  
section. 903

(W) "Internal Revenue Code" means the "Internal Revenue 904  
Code of 1986," 100 Stat. 2085, 26 U.S.C. 1, as now or hereafter 905  
amended. 906

(X) "Youth athletic organization" means any organization, 907  
not organized for profit, that is organized and operated 908  
exclusively to provide financial support to, or to operate, 909  
athletic activities for persons who are twenty-one years of age 910

or younger by means of sponsoring, organizing, operating, or 911  
contributing to the support of an athletic team, club, league, 912  
or association. 913

(Y) "Youth athletic park organization" means any 914  
organization, not organized for profit, that satisfies both of 915  
the following: 916

(1) It owns, operates, and maintains playing fields that 917  
satisfy both of the following: 918

(a) The playing fields are used ~~at least one hundred days~~ 919  
~~per year~~ for athletic activities by one or more organizations, 920  
not organized for profit, each of which is organized and 921  
operated exclusively to provide financial support to, or to 922  
operate, athletic activities for persons who are eighteen years 923  
of age or younger by means of sponsoring, organizing, operating, 924  
or contributing to the support of an athletic team, club, 925  
league, or association. 926

(b) The playing fields are not used for any profit-making 927  
activity at any time during the year. 928

(2) It uses the proceeds of bingo it conducts exclusively 929  
for the operation, maintenance, and improvement of its playing 930  
fields of the type described in division (Y)(1) of this section. 931

(Z) "Bingo supplies" means bingo cards or sheets; instant 932  
bingo tickets or cards; electronic bingo aids; raffle tickets; 933  
punch boards; seal cards; instant bingo ticket dispensers; 934  
electronic instant bingo systems; and devices for selecting or 935  
displaying the combination of bingo letters and numbers or 936  
raffle tickets. Items that are "bingo supplies" are not gambling 937  
devices if sold or otherwise provided, and used, in accordance 938  
with this chapter. For purposes of this chapter, "bingo 939



supplies" are not to be considered equipment used to conduct a bingo game.

(AA) "Instant bingo" means a form of bingo that shall use folded or banded tickets or paper cards with perforated break-open tabs, a face of which is covered or otherwise hidden from view to conceal a number, letter, or symbol, or set of numbers, letters, or symbols, some of which have been designated in advance as prize winners, and may ~~also~~ include games in which some winners are determined by the random selection of one or more bingo numbers by the use of a seal card or bingo blower. "Instant bingo" also includes a punch board game. In all "instant bingo" the prize amount and structure shall be predetermined. "Instant bingo" does not include electronic instant bingo or any device that is activated by the insertion of a coin, currency, token, or an equivalent, and that contains as one of its components a video display monitor that is capable of displaying numbers, letters, symbols, or characters in winning or losing combinations.

(BB) "Seal card" means a form of instant bingo that uses instant bingo tickets in conjunction with a board or placard that contains one or more seals that, when removed or opened, reveal predesignated winning numbers, letters, or symbols.

(CC) "Raffle" means a form of bingo in which the one or more prizes are won by one or more persons who have purchased a raffle ticket. The one or more winners of the raffle are determined by drawing a ticket stub or other detachable section from a receptacle containing ticket stubs or detachable sections corresponding to all tickets sold for the raffle. "Raffle" does not include the drawing of a ticket stub or other detachable section of a ticket purchased to attend a professional sporting

event if both of the following apply:	970
(1) The ticket stub or other detachable section is used to select the winner of a free prize given away at the professional sporting event; and	971 972 973
(2) The cost of the ticket is the same as the cost of a ticket to the professional sporting event on days when no free prize is given away.	974 975 976
(DD) "Punch board" means <u>a form of instant bingo that uses</u> a board containing a number of holes or receptacles of uniform size in which are placed, mechanically and randomly, serially numbered slips of paper that may be punched or drawn from the hole or receptacle <del>when used in conjunction with instant bingo</del> . A player may punch or draw the numbered slips of paper from the holes or receptacles and obtain the prize established for the game if the number drawn corresponds to a winning number or, if the punch board includes the use of a seal card, a potential winning number.	977 978 979 980 981 982 983 984 985 986
(EE) "Gross profit" means gross receipts minus the amount actually expended for the payment of prize awards.	987 988
(FF) "Net profit" means gross profit minus expenses.	989
(GG) "Expenses" means the reasonable amount of gross profit actually expended for all of the following:	990 991
(1) The purchase or lease of bingo supplies;	992
(2) The annual license fee required under section 2915.08 of the Revised Code;	993 994
(3) Bank fees and service charges for a bingo session or game account described in section 2915.10 of the Revised Code;	995 996

(4) Audits and accounting services;	997
(5) Safes;	998
(6) Cash registers;	999
(7) Hiring security personnel;	1000
(8) Advertising bingo;	1001
(9) Renting premises in which to conduct a bingo session;	1002
(10) Tables and chairs;	1003
(11) Expenses for maintaining and operating a charitable organization's facilities, including, but not limited to, a post home, club house, lounge, tavern, or canteen and any grounds attached to the post home, club house, lounge, tavern, or canteen;	1004 1005 1006 1007 1008
(12) Payment of real property taxes and assessments that are levied on a premises on which bingo is conducted;	1009 1010
(13) Any other product or service directly related to the conduct of bingo that is authorized in rules adopted by the attorney general under division (B)(1) of section 2915.08 of the Revised Code.	1011 1012 1013 1014
(HH) "Person" has the same meaning as in section 1.59 of the Revised Code and includes any firm or any other legal entity, however organized.	1015 1016 1017
(II) "Revoke" means to void permanently all rights and privileges of the holder of a license issued under section 2915.08, 2915.081, or 2915.082 of the Revised Code or a charitable gaming license issued by another jurisdiction.	1018 1019 1020 1021
(JJ) "Suspend" means to interrupt temporarily all rights and privileges of the holder of a license issued under section	1022 1023

2915.08, 2915.081, or 2915.082 of the Revised Code or a 1024  
charitable gaming license issued by another jurisdiction. 1025

(KK) "Distributor" means any person who purchases or 1026  
obtains bingo supplies and who does either of the following: 1027

(1) Sells, offers for sale, or otherwise provides or 1028  
offers to provide the bingo supplies to another person for use 1029  
in this state; 1030

(2) Modifies, converts, adds to, or removes parts from the 1031  
bingo supplies to further their promotion or sale for use in 1032  
this state. 1033

(LL) "Manufacturer" means any person who assembles 1034  
completed bingo supplies from raw materials, other items, or 1035  
subparts or who modifies, converts, adds to, or removes parts 1036  
from bingo supplies to further their promotion or sale. 1037

(MM) "Gross annual revenues" means the annual gross 1038  
receipts derived from the conduct of bingo described in division 1039  
(O) (1) of this section plus the annual net profit derived from 1040  
the conduct of bingo described in division (O) (2) of this 1041  
section. 1042

(NN) "Instant bingo ticket dispenser" means a mechanical 1043  
device that dispenses an instant bingo ticket or card as the 1044  
sole item of value dispensed and that has the following 1045  
characteristics: 1046

(1) It is activated upon the insertion of United States 1047  
currency. 1048

(2) It performs no gaming functions. 1049

(3) It does not contain a video display monitor or 1050  
generate noise. 1051

- (4) It is not capable of displaying any numbers, letters, symbols, or characters in winning or losing combinations. 1052  
1053
- (5) It does not simulate or display rolling or spinning reels. 1054  
1055
- (6) It is incapable of determining whether a dispensed bingo ticket or card is a winning or nonwinning ticket or card and requires a winning ticket or card to be paid by a bingo game operator. 1056  
1057  
1058  
1059
- (7) It may provide accounting and security features to aid in accounting for the instant bingo tickets or cards it dispenses. 1060  
1061  
1062
- (8) It is not part of an electronic network and is not interactive. 1063  
1064
- (OO) (1) "Electronic bingo aid" means an electronic device used by a participant to monitor bingo cards or sheets purchased at the time and place of a bingo session and that does all of the following: 1065  
1066  
1067  
1068
- (a) It provides a means for a participant to input numbers and letters announced by a bingo caller. 1069  
1070
- (b) It compares the numbers and letters entered by the participant to the bingo faces previously stored in the memory of the device. 1071  
1072  
1073
- (c) It identifies a winning bingo pattern. 1074
- (2) "Electronic bingo aid" does not include any device into which a coin, currency, token, or an equivalent is inserted to activate play. 1075  
1076  
1077
- (PP) "~~Deal of instant bingo tickets~~" means a single game 1078

of instant bingo tickets, or a single game of electronic instant bingo tickets, all with the same serial number. 1079  
1080

(QQ) (1) "Slot machine" means either of the following: 1081

(a) Any mechanical, electronic, video, or digital device 1082  
that is capable of accepting anything of value, directly or 1083  
indirectly, from or on behalf of a player who gives the thing of 1084  
value in the hope of gain; 1085

(b) Any mechanical, electronic, video, or digital device 1086  
that is capable of accepting anything of value, directly or 1087  
indirectly, from or on behalf of a player to conduct bingo or a 1088  
scheme or game of chance. 1089

(2) "Slot machine" does not include a skill-based 1090  
amusement machine ~~or,~~ an instant bingo ticket dispenser, or an 1091  
electronic instant bingo system. 1092

(RR) "Net profit from the proceeds of the sale of instant 1093  
bingo or electronic instant bingo" means gross profit minus the 1094  
ordinary, necessary, and reasonable expense expended for the 1095  
purchase of ~~instant bingo supplies~~ for the purpose of conducting 1096  
instant bingo or electronic instant bingo, and, in the case of 1097  
instant bingo or electronic instant bingo conducted by a 1098  
veteran's, fraternal, or sporting organization, minus the 1099  
payment by that organization of real property taxes and 1100  
assessments levied on a premises on which instant bingo or 1101  
electronic instant bingo is conducted. 1102

(SS) "Charitable instant bingo organization" means an 1103  
organization that is exempt from federal income taxation under 1104  
subsection 501(a) and described in subsection 501(c)(3) of the 1105  
Internal Revenue Code and is a charitable organization as 1106  
defined in this section. A "charitable instant bingo 1107

organization" does not include a charitable organization that is 1108  
exempt from federal income taxation under subsection 501(a) and 1109  
described in subsection 501(c) (3) of the Internal Revenue Code 1110  
and that is created by a veteran's organization, a fraternal 1111  
organization, or a sporting organization in regards to bingo 1112  
conducted or assisted by a veteran's organization, a fraternal 1113  
organization, or a sporting organization pursuant to section 1114  
2915.13 of the Revised Code. 1115

(TT) "Game flare" means the board or placard that 1116  
accompanies each deal of instant bingo tickets and that has 1117  
printed on or affixed to it the following information for the 1118  
game: 1119

(1) The name of the game; 1120

(2) The manufacturer's name or distinctive logo; 1121

(3) The form number; 1122

(4) The ticket count; 1123

(5) The prize structure, including the number of winning 1124  
instant bingo tickets by denomination and the respective winning 1125  
symbol or number combinations for the winning instant bingo 1126  
tickets; 1127

(6) The cost per play; 1128

(7) The serial number of the game. 1129

(UU) (1) "Skill-based amusement machine" means a 1130  
mechanical, video, digital, or electronic device that rewards 1131  
the player or players, if at all, only with merchandise prizes 1132  
or with redeemable vouchers redeemable only for merchandise 1133  
prizes, provided that with respect to rewards for playing the 1134  
game all of the following apply: 1135

(a) The wholesale value of a merchandise prize awarded as 1136  
a result of the single play of a machine does not exceed ten 1137  
dollars; 1138

(b) Redeemable vouchers awarded for any single play of a 1139  
machine are not redeemable for a merchandise prize with a 1140  
wholesale value of more than ten dollars; 1141

(c) Redeemable vouchers are not redeemable for a 1142  
merchandise prize that has a wholesale value of more than ten 1143  
dollars times the fewest number of single plays necessary to 1144  
accrue the redeemable vouchers required to obtain that prize; 1145  
and 1146

(d) Any redeemable vouchers or merchandise prizes are 1147  
distributed at the site of the skill-based amusement machine at 1148  
the time of play. 1149

A card for the purchase of gasoline is a redeemable 1150  
voucher for purposes of division (UU) (1) of this section even if 1151  
the skill-based amusement machine for the play of which the card 1152  
is awarded is located at a place where gasoline may not be 1153  
legally distributed to the public or the card is not redeemable 1154  
at the location of, or at the time of playing, the skill-based 1155  
amusement machine. 1156

(2) A device shall not be considered a skill-based 1157  
amusement machine and shall be considered a slot machine if it 1158  
pays cash or one or more of the following apply: 1159

(a) The ability of a player to succeed at the game is 1160  
impacted by the number or ratio of prior wins to prior losses of 1161  
players playing the game. 1162

(b) Any reward of redeemable vouchers is not based solely 1163  
on the player achieving the object of the game or the player's 1164



score; 1165

(c) The outcome of the game, or the value of the 1166  
redeemable voucher or merchandise prize awarded for winning the 1167  
game, can be controlled by a source other than any player 1168  
playing the game. 1169

(d) The success of any player is or may be determined by a 1170  
chance event that cannot be altered by player actions. 1171

(e) The ability of any player to succeed at the game is 1172  
determined by game features not visible or known to the player. 1173

(f) The ability of the player to succeed at the game is 1174  
impacted by the exercise of a skill that no reasonable player 1175  
could exercise. 1176

(3) All of the following apply to any machine that is 1177  
operated as described in division (UU) (1) of this section: 1178

(a) As used in division (UU) of this section, "game" and 1179  
"play" mean one event from the initial activation of the machine 1180  
until the results of play are determined without payment of 1181  
additional consideration. An individual utilizing a machine that 1182  
involves a single game, play, contest, competition, or 1183  
tournament may be awarded redeemable vouchers or merchandise 1184  
prizes based on the results of play. 1185

(b) Advance play for a single game, play, contest, 1186  
competition, or tournament participation may be purchased. The 1187  
cost of the contest, competition, or tournament participation 1188  
may be greater than a single noncontest, competition, or 1189  
tournament play. 1190

(c) To the extent that the machine is used in a contest, 1191  
competition, or tournament, that contest, competition, or 1192

tournament has a defined starting and ending date and is open to 1193  
participants in competition for scoring and ranking results 1194  
toward the awarding of redeemable vouchers or merchandise prizes 1195  
that are stated prior to the start of the contest, competition, 1196  
or tournament. 1197

(4) For purposes of division (UU) (1) of this section, the 1198  
mere presence of a device, such as a pin-setting, ball- 1199  
releasing, or scoring mechanism, that does not contribute to or 1200  
affect the outcome of the play of the game does not make the 1201  
device a skill-based amusement machine. 1202

(VV) "Merchandise prize" means any item of value, but 1203  
shall not include any of the following: 1204

(1) Cash, gift cards, or any equivalent thereof; 1205

(2) Plays on games of chance, state lottery tickets, or 1206  
~~bingo, or instant bingo;~~ 1207

(3) Firearms, tobacco, or alcoholic beverages; or 1208

(4) A redeemable voucher that is redeemable for any of the 1209  
items listed in division (VV) (1), (2), or (3) of this section. 1210

(WW) "Redeemable voucher" means any ticket, token, coupon, 1211  
receipt, or other noncash representation of value. 1212

(XX) "Pool not conducted for profit" means a scheme in 1213  
which a participant gives a valuable consideration for a chance 1214  
to win a prize and the total amount of consideration wagered is 1215  
distributed to a participant or participants. 1216

(YY) "Sporting organization" means a hunting, fishing, or 1217  
trapping organization, other than a college or high school 1218  
fraternity or sorority, that is not organized for profit, that 1219  
is affiliated with a state or national sporting organization, 1220

including but not limited to, the league of Ohio sportsmen, and 1221  
that has been in continuous existence in this state for a period 1222  
of three years. 1223

(ZZ) "Community action agency" has the same meaning as in 1224  
section 122.66 of the Revised Code. 1225

(AAA) (1) "Sweepstakes terminal device" means a mechanical, 1226  
video, digital, or electronic machine or device that is owned, 1227  
leased, or otherwise possessed by any person conducting a 1228  
sweepstakes, or by that person's partners, affiliates, 1229  
subsidiaries, or contractors, that is intended to be used by a 1230  
sweepstakes participant, and that is capable of displaying 1231  
information on a screen or other mechanism. A device is a 1232  
sweepstakes terminal device if any of the following apply: 1233

(a) The device uses a simulated game terminal as a 1234  
representation of the prizes associated with the results of the 1235  
sweepstakes entries. 1236

(b) The device utilizes software such that the simulated 1237  
game influences or determines the winning of or value of the 1238  
prize. 1239

(c) The device selects prizes from a predetermined finite 1240  
pool of entries. 1241

(d) The device utilizes a mechanism that reveals the 1242  
content of a predetermined sweepstakes entry. 1243

(e) The device predetermines the prize results and stores 1244  
those results for delivery at the time the sweepstakes entry 1245  
results are revealed. 1246

(f) The device utilizes software to create a game result. 1247

(g) The device reveals the prize incrementally, even 1248

though the device does not influence the awarding of the prize 1249  
or the value of any prize awarded. 1250

(h) The device determines and associates the prize with an 1251  
entry or entries at the time the sweepstakes is entered. 1252

(2) As used in this division and in section 2915.02 of the 1253  
Revised Code: 1254

(a) "Enter" means the act by which a person becomes 1255  
eligible to receive any prize offered in a sweepstakes. 1256

(b) "Entry" means one event from the initial activation of 1257  
the sweepstakes terminal device until all the sweepstakes prize 1258  
results from that activation are revealed. 1259

(c) "Prize" means any gift, award, gratuity, good, 1260  
service, credit, reward, or any other thing of value that may be 1261  
transferred to a person, whether possession of the prize is 1262  
actually transferred, or placed on an account or other record as 1263  
evidence of the intent to transfer the prize. 1264

(d) "Sweepstakes terminal device facility" means any 1265  
location in this state where a sweepstakes terminal device is 1266  
provided to a sweepstakes participant, except as provided in 1267  
division (G) of section 2915.02 of the Revised Code. 1268

(BBB) "Sweepstakes" means any game, contest, advertising 1269  
scheme or plan, or other promotion where consideration is not 1270  
required for a person to enter to win or become eligible to 1271  
receive any prize, the determination of which is based upon 1272  
chance. "Sweepstakes" does not include bingo as authorized under 1273  
this chapter, pari-mutuel wagering as authorized by Chapter 1274  
3769. of the Revised Code, lotteries conducted by the state 1275  
lottery commission as authorized by Chapter 3770. of the Revised 1276  
Code, and casino gaming as authorized by Chapter 3772. of the 1277

Revised Code.	1278
<u>(CCC) "Electronic instant bingo" means a form of bingo</u>	1279
<u>that consists of an electronic or digital representation of</u>	1280
<u>instant bingo in which a participant wins a prize if the</u>	1281
<u>participant's electronic instant bingo ticket contains a</u>	1282
<u>combination of numbers or symbols that was designated in advance</u>	1283
<u>as a winning combination, and to which all of the following</u>	1284
<u>apply:</u>	1285
<u>(1) Each deal has a predetermined, finite number of</u>	1286
<u>winning and losing tickets and a predetermined prize amount and</u>	1287
<u>deal structure, provided that there may be multiple winning</u>	1288
<u>combinations in each deal and multiple winning tickets.</u>	1289
<u>(2) Each electronic instant bingo ticket within a deal has</u>	1290
<u>a unique serial number that is not regenerated.</u>	1291
<u>(3) Each electronic instant bingo ticket within a deal is</u>	1292
<u>sold for the same price.</u>	1293
<u>(4) After a participant purchases an electronic instant</u>	1294
<u>bingo ticket, the combination of numbers or symbols on the</u>	1295
<u>ticket is revealed to the participant.</u>	1296
<u>(5) The reveal of numbers or symbols on the ticket may</u>	1297
<u>incorporate an entertainment or bonus theme, provided that the</u>	1298
<u>reveal does not include spinning reels that resemble a slot</u>	1299
<u>machine.</u>	1300
<u>(6) The reveal theme, if any, does not require additional</u>	1301
<u>consideration or award any prize other than any predetermined</u>	1302
<u>prize associated with the electronic instant bingo ticket.</u>	1303
<u>(DDD) "Electronic instant bingo system" means a</u>	1304
<u>mechanical, electronic, digital, or video device that is used to</u>	1305

play electronic instant bingo and any associated equipment or 1306  
software used to conduct, manage, monitor, or document any 1307  
aspect of electronic instant bingo. 1308

**Sec. 2915.08.** (A) ~~(1) Annually~~ Except as otherwise 1309  
permitted under section 2915.092 of the Revised Code, annually 1310  
before the first day of January, a charitable organization that 1311  
desires to conduct bingo, ~~instant bingo at a bingo session, or~~ 1312  
~~instant bingo other than at a bingo session~~ shall make out, upon 1313  
a form to be furnished by the attorney general for that purpose, 1314  
~~an application for a license~~ apply to the attorney general for 1315  
one or more of the following types of licenses to conduct bingo, 1316  
as appropriate: 1317

(1) A type I license to conduct bingo as described in 1318  
division (O) (1) of section 2915.01 of the Revised Code; 1319

(2) A type II license to conduct instant bingo, electronic 1320  
instant bingo, or both at a bingo session, ~~or;~~ 1321

(3) A type III license to conduct instant bingo, 1322  
electronic instant bingo, or both other than at a bingo session 1323  
~~and deliver that,~~ in accordance with sections 2915.093 to 1324  
2915.095 or section 2915.13 of the Revised Code, as applicable. 1325

(B) The application to the attorney general together with 1326  
shall be accompanied by a license fee as follows: 1327

~~(a) Except as otherwise provided in this division, for (1)~~ 1328  
If the charitable organization was not licensed to conduct bingo 1329  
under this chapter before July 1, 2003, a fee established by the 1330  
attorney general by rule adopted pursuant to section 111.15 of 1331  
the Revised Code. 1332

(2) If the charitable organization was licensed to conduct 1333  
bingo under this chapter before July 1, 2003, the following 1334

applicable fee: 1335

(a) For a type I license for ~~the~~ a charitable organization 1336  
that wishes to conduct ~~of~~ bingo during twenty-six or more weeks 1337  
in any calendar year, a license fee of two hundred dollars; 1338

(b) For a type II or type III license for ~~the~~ a charitable 1339  
organization that previously has not been licensed under this 1340  
chapter to conduct ~~of~~ instant bingo at a bingo session or 1341  
electronic instant bingo other than at a bingo session for a 1342  
charitable organization that previously has not been licensed 1343  
under this chapter to conduct instant bingo at a bingo session 1344  
or instant bingo other than at a bingo session and that wishes 1345  
to conduct bingo during twenty-six or more weeks in any calendar 1346  
year, a license fee of five hundred dollars, ~~and for any other;~~ 1347

(c) For a type II or type III license for a charitable 1348  
organization that previously has been licensed under this 1349  
chapter to conduct instant bingo or electronic instant bingo and 1350  
that desires to conduct bingo during twenty-six or more weeks in 1351  
any calendar year, a license fee that is based upon the gross 1352  
profits received by the charitable organization from the 1353  
operation of instant bingo at a bingo session or electronic 1354  
instant bingo other than at a bingo session, during the one-year 1355  
period ending on the thirty-first day of October of the year 1356  
immediately preceding the year for which the license is sought, 1357  
and that is one of the following: 1358

(i) Five hundred dollars, if the total is fifty thousand 1359  
dollars or less; 1360

(ii) One thousand two hundred fifty dollars plus one- 1361  
fourth per cent of the gross profit, if the total is more than 1362  
fifty thousand dollars but less than two hundred fifty thousand 1363

one dollars; 1364

(iii) Two thousand two hundred fifty dollars plus one-half 1365  
per cent of the gross profit, if the total is more than two 1366  
hundred fifty thousand dollars but less than five hundred 1367  
thousand one dollars; 1368

(iv) Three thousand five hundred dollars plus one per cent 1369  
of the gross profit, if the total is more than five hundred 1370  
thousand dollars but less than one million one dollars; 1371

(v) Five thousand dollars plus one per cent of the gross 1372  
profit, if the total is one million one dollars or more~~+~~. 1373

~~(e) A~~ (d) For a type I, type II, or type III license for a 1374  
charitable organization that desires to conduct bingo during 1375  
fewer than twenty-six weeks in any calendar year, a reduced 1376  
license fee established by the attorney general by rule adopted 1377  
pursuant to division (G) of this section 111.15 of the Revised 1378  
Code. 1379

~~(d) For a license to conduct bingo for a charitable~~ 1380  
~~organization that prior to July 1, 2003, has not been licensed~~ 1381  
~~under this chapter to conduct bingo, instant bingo at a bingo~~ 1382  
~~session, or instant bingo other than at a bingo session, a~~ 1383  
~~license fee established by rule by the attorney general in~~ 1384  
~~accordance with division (H) of this section.~~ 1385

~~(2)~~ (C) The application shall be in the form prescribed by 1386  
the attorney general, shall be signed and sworn to by the 1387  
applicant, and shall contain all of the following: 1388

~~(a)~~ (1) The name and post-office address of the applicant; 1389

~~(b)~~ (2) A statement that the applicant is a charitable 1390  
organization and that it has been in continuous existence as a 1391



charitable organization in this state for two years immediately 1392  
preceding the making of the application; 1393

~~(e)~~ (3) The location at which the organization will 1394  
conduct bingo, which location shall be within the county in 1395  
which the principal place of business of the applicant is 1396  
located, the days of the week and the times on each of those 1397  
days when bingo will be conducted, whether the organization 1398  
owns, leases, or subleases the premises, and a copy of the 1399  
rental agreement if it leases or subleases the premises; 1400

~~(d)~~ (4) A statement of the applicant's previous history, 1401  
record, and association that is sufficient to establish that the 1402  
applicant is a charitable organization, and a copy of a 1403  
determination letter that is issued by the Internal Revenue 1404  
Service and states that the organization is tax exempt under 1405  
subsection 501(a) and described in subsection 501(c) (3), 501(c) 1406  
(4), 501(c) (7), 501(c) (8), 501(c) (10), or 501(c) (19) of the 1407  
Internal Revenue Code; 1408

~~(e)~~ (5) A statement as to whether the applicant has ever 1409  
had any previous application refused, whether it previously has 1410  
had a license revoked or suspended, and the reason stated by the 1411  
attorney general for the refusal, revocation, or suspension; 1412

~~(f)~~ (6) A statement of the charitable purposes for which 1413  
the net profit derived from bingo, ~~other than instant bingo,~~ 1414  
described in division (O) (1) of section 2915.01 of the Revised 1415  
Code will be used, ~~and or~~ a statement of how the net profit 1416  
derived from instant bingo or electronic instant bingo will be 1417  
distributed in accordance with section 2915.101 of the Revised 1418  
Code, as applicable; 1419

~~(g)~~ (7) Other necessary and reasonable information that 1420

the attorney general may require by rule adopted pursuant to 1421  
section 111.15 of the Revised Code; 1422

~~(h)~~ (8) If the applicant is a charitable trust as defined 1423  
in section 109.23 of the Revised Code, a statement as to whether 1424  
it has registered with the attorney general pursuant to section 1425  
109.26 of the Revised Code or filed annual reports pursuant to 1426  
section 109.31 of the Revised Code, and, if it is not required 1427  
to do either, the exemption in section 109.26 or 109.31 of the 1428  
Revised Code that applies to it; 1429

~~(i)~~ (9) If the applicant is a charitable organization as 1430  
defined in section 1716.01 of the Revised Code, a statement as 1431  
to whether it has filed with the attorney general a registration 1432  
statement pursuant to section 1716.02 of the Revised Code and a 1433  
financial report pursuant to section 1716.04 of the Revised 1434  
Code, and, if it is not required to do both, the exemption in 1435  
section 1716.03 of the Revised Code that applies to it; 1436

~~(j)~~ (10) In the case of an applicant seeking to qualify as 1437  
a youth athletic park organization, a statement issued by a 1438  
board or body vested with authority under Chapter 755. of the 1439  
Revised Code for the supervision and maintenance of recreation 1440  
facilities in the territory in which the organization is 1441  
located, certifying that the playing fields owned by the 1442  
organization ~~were used for at least one hundred days during the~~ 1443  
~~year in which the statement is issued, and were open for use to~~ 1444  
all residents of that territory, regardless of race, color, 1445  
creed, religion, sex, or national origin, for athletic 1446  
activities by youth athletic organizations that do not 1447  
discriminate on the basis of race, color, creed, religion, sex, 1448  
or national origin, and that the fields were not used for any 1449  
profit-making activity at any time during the year. That type of 1450

board or body is authorized to issue the statement upon request 1451  
and shall issue the statement if it finds that the applicant's 1452  
playing fields were so used. 1453

~~(3)~~ (D) The attorney general, within thirty days after 1454  
receiving a timely filed application from a charitable 1455  
organization that has been issued a license under this section 1456  
that has not expired and has not been revoked or suspended, 1457  
shall send a temporary permit to the applicant specifying the 1458  
date on which the application was filed with the attorney 1459  
general and stating that, pursuant to section 119.06 of the 1460  
Revised Code, the applicant may continue to conduct bingo until 1461  
a new license is granted or, if the application is rejected, 1462  
until fifteen days after notice of the rejection is mailed to 1463  
the applicant. The temporary permit does not affect the validity 1464  
of the applicant's application and does not grant any rights to 1465  
the applicant except those rights specifically granted in 1466  
section 119.06 of the Revised Code. The issuance of a temporary 1467  
permit by the attorney general pursuant to this division does 1468  
not prohibit the attorney general from rejecting the applicant's 1469  
application because of acts that the applicant committed, or 1470  
actions that the applicant failed to take, before or after the 1471  
issuance of the temporary permit. 1472

~~(4)~~ (E) Within thirty days after receiving an initial 1473  
license application from a charitable organization to conduct 1474  
bingo, ~~instant bingo at a bingo session, or instant bingo other~~ 1475  
~~than at a bingo session,~~ the attorney general shall conduct a 1476  
preliminary review of the application and notify the applicant 1477  
regarding any deficiencies. Once an application is deemed 1478  
complete, or beginning on the thirtieth day after the 1479  
application is filed, if the attorney general failed to notify 1480  
the applicant of any deficiencies, the attorney general shall 1481

have an additional sixty days to conduct an investigation and 1482  
either grant or deny the application based on findings 1483  
established and communicated in accordance with divisions ~~(B)~~ 1484  
(F) and ~~(E)~~ (I) of this section. As an option to granting or 1485  
denying an initial license application, the attorney general may 1486  
grant a temporary license and request additional time to conduct 1487  
the investigation if the attorney general has cause to believe 1488  
that additional time is necessary to complete the investigation 1489  
and has notified the applicant in writing about the specific 1490  
concerns raised during the investigation. 1491

~~(B)(1)~~ (F)(1) The attorney general shall adopt rules to 1492  
enforce sections 2915.01, 2915.02, and 2915.07 to ~~2915.13~~ 1493  
2915.15 of the Revised Code to ensure that bingo ~~or instant~~ 1494  
~~bingo~~ is conducted in accordance with those sections and to 1495  
maintain proper control over the conduct of bingo ~~or instant~~ 1496  
~~bingo~~. The Except as otherwise provided in this section, the 1497  
~~rules, except rules adopted pursuant to divisions (A)(2)(g) and~~ 1498  
~~(G) of this section,~~ shall be adopted pursuant to Chapter 119. 1499  
of the Revised Code. The attorney general shall license 1500  
charitable organizations to conduct bingo, ~~instant bingo at a~~ 1501  
~~bingo session, or instant bingo other than at a bingo session in~~ 1502  
conformance with this chapter and with the licensing provisions 1503  
of Chapter 119. of the Revised Code. 1504

(2) The attorney general may refuse to grant a license to 1505  
any organization, or revoke or suspend the license of any 1506  
organization, that does any of the following or to which any of 1507  
the following applies: 1508

(a) Fails or has failed at any time to meet any 1509  
requirement of section 109.26, 109.31, or 1716.02, or sections 1510  
2915.07 to ~~2915.11~~ 2915.15 of the Revised Code, or violates or 1511

has violated any provision of sections 2915.02 or 2915.07 to 1512  
2915.13 of the Revised Code or any rule adopted by the attorney 1513  
general pursuant to this ~~section~~ chapter; 1514

(b) Makes or has made an incorrect or false statement that 1515  
is material to the granting of the license in an application 1516  
filed ~~pursuant to division (A) of~~ under this section; 1517

(c) Submits or has submitted any incorrect or false 1518  
information relating to an application if the information is 1519  
material to the granting of the license; 1520

(d) Maintains or has maintained any incorrect or false 1521  
information that is material to the granting of the license in 1522  
the records required to be kept pursuant to ~~divisions (A) and~~ 1523  
~~(C) of~~ section 2915.10 of the Revised Code, if applicable; 1524

(e) The attorney general has good cause to believe that 1525  
the organization will not conduct bingo, ~~instant bingo at a~~ 1526  
~~bingo session, or instant bingo other than at a bingo session~~ in 1527  
accordance with sections 2915.07 to ~~2915.13~~ 2915.15 of the 1528  
Revised Code or with any rule adopted by the attorney general 1529  
pursuant to this ~~section~~ chapter. 1530

(3) If the attorney general has good cause to believe that 1531  
any director or officer of the organization has breached the 1532  
director's or officer's fiduciary duty to the organization, the 1533  
attorney general may refuse to grant a license to the 1534  
organization and may revoke or suspend the organization's 1535  
license for a period not to exceed five years. 1536

(4) For the purposes of division ~~(B)~~ (F) of this section, 1537  
any action of an officer, trustee, agent, representative, or 1538  
bingo game operator of an organization is an action of the 1539  
organization. 1540

~~(C)~~ (G) The attorney general may grant licenses to 1541  
charitable organizations that are branches, lodges, or chapters 1542  
of national charitable organizations. 1543

~~(D)~~ (H) The attorney general shall send notice of any of 1544  
the following actions in writing to the prosecuting attorney and 1545  
sheriff of the county in which the charitable organization ~~will~~ 1546  
~~conduct bingo, instant bingo at a bingo session, or instant~~ 1547  
~~bingo other than at a bingo session, as stated in its~~ 1548  
~~application for a license or amended license,~~ is located and to 1549  
any other law enforcement agency in that county that so 1550  
requests, of all of the following: 1551

(1) The issuance of ~~the~~ a license under this section; 1552

(2) The issuance of ~~the~~ an amended license under this 1553  
section; 1554

(3) The rejection of an application for and refusal to 1555  
grant a license under this section; 1556

(4) The revocation of any license previously issued under 1557  
this section; 1558

(5) The suspension of any license previously issued under 1559  
this section. 1560

~~(E)~~ (I) A license issued by the attorney general under 1561  
this section shall set forth the information contained on the 1562  
application of the charitable organization that the attorney 1563  
general determines is relevant, including, but not limited to, 1564  
the location at which the organization will conduct bingo, 1565  
~~instant bingo at a bingo session, or instant bingo other than at~~ 1566  
~~a bingo session~~ whether the license is a type I, type II, or 1567  
type III license, and the days of the week and the times on each 1568  
of those days when bingo will be conducted. If the attorney 1569

general refuses to grant or revokes or suspends a license, the 1570  
attorney general shall notify the applicant in writing and 1571  
specifically identify the reason for the refusal, revocation, or 1572  
suspension in narrative form and, if applicable, by identifying 1573  
the section of the Revised Code violated. The failure of the 1574  
attorney general to give the written notice of the reasons for 1575  
the refusal, revocation, or suspension or a mistake in the 1576  
written notice does not affect the validity of the attorney 1577  
general's refusal to grant, or the revocation or suspension of, 1578  
a license. If the attorney general fails to give the written 1579  
notice or if there is a mistake in the written notice, the 1580  
applicant may bring an action to compel the attorney general to 1581  
comply with this division or to correct the mistake, but the 1582  
attorney general's order refusing to grant, or revoking or 1583  
suspending, a license shall not be enjoined during the pendency 1584  
of the action. 1585

~~(F)~~ (J) A charitable organization that has been issued a 1586  
license pursuant to division ~~(B)~~ of under this section but that 1587  
cannot conduct bingo ~~or instant bingo~~ at the location, or on the 1588  
day of the week or at the time, specified on the license due to 1589  
circumstances that make it impractical to do so, or that desires 1590  
to conduct instant bingo, electronic instant bingo, or both 1591  
other than at a bingo session at additional locations not 1592  
identified on the license, may apply in writing, together with 1593  
an application fee of two hundred fifty dollars, to the attorney 1594  
general, at least thirty days prior to a change in or addition 1595  
of a location, day of the week, or time, and request an amended 1596  
license. As applicable, the application shall describe the 1597  
causes making it impractical for the organization to conduct 1598  
bingo ~~or instant bingo~~ in conformity with its license and shall 1599  
indicate the location, days of the week, and times on each of 1600

those days when it desires to conduct bingo ~~or instant bingo~~ 1601  
and, as applicable, shall indicate the additional locations at 1602  
which it desires to conduct instant bingo, electronic instant 1603  
bingo, or both other than at a bingo session. Except as 1604  
otherwise provided in this division, the attorney general shall 1605  
issue the amended license in accordance with division ~~(E)~~ (I) of 1606  
this section, and the organization shall surrender its original 1607  
license to the attorney general. The attorney general may refuse 1608  
to grant an amended license according to the terms of division 1609  
~~(B)~~ (F) of this section. 1610

~~(G) The attorney general, by rule adopted pursuant to~~ 1611  
~~section 111.15 of the Revised Code, shall establish a schedule~~ 1612  
~~of reduced license fees for charitable organizations that desire~~ 1613  
~~to conduct bingo or instant bingo during fewer than twenty six~~ 1614  
~~weeks in any calendar year.~~ 1615

~~(H) The attorney general, by rule adopted pursuant to~~ 1616  
~~section 111.15 of the Revised Code, shall establish license fees~~ 1617  
~~for the conduct of bingo, instant bingo at a bingo session, or~~ 1618  
~~instant bingo other than at a bingo session for charitable~~ 1619  
~~organizations that prior to July 1, 2003, have not been licensed~~ 1620  
~~to conduct bingo, instant bingo at a bingo session, or instant~~ 1621  
~~bingo other than at a bingo session under this chapter.~~ 1622

~~(I)~~ (K) The attorney general may enter into a written 1623  
contract with any other state agency to delegate to that state 1624  
agency the powers prescribed to the attorney general under 1625  
Chapter 2915. of the Revised Code. 1626

~~(J)~~ (L) The attorney general, by rule adopted pursuant to 1627  
section 111.15 of the Revised Code, may adopt rules to determine 1628  
the requirements for a charitable organization that is exempt 1629  
from federal income taxation under subsection 501(a) and 1630



described in subsection 501(c)(3) of the Internal Revenue Code 1631  
to be in good standing in the state. 1632

**Sec. 2915.081.** (A) No distributor shall sell, offer to 1633  
sell, or otherwise provide or offer to provide bingo supplies to 1634  
another person, or modify, convert, add to, or remove parts from 1635  
bingo supplies to further their promotion or sale, for use in 1636  
this state without having obtained a license from the attorney 1637  
general under this section. 1638

(B) The attorney general may issue a distributor license 1639  
to any person that meets the requirements of this section. The 1640  
application for the license shall be on a form prescribed by the 1641  
attorney general and be accompanied by the annual fee prescribed 1642  
by this section. The license is valid for a period of one year, 1643  
and the annual fee for the license is five thousand dollars. 1644

(C) The attorney general may refuse to issue a distributor 1645  
license to any person to which any of the following applies, or 1646  
to any person that has an officer, partner, or other person who 1647  
has an ownership interest of ten per cent or more and to whom 1648  
any of the following applies: 1649

(1) The person, officer, or partner has been convicted of 1650  
a felony under the laws of this state, another state, or the 1651  
United States. 1652

(2) The person, officer, or partner has been convicted of 1653  
any gambling offense. 1654

(3) The person, officer, or partner has made an incorrect 1655  
or false statement that is material to the granting of a license 1656  
in an application submitted to the attorney general under this 1657  
section or in a similar application submitted to a gambling 1658  
licensing authority in another jurisdiction if the statement 1659

resulted in license revocation through administrative action in 1660  
the other jurisdiction. 1661

(4) The person, officer, or partner has submitted any 1662  
incorrect or false information relating to the application to 1663  
the attorney general under this section, if the information is 1664  
material to the granting of the license. 1665

(5) The person, officer, or partner has failed to correct 1666  
any incorrect or false information that is material to the 1667  
granting of the license in the records required to be maintained 1668  
under division ~~(E)~~(F) of section 2915.10 of the Revised Code. 1669

(6) The person, officer, or partner has had a license 1670  
related to gambling revoked or suspended under the laws of this 1671  
state, another state, or the United States. 1672

(D) The attorney general shall not issue a distributor 1673  
license to any person that is involved in the conduct of bingo 1674  
on behalf of a charitable organization or that is a lessor of 1675  
premises used for the conduct of bingo. This division does not 1676  
prohibit a distributor from advising charitable organizations on 1677  
the use and benefit of specific bingo supplies or prohibit a 1678  
distributor from advising a customer on operational methods to 1679  
improve bingo profitability. 1680

(E) (1) No distributor shall sell, offer to sell, or 1681  
otherwise provide or offer to provide bingo supplies to any 1682  
person, or modify, convert, add to, or remove parts from bingo 1683  
supplies to further their promotion or sale, for use in this 1684  
state except to or for the use of a charitable organization that 1685  
has been issued a license under section 2915.08 of the Revised 1686  
Code or to another distributor that has been issued a license 1687  
under this section. No distributor shall accept payment for the 1688

sale or other provision of bingo supplies other than by check or 1689  
electronic fund transfer. 1690

(2) No distributor may donate, give, loan, lease, or 1691  
otherwise provide any bingo supplies or equipment, or modify, 1692  
convert, add to, or remove parts from bingo supplies to further 1693  
their promotion or sale, to or for the use of a charitable 1694  
organization for use in a bingo session conditioned on or in 1695  
consideration for an exclusive right to provide bingo supplies 1696  
to the charitable organization. A distributor may provide a 1697  
licensed charitable organization with free samples of the 1698  
distributor's products to be used as prizes or to be used for 1699  
the purpose of sampling. 1700

(3) No distributor shall purchase bingo supplies for use 1701  
in this state from any person except from a manufacturer issued 1702  
a license under section 2915.082 of the Revised Code or from 1703  
another distributor issued a license under this section. Subject 1704  
to division (D) of section 2915.082 of the Revised Code, no 1705  
distributor shall pay for purchased bingo supplies other than by 1706  
check or electronic fund transfer. 1707

(4) No distributor shall participate in the conduct of 1708  
bingo on behalf of a charitable organization or have any direct 1709  
or indirect ownership interest in a premises used for the 1710  
conduct of bingo. 1711

(5) No distributor shall knowingly solicit, offer, pay, or 1712  
receive any kickback, bribe, or undocumented rebate, directly or 1713  
indirectly, overtly or covertly, in cash or in kind, in return 1714  
for providing bingo supplies to any person in this state. 1715

(F) (1) No distributor shall knowingly sell, offer to sell, 1716  
or otherwise provide or offer to provide an electronic instant 1717

bingo system to any person for use in this state, or maintain, 1718  
update, or repair an electronic instant bingo system, without 1719  
first obtaining an electronic instant bingo distributor 1720  
endorsement to the person's distributor license issued under 1721  
this section. An applicant for a distributor license under this 1722  
section may apply simultaneously for an electronic instant bingo 1723  
distributor endorsement to that license. 1724

(2) An applicant for an electronic instant bingo 1725  
distributor endorsement shall submit the application on a form 1726  
prescribed by the attorney general and shall submit one complete 1727  
set of fingerprints directly to the superintendent of the bureau 1728  
of criminal identification and investigation for the purpose of 1729  
conducting a criminal records check. The applicant shall provide 1730  
the fingerprints using a method the superintendent prescribes 1731  
pursuant to division (C) (2) of section 109.572 of the Revised 1732  
Code and shall fill out the form the superintendent prescribes 1733  
pursuant to division (C) (1) of that section. Upon receiving an 1734  
application for an electronic instant bingo distributor 1735  
endorsement, the attorney general shall request the 1736  
superintendent, or a vendor approved by the bureau, to conduct a 1737  
criminal records check based on the applicant's fingerprint 1738  
impressions in accordance with division (A) (18) of that section. 1739  
The applicant shall pay any fee required under division (C) (3) 1740  
of that section. 1741

(3) The attorney general shall not issue an electronic 1742  
instant bingo distributor endorsement to an applicant unless the 1743  
attorney general has received the results of the criminal 1744  
records check described in division (F) (2) of this section. The 1745  
attorney general shall not issue an electronic instant bingo 1746  
distributor endorsement to an applicant if the applicant, any 1747  
officer or partner of the applicant, or any person who has an 1748

ownership interest of ten per cent or more in the applicant has 1749  
violated any provision of this chapter or any rule adopted by 1750  
the attorney general under this chapter or has violated any 1751  
existing or former law or rule of this state, any other state, 1752  
or the United States that is substantially equivalent to any 1753  
provision of this chapter or any rule adopted by the attorney 1754  
general under this chapter. 1755

(4) An electronic instant bingo distributor endorsement 1756  
issued under this section shall be valid for the period of the 1757  
underlying distributor license. 1758

(G) The attorney general may suspend or revoke a 1759  
distributor license or an electronic instant bingo distributor 1760  
endorsement for any of the reasons for which the attorney 1761  
general may refuse to issue a distributor the license specified 1762  
in division (C) of this section or endorsement or if the 1763  
distributor holding the license or endorsement violates any 1764  
provision of this chapter or any rule adopted by the attorney 1765  
general under this chapter. 1766

~~(G)~~ (H) Whoever violates division (A) or (E) or (F) of 1767  
this section is guilty of illegally operating as a distributor. 1768  
Except as otherwise provided in this division, illegally 1769  
operating as a distributor is a misdemeanor of the first degree. 1770  
If the offender previously has been convicted of a violation of 1771  
division (A) or (E) or (F) of this section, illegally 1772  
operating as a distributor is a felony of the fifth degree. 1773

**Sec. 2915.082.** (A) No manufacturer shall sell, offer to 1774  
sell, or otherwise provide or offer to provide bingo supplies 1775  
for use in this state without having obtained a license from the 1776  
attorney general under this section. 1777

(B) The attorney general may issue a manufacturer license 1778  
to any person that meets the requirements of this section. The 1779  
application for the license shall be on a form prescribed by the 1780  
attorney general and be accompanied by the annual fee prescribed 1781  
by this section. The license is valid for a period of one year, 1782  
and the annual fee for the license is five thousand dollars. 1783

(C) The attorney general may refuse to issue a 1784  
manufacturer license to any person to which any of the following 1785  
applies, or to any person that has an officer, partner, or other 1786  
person who has an ownership interest of ten per cent or more and 1787  
to whom any of the following applies: 1788

(1) The person, officer, or partner has been convicted of 1789  
a felony under the laws of this state, another state, or the 1790  
United States. 1791

(2) The person, officer, or partner has been convicted of 1792  
any gambling offense. 1793

(3) The person, officer, or partner has made an incorrect 1794  
or false statement that is material to the granting of a license 1795  
in an application submitted to the attorney general under this 1796  
section or in a similar application submitted to a gambling 1797  
licensing authority in another jurisdiction if the statement 1798  
resulted in license revocation through administrative action in 1799  
the other jurisdiction. 1800

(4) The person, officer, or partner has submitted any 1801  
incorrect or false information relating to the application to 1802  
the attorney general under this section, if the information is 1803  
material to the granting of the license. 1804

(5) The person, officer, or partner has failed to correct 1805  
any incorrect or false information that is material to the 1806

granting of the license in the records required to be maintained 1807  
under division ~~(F)~~(G) of section 2915.10 of the Revised Code. 1808

(6) The person, officer, or partner has had a license 1809  
related to gambling revoked or suspended under the laws of this 1810  
state, another state, or the United States. 1811

(D) (1) No manufacturer shall sell, offer to sell, or 1812  
otherwise provide or offer to provide bingo supplies to any 1813  
person for use in this state except to a distributor that has 1814  
been issued a license under section 2915.081 of the Revised 1815  
Code. No manufacturer shall accept payment for the sale of bingo 1816  
supplies other than by check or electronic fund transfer. 1817

(2) No manufacturer shall knowingly solicit, offer, pay, 1818  
or receive any kickback, bribe, or undocumented rebate, directly 1819  
or indirectly, overtly or covertly, in cash or in kind, in 1820  
return for providing bingo supplies to any person in this state. 1821

(E) (1) No manufacturer shall knowingly sell, offer to 1822  
sell, or otherwise provide or offer to provide an electronic 1823  
instant bingo system to any person for use in this state, or 1824  
submit an electronic instant bingo system for testing and 1825  
approval under section 2915.15 of the Revised Code, without 1826  
first obtaining an electronic instant bingo manufacturer 1827  
endorsement to the person's manufacturer license issued under 1828  
this section. An applicant for a manufacturer license under this 1829  
section may apply simultaneously for an electronic instant bingo 1830  
manufacturer endorsement to that license. 1831

(2) An applicant for an electronic instant bingo 1832  
manufacturer endorsement shall submit the application on a form 1833  
prescribed by the attorney general and shall submit one complete 1834  
set of fingerprints directly to the superintendent of the bureau 1835

of criminal identification and investigation for the purpose of 1836  
conducting a criminal records check. The applicant shall provide 1837  
the fingerprints using a method the superintendent prescribes 1838  
pursuant to division (C) (2) of section 109.572 of the Revised 1839  
Code and shall fill out the form the superintendent prescribes 1840  
pursuant to division (C) (1) of that section. Upon receiving an 1841  
application for an electronic instant bingo manufacturer 1842  
endorsement, the attorney general shall request the 1843  
superintendent, or a vendor approved by the bureau, to conduct a 1844  
criminal records check based on the applicant's fingerprint 1845  
impressions in accordance with division (A) (18) of that section. 1846  
The applicant shall pay any fee required under division (C) (3) 1847  
of that section. 1848

(3) The attorney general shall not issue an electronic 1849  
instant bingo manufacturer endorsement to an applicant unless 1850  
the attorney general has received the results of the criminal 1851  
records check described in division (E) (2) of this section. The 1852  
attorney general shall not issue an electronic instant bingo 1853  
manufacturer endorsement to an applicant if the applicant, any 1854  
officer or partner of the applicant, or any person who has an 1855  
ownership interest of ten per cent or more in the applicant has 1856  
violated any existing or former law or rule of this state, any 1857  
other state, or the United States that is substantially 1858  
equivalent to any provision of this chapter or any rule adopted 1859  
by the attorney general under this chapter. 1860

(F) (1) The attorney general may suspend or revoke a 1861  
manufacturer license or an electronic instant bingo manufacturer 1862  
endorsement for any of the reasons for which the attorney 1863  
general may refuse to issue a manufacturer the license specified 1864  
in division (C) of this section or endorsement or if the 1865  
manufacturer holding the license or endorsement violates any 1866



provision of this chapter or any rule adopted by the attorney 1867  
general under this chapter. 1868

(2) The attorney general may perform an onsite inspection 1869  
of a manufacturer of bingo supplies that is selling, offering to 1870  
sell, or otherwise providing or offering to provide bingo 1871  
supplies or that is applying for a license to sell, offer to 1872  
sell, or otherwise provide or offer to provide bingo supplies in 1873  
this state. 1874

~~(F)~~ (G) Whoever violates division (A) ~~or, (D), or (E)~~ of 1875  
this section is guilty of illegally operating as a manufacturer. 1876  
Except as otherwise provided in this division, illegally 1877  
operating as a manufacturer is a misdemeanor of the first 1878  
degree. If the offender previously has been convicted of a 1879  
violation of division (A) ~~or, (D), or (E)~~ of this section, 1880  
illegally operating as a manufacturer is a felony of the fifth 1881  
degree. 1882

**Sec. 2915.09.** (A) No charitable organization that conducts 1883  
bingo shall fail to do any of the following: 1884

(1) Own all of the equipment used to conduct bingo or 1885  
lease that equipment from a charitable organization that is 1886  
licensed to conduct bingo, or from the landlord of a premises 1887  
where bingo is conducted, for a rental rate that is not more 1888  
than is customary and reasonable for that equipment; 1889

(2) Except as otherwise provided in division (A) (3) of 1890  
this section, use all of the gross receipts from bingo for 1891  
paying prizes, for reimbursement of expenses for or for renting 1892  
premises in which to conduct a bingo session, for reimbursement 1893  
of expenses for or for purchasing or leasing bingo supplies used 1894  
in conducting bingo, for reimbursement of expenses for or for 1895

1896 hiring security personnel, for reimbursement of expenses for or  
1897 for advertising bingo, or for reimbursement of other expenses or  
1898 for other expenses listed in division (GG) of section 2915.01 of  
1899 the Revised Code, provided that the amount of the receipts so  
1900 spent is not more than is customary and reasonable for a similar  
1901 purchase, lease, hiring, advertising, or expense. If the  
1902 building in which bingo is conducted is owned by the charitable  
1903 organization conducting bingo and the bingo conducted includes a  
1904 form of bingo described in division (O) (1) of section 2915.01 of  
1905 the Revised Code, the charitable organization may deduct from  
1906 the total amount of the gross receipts from each session a sum  
1907 equal to the lesser of six hundred dollars or forty-five per  
1908 cent of the gross receipts from the bingo described in that  
1909 division as consideration for the use of the premises.

1910 (3) Use, or give, donate, or otherwise transfer, all of  
1911 the net profit derived from bingo, ~~other than instant bingo,~~  
1912 described in division (O) (1) of section 2915.01 of the Revised  
1913 Code for a charitable purpose listed in its license application  
1914 and described in division (V) of section 2915.01 of the Revised  
1915 Code, or distribute all of the net profit from the proceeds of  
1916 the sale of instant bingo or electronic instant bingo as stated  
1917 in its license application and in accordance with section  
1918 2915.101 of the Revised Code, as applicable.

1919 (B) No charitable organization that conducts a bingo game  
1920 described in division (O) (1) of section 2915.01 of the Revised  
1921 Code shall fail to do any of the following:

1922 (1) Conduct the bingo game on premises that are owned by  
1923 the charitable organization, on premises that are owned by  
1924 another charitable organization and leased from that charitable  
1925 organization for a rental rate not in excess of the lesser of

six hundred dollars per bingo session or forty-five per cent of 1926  
the gross receipts of the bingo session, on premises that are 1927  
leased from a person other than a charitable organization for a 1928  
rental rate that is not more than is customary and reasonable 1929  
for premises that are similar in location, size, and quality but 1930  
not in excess of four hundred fifty dollars per bingo session, 1931  
or on premises that are owned by a person other than a 1932  
charitable organization, that are leased from that person by 1933  
another charitable organization, and that are subleased from 1934  
that other charitable organization by the charitable 1935  
organization for a rental rate not in excess of four hundred 1936  
fifty dollars per bingo session. No charitable organization is 1937  
required to pay property taxes or assessments on premises that 1938  
the charitable organization leases from another person to 1939  
conduct bingo sessions. If the charitable organization leases 1940  
from a person other than a charitable organization the premises 1941  
on which it conducts bingo sessions, the lessor of the premises 1942  
shall provide the premises to the organization and shall not 1943  
provide the organization with bingo game operators, security 1944  
personnel, concessions or concession operators, bingo supplies, 1945  
or any other type of service. A charitable organization shall 1946  
not lease or sublease premises that it owns or leases to more 1947  
than three other charitable organizations per calendar week for 1948  
conducting bingo sessions on the premises. A person that is not 1949  
a charitable organization shall not lease premises that it owns, 1950  
leases, or otherwise is empowered to lease to more than three 1951  
charitable organizations per calendar week for conducting bingo 1952  
sessions on the premises. In no case shall more than nine bingo 1953  
sessions be conducted on any premises in any calendar week. 1954

(2) Display its license conspicuously at the premises 1955  
where the bingo session is conducted; 1956

(3) Conduct the bingo session in accordance with the 1957  
definition of bingo set forth in division (O) (1) of section 1958  
2915.01 of the Revised Code. 1959

(C) No charitable organization that conducts a bingo game 1960  
described in division (O) (1) of section 2915.01 of the Revised 1961  
Code shall do any of the following: 1962

(1) Pay any compensation to a bingo game operator for 1963  
operating a bingo session that is conducted by the charitable 1964  
organization or for preparing, selling, or serving food or 1965  
beverages at the site of the bingo session, permit any auxiliary 1966  
unit or society of the charitable organization to pay 1967  
compensation to any bingo game operator who prepares, sells, or 1968  
serves food or beverages at a bingo session conducted by the 1969  
charitable organization, or permit any auxiliary unit or society 1970  
of the charitable organization to prepare, sell, or serve food 1971  
or beverages at a bingo session conducted by the charitable 1972  
organization, if the auxiliary unit or society pays any 1973  
compensation to the bingo game operators who prepare, sell, or 1974  
serve the food or beverages; 1975

(2) Pay consulting fees to any person for any services 1976  
performed in relation to the bingo session; 1977

(3) Pay concession fees to any person who provides 1978  
refreshments to the participants in the bingo session; 1979

(4) Except as otherwise provided in division (C) (4) of 1980  
this section, conduct more than three bingo sessions in any 1981  
seven-day period. A volunteer firefighter's organization or a 1982  
volunteer rescue service organization that conducts not more 1983  
than five bingo sessions in a calendar year may conduct more 1984  
than three bingo sessions in a seven-day period after notifying 1985

the attorney general when it will conduct the sessions. 1986

(5) Pay out more than six thousand dollars in prizes for 1987  
bingo games described in division (O) (1) of section 2915.01 of 1988  
the Revised Code during any bingo session that is conducted by 1989  
the charitable organization. "Prizes" does not include awards 1990  
from the conduct of instant bingo. 1991

(6) Conduct a bingo session at any time during the eight- 1992  
hour period between two a.m. and ten a.m., at any time during, 1993  
or within ten hours of, a bingo game conducted for amusement 1994  
only pursuant to section 2915.12 of the Revised Code, at any 1995  
premises not specified on its license, or on any day of the week 1996  
or during any time period not specified on its license. Division 1997  
(A) (6) of this section does not prohibit the sale of instant 1998  
bingo tickets beginning at nine a.m. for a bingo session that 1999  
begins at ten a.m. If circumstances make it impractical for the 2000  
charitable organization to conduct a bingo session at the 2001  
premises, or on the day of the week or at the time, specified on 2002  
its license, or if a charitable organization wants to conduct 2003  
bingo sessions on a day of the week or at a time other than the 2004  
day or time specified on its license, the charitable 2005  
organization may apply in writing to the attorney general for an 2006  
amended license pursuant to division ~~(F)~~ (J) of section 2915.08 2007  
of the Revised Code. A charitable organization may apply twice 2008  
in each calendar year for an amended license to conduct bingo 2009  
sessions on a day of the week or at a time other than the day or 2010  
time specified on its license. If the amended license is 2011  
granted, the organization may conduct bingo sessions at the 2012  
premises, on the day of the week, and at the time specified on 2013  
its amended license. 2014

(7) Permit any person whom the charitable organization 2015

knows, or should have known, is under the age of eighteen to	2016
work as a bingo game operator;	2017
(8) Permit any person whom the charitable organization	2018
knows, or should have known, has been convicted of a felony or	2019
gambling offense in any jurisdiction to be a bingo game	2020
operator;	2021
(9) Permit the lessor of the premises on which the bingo	2022
session is conducted, if the lessor is not a charitable	2023
organization, to provide the charitable organization with bingo	2024
game operators, security personnel, concessions, bingo supplies,	2025
or any other type of service;	2026
(10) Purchase or lease bingo supplies from any person	2027
except a distributor issued a license under section 2915.081 of	2028
the Revised Code;	2029
(11) (a) Use or permit the use of electronic bingo aids	2030
except under the following circumstances:	2031
(i) For any single participant, not more than ninety bingo	2032
faces can be played using an electronic bingo aid or aids.	2033
(ii) The charitable organization shall provide a	2034
participant using an electronic bingo aid with corresponding	2035
paper bingo cards or sheets.	2036
(iii) The total price of bingo faces played with an	2037
electronic bingo aid shall be equal to the total price of the	2038
same number of bingo faces played with a paper bingo card or	2039
sheet sold at the same bingo session but without an electronic	2040
bingo aid.	2041
(iv) An electronic bingo aid cannot be part of an	2042
electronic network other than a network that includes only bingo	2043

aids and devices that are located on the premises at which the bingo is being conducted or be interactive with any device not located on the premises at which the bingo is being conducted.

(v) An electronic bingo aid cannot be used to participate in bingo that is conducted at a location other than the location at which the bingo session is conducted and at which the electronic bingo aid is used.

(vi) An electronic bingo aid cannot be used to provide for the input of numbers and letters announced by a bingo caller other than the bingo caller who physically calls the numbers and letters at the location at which the bingo session is conducted and at which the electronic bingo aid is used.

(b) The attorney general may adopt rules in accordance with Chapter 119. of the Revised Code that govern the use of electronic bingo aids. The rules may include a requirement that an electronic bingo aid be capable of being audited by the attorney general to verify the number of bingo cards or sheets played during each bingo session.

(12) Permit any person the charitable organization knows, or should have known, to be under eighteen years of age to play bingo described in division (O) (1) of section 2915.01 of the Revised Code.

(D) (1) Except as otherwise provided in division (D) (3) of this section, no charitable organization shall provide to a bingo game operator, and no bingo game operator shall receive or accept, any commission, wage, salary, reward, tip, donation, gratuity, or other form of compensation, directly or indirectly, regardless of the source, for conducting bingo or providing other work or labor at the site of bingo during a bingo session.

(2) Except as otherwise provided in division (D) (3) of 2073  
this section, no charitable organization shall provide to a 2074  
bingo game operator any commission, wage, salary, reward, tip, 2075  
donation, gratuity, or other form of compensation, directly or 2076  
indirectly, regardless of the source, for conducting instant 2077  
bingo, electronic instant bingo, or both other than at a bingo 2078  
session at the site of instant bingo, electronic instant bingo, 2079  
or both other than at a bingo session. 2080

(3) Nothing in division (D) of this section prohibits an 2081  
employee of a fraternal organization, veteran's organization, or 2082  
sporting organization from selling instant bingotickets or 2083  
cards to the organization's members or invited guests, as long 2084  
as no portion of the employee's compensation is paid from any 2085  
receipts of bingo. 2086

(E) Notwithstanding division (B) (1) of this section, a 2087  
charitable organization that, prior to December 6, 1977, has 2088  
entered into written agreements for the lease of premises it 2089  
owns to another charitable organization or other charitable 2090  
organizations for the conducting of bingo sessions so that more 2091  
than two bingo sessions are conducted per calendar week on the 2092  
premises, and a person that is not a charitable organization and 2093  
that, prior to December 6, 1977, has entered into written 2094  
agreements for the lease of premises it owns to charitable 2095  
organizations for the conducting of more than two bingo sessions 2096  
per calendar week on the premises, may continue to lease the 2097  
premises to those charitable organizations, provided that no 2098  
more than four sessions are conducted per calendar week, that 2099  
the lessor organization or person has notified the attorney 2100  
general in writing of the organizations that will conduct the 2101  
sessions and the days of the week and the times of the day on 2102  
which the sessions will be conducted, that the initial lease 2103



entered into with each organization that will conduct the 2104  
sessions was filed with the attorney general prior to December 2105  
6, 1977, and that each organization that will conduct the 2106  
sessions was issued a license to conduct bingo games by the 2107  
attorney general prior to December 6, 1977. 2108

(F) This section does not prohibit a bingo licensed 2109  
charitable organization or a game operator from giving any 2110  
person an instant bingo ticket as a prize. 2111

(G) Whoever violates division (A) (2) of this section is 2112  
guilty of illegally conducting a bingo game, a felony of the 2113  
fourth degree. Except as otherwise provided in this division, 2114  
whoever violates division (A) (1) or (3), (B) (1), (2), or (3), 2115  
(C) (1) to ~~(12)~~(11), or (D) of this section is guilty of a minor 2116  
misdemeanor. If the offender previously has been convicted of a 2117  
violation of division (A) (1) or (3), (B) (1), (2), or (3), (C) (1) 2118  
to (11), or (D) of this section, a violation of division (A) (1) 2119  
or (3), (B) (1), (2), or (3), (C), or (D) of this section is a 2120  
misdemeanor of the first degree. Whoever violates division (C) 2121  
(12) of this section is guilty of a misdemeanor of the first 2122  
degree, or if the offender previously has been convicted of a 2123  
violation of division (C) (12) of this section, a felony of the 2124  
fourth degree. 2125

**Sec. 2915.091.** (A) No charitable organization that 2126  
conducts instant bingo shall do any of the following: 2127

(1) Fail to comply with the requirements of divisions (A) 2128  
(1), (2), and (3) of section 2915.09 of the Revised Code; 2129

(2) Conduct instant bingo unless either of the following 2130  
applies: 2131

(a) That organization is, and has received from the 2132

internal revenue service a determination letter that is 2133  
currently in effect stating that the organization is, exempt 2134  
from federal income taxation under subsection 501(a), is 2135  
described in subsection 501(c) (3) of the Internal Revenue Code, 2136  
is a charitable organization as defined in section 2915.01 of 2137  
the Revised Code, is in good standing in the state pursuant to 2138  
section 2915.08 of the Revised Code, and is in compliance with 2139  
Chapter 1716. of the Revised Code; 2140

(b) That organization is, and has received from the 2141  
internal revenue service a determination letter that is 2142  
currently in effect stating that the organization is, exempt 2143  
from federal income taxation under subsection 501(a), is 2144  
described in subsection 501(c) (7), 501(c) (8), 501(c) (10), or 2145  
501(c) (19) or is a veteran's organization described in 2146  
subsection 501(c) (4) of the Internal Revenue Code, and conducts 2147  
instant bingo under section 2915.13 of the Revised Code. 2148

(3) Conduct instant bingo on any day, at any time, or at 2149  
any premises not specified on the organization's license issued 2150  
pursuant to section 2915.08 of the Revised Code; 2151

(4) Permit any person whom the organization knows or 2152  
should have known has been convicted of a felony or gambling 2153  
offense in any jurisdiction to be a bingo game operator in the 2154  
conduct of instant bingo; 2155

(5) Purchase or lease supplies used to conduct instant 2156  
bingo or punch board games from any person except a distributor 2157  
licensed under section 2915.081 of the Revised Code; 2158

(6) Sell or provide any instant bingo ticket or card for a 2159  
price different from the price printed on it by the manufacturer 2160  
on either the instant bingo ticket or card or on the game flare; 2161

- (7) Sell an instant bingo ticket or card to a person under 2162  
eighteen years of age; 2163
- (8) Fail to keep unsold instant bingo tickets or cards for 2164  
less than three years; 2165
- (9) Pay any compensation to a bingo game operator for 2166  
conducting instant bingo that is conducted by the organization 2167  
or for preparing, selling, or serving food or beverages at the 2168  
site of the instant bingo game, permit any auxiliary unit or 2169  
society of the organization to pay compensation to any bingo 2170  
game operator who prepares, sells, or serves food or beverages 2171  
at an instant bingo game conducted by the organization, or 2172  
permit any auxiliary unit or society of the organization to 2173  
prepare, sell, or serve food or beverages at an instant bingo 2174  
game conducted by the organization, if the auxiliary unit or 2175  
society pays any compensation to the bingo game operators who 2176  
prepare, sell, or serve the food or beverages; 2177
- (10) Pay fees to any person for any services performed in 2178  
relation to an instant bingo game, except as provided in 2179  
division (D) of section 2915.093 of the Revised Code; 2180
- (11) Pay fees to any person who provides refreshments to 2181  
the participants in an instant bingo game; 2182
- (12) (a) Allow instant bingo tickets or cards to be sold to 2183  
bingo game operators at a premises at which the organization 2184  
sells instant bingo tickets or cards or to be sold to employees 2185  
of a D permit holder who are working at a premises at which 2186  
instant bingo tickets or cards are sold; 2187
- (b) Division (A) (12) (a) of this section does not prohibit 2188  
a licensed charitable organization or a bingo game operator from 2189  
giving any person an instant bingo ticket as a prize in place of 2190

a cash prize won by a participant in an instant bingo game. In 2191  
no case shall an instant bingo ticket or card be sold or 2192  
provided for a price different from the price printed on it by 2193  
the manufacturer on either the instant bingo ticket or card or 2194  
on the game flare. 2195

(13) Fail to display its bingo license, and the serial 2196  
numbers of the deal of instant bingo tickets or cards to be 2197  
sold, conspicuously at each premises at which it sells instant 2198  
bingo tickets or cards; 2199

(14) Possess a deal of instant bingo tickets or cards that 2200  
was not purchased from a distributor licensed under section 2201  
2915.081 of the Revised Code as reflected on an invoice issued 2202  
by the distributor that contains all of the information required 2203  
by division (E) of section 2915.10 of the Revised Code; 2204

(15) Fail, once it opens a deal of instant bingo tickets 2205  
or cards, to continue to sell the tickets or cards in that deal 2206  
until the tickets or cards with the top two highest tiers of 2207  
prizes in that deal are sold; 2208

(16) Possess bingo supplies that were not obtained in 2209  
accordance with ~~sections 2915.01 to 2915.13 of the Revised Code~~ 2210  
this chapter. 2211

(B) A charitable organization may purchase, lease, or use 2212  
instant bingo ticket dispensers to sell instant bingo tickets or 2213  
cards. 2214

(C) The attorney general may adopt rules in accordance 2215  
with Chapter 119. of the Revised Code that govern the conduct of 2216  
instant bingo by charitable organizations. Before those rules 2217  
are adopted, the attorney general shall reference the 2218  
recommended standards for opacity, randomization, minimum 2219

information, winner protection, color, and cutting for instant 2220  
bingo tickets or cards, seal cards, and punch boards established 2221  
by the North American gaming regulators association. 2222

(D) Whoever violates division (A) of this section or a 2223  
rule adopted under division (C) of this section is guilty of 2224  
illegal instant bingo conduct. Except as otherwise provided in 2225  
this division, illegal instant bingo conduct is a misdemeanor of 2226  
the first degree. If the offender previously has been convicted 2227  
of a violation of division (A) of this section or of such a 2228  
rule, illegal instant bingo conduct is a felony of the fifth 2229  
degree. 2230

**Sec. 2915.093.** (A) As used in this section, "retail income 2231  
from all commercial activity" means the income that a person 2232  
receives from the provision of goods, services, or activities 2233  
that are provided at the location where instant bingo,  2234  
electronic instant bingo, or both other than at a bingo session 2235  
is conducted, including the sale of instant bingo or electronic 2236  
instant bingo tickets. A religious organization that is exempt 2237  
from federal income taxation under subsection 501(a) and 2238  
described in subsection 501(c)(3) of the Internal Revenue Code, 2239  
at not more than one location at which it conducts its 2240  
charitable programs, may include donations from its members and 2241  
guests as retail income. 2242

(B) (1) If a charitable instant bingo organization conducts 2243  
instant bingo, electronic instant bingo, or both other than at a 2244  
bingo session under a type III license issued under section 2245  
2915.08 of the Revised Code, the charitable instant bingo 2246  
organization shall enter into a written contract with the owner 2247  
or lessor of the location at which the instant bingo or 2248  
electronic instant bingo is conducted to allow the owner or 2249

lessor to assist in the conduct of instant bingo, electronic 2250  
instant bingo, or both other than at a bingo session, identify 2251  
each location where the instant bingo, electronic instant bingo, 2252  
or both other than at a bingo session is being conducted, and 2253  
identify the owner or lessor of each location. 2254

(2) A charitable instant bingo organization that conducts 2255  
instant bingo, electronic instant bingo, or both other than at a 2256  
bingo session under a type III license issued under section 2257  
2915.08 of the Revised Code is not required to enter into a 2258  
written contract with the owner or lessor of the location at 2259  
which the instant bingo or electronic instant bingo is 2260  
conducted, provided that the owner or lessor is not assisting in 2261  
the conduct of the instant bingo, electronic instant bingo, or 2262  
both other than at a bingo session and provided that the conduct 2263  
of the instant bingo, electronic instant bingo, or both other 2264  
than at a bingo session at that location is not more than five 2265  
days per calendar year and not more than ten hours per day. 2266

(C) Except as provided in division (F) of this section, no 2267  
charitable instant bingo organization shall conduct instant 2268  
bingo, electronic instant bingo, or both other than at a bingo 2269  
session at a location where the primary source of retail income 2270  
from all commercial activity at that location is the sale of 2271  
instant bingo or electronic instant bingo tickets. 2272

(D) The owner or lessor of a location that enters into a 2273  
contract pursuant to division (B) of this section shall pay the 2274  
full gross profit to the charitable instant bingo organization, 2275  
in return for the deal of instant bingo or electronic instant 2276  
bingo tickets. The owner or lessor may retain the money that the 2277  
owner or lessor receives for selling the instant bingo or 2278  
electronic instant bingo tickets, provided, however, that after 2279

the deal has been sold, the owner or lessor shall pay to the 2280  
charitable instant bingo organization the value of any 2281  
unredeemed instant bingo or electronic instant bingo prizes 2282  
remaining in the deal of instant bingo or electronic instant 2283  
bingo tickets. 2284

The charitable instant bingo organization shall pay six 2285  
per cent of the total gross receipts of any deal of instant 2286  
bingo or electronic instant bingo tickets for the purpose of 2287  
reimbursing the owner or lessor for expenses described in this 2288  
division. 2289

As used in this division, "expenses" means those items 2290  
provided for in divisions (GG) (4), (5), (6), (7), (8), (12), and 2291  
(13) of section 2915.01 of the Revised Code and that percentage 2292  
of the owner's or lessor's rent for the location where instant 2293  
bingo or electronic instant bingo is conducted. "Expenses," in 2294  
the aggregate, shall not exceed six per cent of the total gross 2295  
receipts of any deal of instant bingo or electronic instant 2296  
bingo tickets. 2297

As used in this division, "full gross profit" means the 2298  
amount by which the total receipts of all instant bingo or 2299  
electronic instant bingo tickets, if the deal had been sold in 2300  
full, exceeds the amount that would be paid out if all prizes 2301  
were redeemed. 2302

(E) A charitable instant bingo organization shall provide 2303  
the attorney general with all of the following information: 2304

(1) That the charitable instant bingo organization has 2305  
terminated a contract entered into pursuant to division (B) of 2306  
this section with an owner or lessor of a location; 2307

(2) That the charitable instant bingo organization has 2308

entered into a written contract pursuant to division (B) of this 2309  
section with a new owner or lessor of a location; 2310

(3) That the charitable instant bingo organization is 2311  
aware of conduct by the owner or lessor of a location at which 2312  
instant bingo or electronic instant bingo is conducted that is 2313  
in violation of this chapter. 2314

(F) Division (C) of this section does not apply to a 2315  
volunteer firefighter's organization that is exempt from federal 2316  
income taxation under subsection 501(a) and described in 2317  
subsection 501(c) (3) of the Internal Revenue Code, that conducts 2318  
instant bingo, electronic instant bingo, or both other than at a 2319  
bingo session on the premises where the organization conducts 2320  
firefighter training, that has conducted instant bingo 2321  
continuously for at least five years prior to July 1, 2003, and 2322  
that, during each of those five years, had gross receipts of at 2323  
least one million five hundred thousand dollars. 2324

**Sec. 2915.094.** (A) No owner or lessor of a location shall 2325  
assist a charitable instant bingo organization in the conduct of 2326  
instant bingo, electronic instant bingo, or both other than at a 2327  
bingo session at that location unless the owner or lessor has 2328  
entered into a written contract, as described in section 2329  
2915.093 of the Revised Code, with the charitable instant bingo 2330  
organization to assist in the conduct of instant bingo, 2331  
electronic instant bingo, or both other than at a bingo session. 2332

(B) The location of the lessor or owner shall be 2333  
designated as a location where the charitable instant bingo 2334  
organization conducts instant bingo, electronic instant bingo, 2335  
or both other than at a bingo session. 2336

(C) No owner or lessor of a location that enters into a 2337



written contract as prescribed in division (A) of this section 2338  
shall violate any provision of Chapter 2915. of the Revised 2339  
Code, or permit, aid, or abet any other person in violating any 2340  
provision of Chapter 2915. of the Revised Code. 2341

(D) No owner or lessor of a location that enters into a 2342  
written contract as prescribed in division (A) of this section 2343  
shall violate the terms of the contract. 2344

(E) (1) Whoever violates division (C) or (D) of this 2345  
section is guilty of illegal instant bingo or electronic instant 2346  
bingo conduct. Except as otherwise provided in this division, 2347  
illegal instant bingo or electronic instant bingo conduct is a 2348  
misdemeanor of the first degree. If the offender previously has 2349  
been convicted of a violation of division (C) or (D) of this 2350  
section, illegal instant bingo or electronic instant bingo 2351  
conduct is a felony of the fifth degree. 2352

(2) If an owner or lessor of a location knowingly, 2353  
intentionally, or recklessly violates division (C) or (D) of 2354  
this section, any license that the owner or lessor holds for the 2355  
retail sale of any goods on the owner's or lessor's premises 2356  
that is issued by the state or a political subdivision is 2357  
subject to suspension, revocation, or payment of a monetary 2358  
penalty at the request of the attorney general. 2359

**Sec. 2915.095.** The attorney general, by rule adopted 2360  
pursuant to section 111.15 of the Revised Code, shall establish 2361  
a standard contract to be used by a charitable instant bingo 2362  
organization, a veteran's organization, ~~—~~a fraternal 2363  
organization, or a sporting organization for the conduct of 2364  
instant bingo, electronic instant bingo, or both other than at a 2365  
bingo session under a type III license issued under section 2366  
2915.08 of the Revised Code. The terms of the contract shall be 2367

limited to the provisions in Chapter 2915. of the Revised Code. 2368

**Sec. 2915.10.** (A) No charitable organization that conducts 2369  
bingo or a game of chance pursuant to division (D) of section 2370  
2915.02 of the Revised Code shall fail to maintain the following 2371  
records for at least three years from the date on which the 2372  
bingo or game of chance is conducted: 2373

(1) An itemized list of the gross receipts of each bingo 2374  
session, each game of instant bingo by serial number, each 2375  
electronic instant bingo game by serial number, each raffle, 2376  
each punch board game, and each game of chance, and an itemized 2377  
list of the gross profits of each game of instant bingo by 2378  
serial number and each electronic instant bingo game by serial 2379  
number; 2380

(2) An itemized list of all expenses, other than prizes, 2381  
that are incurred in conducting bingo ~~or instant bingo,~~ the name 2382  
of each person to whom the expenses are paid, and a receipt for 2383  
all of the expenses; 2384

(3) A list of all prizes awarded during each bingo 2385  
session, each raffle, each punch board game, and each game of 2386  
chance conducted by the charitable organization, the total 2387  
prizes awarded from each game of instant bingo by serial number 2388  
and each electronic instant bingo game by serial number, and the 2389  
name, address, and social security number of all persons who are 2390  
winners of prizes of six hundred dollars or more in value; 2391

(4) An itemized list of the recipients of the net profit 2392  
of the bingo or game of chance, including the name and address 2393  
of each recipient to whom the money is distributed, and if the 2394  
organization uses the net profit of bingo, or the money or 2395  
assets received from a game of chance, for any charitable or 2396

other purpose set forth in division (V) of section 2915.01, 2397  
division (D) of section 2915.02, or section 2915.101 of the 2398  
Revised Code, a list of each purpose and an itemized list of 2399  
each expenditure for each purpose; 2400

(5) The number of persons who participate in any bingo 2401  
session or game of chance that is conducted by the charitable 2402  
organization; 2403

(6) A list of receipts from the sale of food and beverages 2404  
by the charitable organization or one of its auxiliary units or 2405  
societies, if the receipts were excluded from gross receipts 2406  
under division (T) of section 2915.01 of the Revised Code; 2407

(7) An itemized list of all expenses incurred at each 2408  
bingo session, each raffle, each punch board game, or each game 2409  
of instant bingo or electronic instant bingo conducted by the 2410  
charitable organization in the sale of food and beverages by the 2411  
charitable organization or by an auxiliary unit or society of 2412  
the charitable organization, the name of each person to whom the 2413  
expenses are paid, and a receipt for all of the expenses. 2414

(B) A charitable organization shall keep the records that 2415  
it is required to maintain pursuant to division (A) of this 2416  
section at its principal place of business in this state or at 2417  
its headquarters in this state and shall notify the attorney 2418  
general of the location at which those records are kept. 2419

(C) The gross profit from each bingo session or game 2420  
described in division (O) (1) or (2) of section 2915.01 of the 2421  
Revised Code shall be deposited into a checking account devoted 2422  
exclusively to the bingo session or game. Payments for allowable 2423  
expenses incurred in conducting the bingo session or game and 2424  
payments to recipients of some or all of the net profit of the 2425

bingo session or game shall be made only by checks or electronic 2426  
fund transfers drawn on the bingo session or game account. 2427

(D) Each charitable organization shall conduct and record 2428  
an inventory of all of its bingo supplies as of the first day of 2429  
November of each year. 2430

(E) The attorney general may adopt rules in accordance 2431  
with Chapter 119. of the Revised Code that establish standards 2432  
of accounting, record keeping, and reporting to ensure that 2433  
gross receipts from bingo or games of chance are properly 2434  
accounted for. 2435

(F) A distributor shall maintain, for a period of three 2436  
years after the date of its sale or other provision, a record of 2437  
each instance of its selling or otherwise providing to another 2438  
person bingo supplies for use in this state. The record shall 2439  
include all of the following for each instance: 2440

(1) The name of the manufacturer from which the 2441  
distributor purchased the bingo supplies and the date of the 2442  
purchase; 2443

(2) The name and address of the charitable organization or 2444  
other distributor to which the bingo supplies were sold or 2445  
otherwise provided; 2446

(3) A description that clearly identifies the bingo 2447  
supplies; 2448

(4) Invoices that include the nonrepeating serial numbers 2449  
of all paper bingo cards and sheets and all instant bingo deals 2450  
sold or otherwise provided to each charitable organization. 2451

(G) A manufacturer shall maintain, for a period of three 2452  
years after the date of its sale or other provision, a record of 2453

each instance of its selling or otherwise providing bingo 2454  
supplies for use in this state. The record shall include all of 2455  
the following for each instance: 2456

(1) The name and address of the distributor to whom the 2457  
bingo supplies were sold or otherwise provided; 2458

(2) A description that clearly identifies the bingo 2459  
supplies, including serial numbers; 2460

(3) Invoices that include the nonrepeating serial numbers 2461  
of all paper bingo cards and sheets and all instant bingo deals 2462  
sold or otherwise provided to each distributor. 2463

(H) The attorney general or any law enforcement agency may 2464  
do all of the following: 2465

(1) Investigate any charitable organization, distributor, 2466  
or manufacturer or any officer, agent, trustee, member, or 2467  
employee of the organization, distributor, or manufacturer; 2468

(2) Examine the accounts and records of the charitable 2469  
organization, distributor, or manufacturer or of any officer, 2470  
agent, trustee, member, or employee of the organization, 2471  
distributor, or manufacturer; 2472

(3) Conduct inspections, audits, and observations of bingo 2473  
or games of chance; 2474

(4) Conduct inspections of the premises where bingo or 2475  
games of chance are conducted or where bingo supplies are 2476  
manufactured or distributed; 2477

(5) Take any other necessary and reasonable action to 2478  
determine if a violation of any provision of ~~sections 2915.01 to~~ 2479  
~~2915.13 of the Revised Code~~ this chapter has occurred and to 2480  
determine whether section 2915.11 of the Revised Code has been 2481

complied with. 2482

If any law enforcement agency has reasonable grounds to 2483  
believe that a charitable organization, distributor, or 2484  
manufacturer or an officer, agent, trustee, member, or employee 2485  
of the organization, distributor, or manufacturer has violated 2486  
any provision of this chapter, the law enforcement agency may 2487  
proceed by action in the proper court to enforce this chapter, 2488  
provided that the law enforcement agency shall give written 2489  
notice to the attorney general when commencing an action as 2490  
described in this division. 2491

(I) No person shall destroy, alter, conceal, withhold, or 2492  
deny access to any accounts or records of a charitable 2493  
organization, distributor, or manufacturer that have been 2494  
requested for examination, or obstruct, impede, or interfere 2495  
with any inspection, audit, or observation of bingo or a game of 2496  
chance ~~or, of premises~~ where bingo or a game of chance is 2497  
conducted, or of premises where bingo supplies are manufactured 2498  
or distributed, or refuse to comply with any reasonable request 2499  
of, or obstruct, impede, or interfere with any other reasonable 2500  
action undertaken by, the attorney general or a law enforcement 2501  
agency pursuant to division (H) of this section. 2502

(J) Whoever violates division (A) or (I) of this section 2503  
is guilty of a misdemeanor of the first degree. 2504

**Sec. 2915.101.** Except as otherwise provided by law, a 2505  
charitable organization that conducts instant bingo or 2506  
electronic instant bingo shall distribute the net profit from 2507  
the proceeds of the sale of instant bingo or electronic instant 2508  
bingo as follows: 2509

(A) (1) If a veteran's organization, a fraternal 2510

organization, or a sporting organization conducted the instant 2511  
bingo or electronic instant bingo, the organization shall 2512  
distribute the net profit from the proceeds of the sale of 2513  
instant bingo or electronic instant bingo, as follows: 2514

(a) For the first two hundred fifty thousand dollars, or a 2515  
greater amount prescribed by the attorney general to adjust for 2516  
changes in prices as measured by the consumer price index as 2517  
defined in section 325.18 of the Revised Code and other factors 2518  
affecting the organization's expenses, as defined in division 2519  
(GG) of section 2915.01 of the Revised Code, or less of net 2520  
profit from the proceeds of the sale of instant bingo or 2521  
electronic instant bingo generated in a calendar year: 2522

(i) At least twenty-five per cent shall be distributed to 2523  
an organization described in division (V) (1) of section 2915.01 2524  
of the Revised Code or to a department or agency of the federal 2525  
government, the state, or any political subdivision. 2526

(ii) Not more than seventy-five per cent may be deducted 2527  
and retained by the organization for reimbursement of or for the 2528  
organization's expenses, as defined in division (GG) of section 2529  
2915.01 of the Revised Code, in conducting the instant bingo or 2530  
electronic instant bingo game. 2531

(b) For any net profit from the proceeds of the sale of 2532  
instant bingo or electronic instant bingo of more than two 2533  
hundred fifty thousand dollars or an adjusted amount generated 2534  
in a calendar year: 2535

(i) A minimum of fifty per cent shall be distributed to an 2536  
organization described in division (V) (1) of section 2915.01 of 2537  
the Revised Code or to a department or agency of the federal 2538  
government, the state, or any political subdivision. 2539

(ii) Five per cent may be distributed for the 2540  
organization's own charitable purposes or to a community action 2541  
agency. 2542

(iii) Forty-five per cent may be deducted and retained by 2543  
the organization for reimbursement of or for the organization's 2544  
expenses, as defined in division (GG) of section 2915.01 of the 2545  
Revised Code, in conducting the instant bingo or electronic 2546  
instant bingo game. 2547

(2) If a veteran's organization, a fraternal organization, 2548  
or a sporting organization does not distribute the full 2549  
percentages specified in divisions (A) (1) (a) and (b) of this 2550  
section for the purposes specified in those divisions, the 2551  
organization shall distribute the balance of the net profit from 2552  
the proceeds of the sale of instant bingo or electronic instant 2553  
bingo not distributed or retained for those purposes to an 2554  
organization described in division (V) (1) of section 2915.01 of 2555  
the Revised Code. 2556

(B) If a charitable organization other than a veteran's 2557  
organization, a fraternal organization, or a sporting 2558  
organization conducted the instant bingo or electronic instant 2559  
bingo, the organization shall distribute one hundred per cent of 2560  
the net profit from the proceeds of the sale of instant bingo or 2561  
electronic instant bingo to an organization described in 2562  
division (V) (1) of section 2915.01 of the Revised Code or to a 2563  
department or agency of the federal government, the state, or 2564  
any political subdivision. 2565

(C) Nothing in this section prohibits a veteran's 2566  
organization, a fraternal organization, or a sporting 2567  
organization from distributing any net profit from the proceeds 2568  
of the sale of instant bingo or electronic instant bingo to an 2569



organization that is described in subsection 501(c)(3) of the 2570  
Internal Revenue Code when the organization that is described in 2571  
subsection 501(c)(3) of the Internal Revenue Code is one that 2572  
makes donations to other organizations and permits donors to 2573  
advise or direct such donations so long as the donations comply 2574  
with requirements established in or pursuant to subsection 2575  
501(c)(3) of the Internal Revenue Code. 2576

**Sec. 2915.12.** (A) Sections 2915.07 to ~~2915.11~~ 2915.15 of 2577  
the Revised Code do not apply to bingo games that are conducted 2578  
for the purpose of amusement only. A bingo game is conducted for 2579  
the purpose of amusement only if it complies with all of the 2580  
requirements specified in either division (A)(1) or (2) of this 2581  
section: 2582

(1) (a) The participants do not pay any money or any other 2583  
thing of value including an admission fee, or any fee for bingo 2584  
cards or sheets, objects to cover the spaces, or other devices 2585  
used in playing bingo, for the privilege of participating in the 2586  
bingo game, or to defray any costs of the game, or pay tips or 2587  
make donations during or immediately before or after the bingo 2588  
game. 2589

(b) All prizes awarded during the course of the game are 2590  
nonmonetary, and in the form of merchandise, goods, or 2591  
entitlements to goods or services only, and the total value of 2592  
all prizes awarded during the game is less than one hundred 2593  
dollars. 2594

(c) No commission, wages, salary, reward, tip, donation, 2595  
gratuity, or other form of compensation, either directly or 2596  
indirectly, and regardless of the source, is paid to any bingo 2597  
game operator for work or labor performed at the site of the 2598  
bingo game. 2599

(d) The bingo game is not conducted either during or 2600  
within ten hours of any of the following: 2601

(i) A bingo session during which a charitable bingo game 2602  
is conducted pursuant to sections 2915.07 to ~~2915.11~~2915.15 of 2603  
the Revised Code; 2604

(ii) A scheme or game of chance, or bingo described in 2605  
division (O) (2) of section 2915.01 of the Revised Code. 2606

(e) The number of players participating in the bingo game 2607  
does not exceed fifty. 2608

(2) (a) The participants do not pay money or any other 2609  
thing of value as an admission fee, and no participant is 2610  
charged more than twenty-five cents to purchase a bingo card or 2611  
sheet, objects to cover the spaces, or other devices used in 2612  
playing bingo. 2613

(b) The total amount of money paid by all of the 2614  
participants for bingo cards or sheets, objects to cover the 2615  
spaces, or other devices used in playing bingo does not exceed 2616  
one hundred dollars. 2617

(c) All of the money paid for bingo cards or sheets, 2618  
objects to cover spaces, or other devices used in playing bingo 2619  
is used only to pay winners monetary and nonmonetary prizes and 2620  
to provide refreshments. 2621

(d) The total value of all prizes awarded during the game 2622  
does not exceed one hundred dollars. 2623

(e) No commission, wages, salary, reward, tip, donation, 2624  
gratuity, or other form of compensation, either directly or 2625  
indirectly, and regardless of the source, is paid to any bingo 2626  
game operator for work or labor performed at the site of the 2627

bingo game. 2628

(f) The bingo game is not conducted during or within ten 2629  
hours of either of the following: 2630

(i) A bingo session during which a charitable bingo game 2631  
is conducted pursuant to sections 2915.07 to ~~2915.11~~2915.15 of 2632  
the Revised Code; 2633

(ii) A scheme of chance or game of chance, or bingo 2634  
described in division (O) (2) of section 2915.01 of the Revised 2635  
Code. 2636

(g) All of the participants reside at the premises where 2637  
the bingo game is conducted. 2638

(h) The bingo games are conducted on different days of the 2639  
week and not more than twice in a calendar week. 2640

(B) The attorney general or any local law enforcement 2641  
agency may investigate the conduct of a bingo game that 2642  
purportedly is conducted for purposes of amusement only if there 2643  
is reason to believe that the purported amusement bingo game 2644  
does not comply with the requirements of either division (A) (1) 2645  
or (2) of this section. A local law enforcement agency may 2646  
proceed by action in the proper court to enforce this section if 2647  
the local law enforcement agency gives written notice to the 2648  
attorney general when commencing the action. 2649

**Sec. 2915.13.** (A) A veteran's organization, a fraternal 2650  
organization, or a sporting organization authorized to conduct a 2651  
bingo session pursuant to ~~sections 2915.01 to 2915.12 of the~~ 2652  
~~Revised Code~~ this chapter may conduct instant bingo, electronic 2653  
instant bingo, or both other than at a bingo session under a 2654  
type III license issued under section 2915.08 of the Revised 2655  
Code if all of the following apply: 2656

(1) The veteran's organization, fraternal organization, or 2657  
sporting organization limits the sale of instant bingo or 2658  
electronic instant bingo to twelve hours during any day, 2659  
provided that the sale does not begin earlier than ten a.m. and 2660  
ends not later than two a.m. 2661

(2) The veteran's organization, fraternal organization, or 2662  
sporting organization limits the sale of instant bingo or 2663  
electronic instant bingo to its own premises and to its own 2664  
members and invited guests. 2665

(3) The veteran's organization, fraternal organization, or 2666  
sporting organization is raising money for an organization that 2667  
is described in subsection 509(a) (1), 509(a) (2), or 509(a) (3) of 2668  
the Internal Revenue Code and is either a governmental unit or 2669  
an organization that maintains its principal place of business 2670  
in this state, that is exempt from federal income taxation under 2671  
subsection 501(a) and described in subsection 501(c) (3) of the 2672  
Internal Revenue Code, and that is in good standing in this 2673  
state and executes a written contract with that organization as 2674  
required in division (B) of this section. 2675

(B) If a veteran's organization, fraternal organization, 2676  
or sporting organization authorized to conduct instant bingo or 2677  
electronic instant bingo pursuant to division (A) of this 2678  
section is raising money for another organization that is 2679  
described in subsection 509(a) (1), 509(a) (2), or 509(a) (3) of 2680  
the Internal Revenue Code and is either a governmental unit or 2681  
an organization that maintains its principal place of business 2682  
in this state, that is exempt from federal income taxation under 2683  
subsection 501(a) and described in subsection 501(c) (3) of the 2684  
Internal Revenue Code, and that is in good standing in this 2685  
state, the veteran's organization, fraternal organization, or 2686

sporting organization shall execute a written contract with the 2687  
organization that is described in subsection 509(a) (1), 509(a) 2688  
(2), or 509(a) (3) of the Internal Revenue Code and is either a 2689  
governmental unit or an organization that maintains its 2690  
principal place of business in this state, that is exempt from 2691  
federal income taxation under subsection 501(a) and described in 2692  
subsection 501(c) (3) of the Internal Revenue Code, and that is 2693  
in good standing in this state in order to conduct instant bingo 2694  
or electronic instant bingo. That contract shall include a 2695  
statement of the percentage of the net proceeds that the 2696  
veteran's, fraternal, or sporting organization will be 2697  
distributing to the organization that is described in subsection 2698  
509(a) (1), 509(a) (2), or 509(a) (3) of the Internal Revenue Code 2699  
and is either a governmental unit or an organization that 2700  
maintains its principal place of business in this state, that is 2701  
exempt from federal income taxation under subsection 501(a) and 2702  
described in subsection 501(c) (3) of the Internal Revenue Code, 2703  
and that is in good standing in this state. 2704

(C) (1) If a veteran's organization, fraternal 2705  
organization, or sporting organization authorized to conduct 2706  
instant bingo or electronic instant bingo pursuant to division 2707  
(A) of this section has been issued a liquor permit under 2708  
Chapter 4303. of the Revised Code, that permit may be subject to 2709  
suspension, revocation, or cancellation if the veteran's 2710  
organization, fraternal organization, or sporting organization 2711  
violates a provision of this chapter. 2712

(2) No veteran's organization, fraternal organization, or 2713  
sporting organization that enters into a written contract 2714  
pursuant to division (B) of this section shall violate any 2715  
provision of this chapter or permit, aid, or abet any other 2716  
person in violating any provision of this chapter. 2717

(D) A veteran's organization, fraternal organization, or 2718  
sporting organization shall give all required proceeds earned 2719  
from the conduct of instant bingo or electronic instant bingo to 2720  
the organization with which the veteran's organization, 2721  
fraternal organization, or sporting organization has entered 2722  
into a written contract. 2723

(E) Whoever violates this section is guilty of illegal 2724  
instant bingo or electronic instant bingo conduct. Except as 2725  
otherwise provided in this division, illegal instant bingo or 2726  
electronic instant bingo conduct is a misdemeanor of the first 2727  
degree. If the offender previously has been convicted of a 2728  
violation of this section, illegal instant bingo or electronic 2729  
instant bingo conduct is a felony of the fifth degree. 2730

**Sec. 2915.14.** (A) No charitable organization that conducts 2731  
electronic instant bingo shall do any of the following: 2732

(1) Possess an electronic instant bingo system that was 2733  
not obtained in accordance with this chapter or with any rule 2734  
adopted under this chapter; 2735

(2) Conduct electronic instant bingo on any day, at any 2736  
time, or on any premises not specified on the organization's 2737  
type II or type III license issued under section 2915.08 of the 2738  
Revised Code; 2739

(3) Fail to display the charitable organization's bingo 2740  
license; 2741

(4) Permit any person the charitable organization knows, 2742  
or should have known, to be under eighteen years of age to play 2743  
electronic instant bingo; 2744

(5) Permit any person to play electronic instant bingo 2745  
without paying the full price predetermined for each ticket in 2746

<u>an electronic instant bingo deal;</u>	2747
<u>(6) Fail, once an electronic instant bingo deal is begun,</u>	2748
<u>to continue to sell tickets in that deal until all prizes have</u>	2749
<u>been awarded;</u>	2750
<u>(7) Permit any person whom the organization knows, or</u>	2751
<u>should have known, has been convicted of a felony or gambling</u>	2752
<u>offense in any jurisdiction to be a bingo game operator in the</u>	2753
<u>conduct of electronic instant bingo;</u>	2754
<u>(8) Permit a bingo game operator to play electronic</u>	2755
<u>instant bingo;</u>	2756
<u>(9) (a) Except as otherwise provided in division (A) (9) (b)</u>	2757
<u>of this section, pay compensation to a bingo game operator for</u>	2758
<u>conducting electronic instant bingo.</u>	2759
<u>(b) Division (A) (9) (a) of this section does not prohibit</u>	2760
<u>an employee of a veteran's organization, fraternal organization,</u>	2761
<u>or sporting organization from redeeming electronic instant bingo</u>	2762
<u>tickets or vouchers for the organization's members or invited</u>	2763
<u>guests, so long as no portion of the employee's compensation is</u>	2764
<u>paid from any bingo receipts.</u>	2765
<u>(10) Pay consulting fees to any person in relation to</u>	2766
<u>electronic instant bingo.</u>	2767
<u>(B) No person shall sell, offer to sell, or otherwise</u>	2768
<u>provide or offer to provide an electronic instant bingo system</u>	2769
<u>to any person for use in this state unless the electronic</u>	2770
<u>instant bingo system has been approved under section 2915.15 of</u>	2771
<u>the Revised Code.</u>	2772
<u>(C) The attorney general shall adopt rules under Chapter</u>	2773
<u>119. of the Revised Code to ensure the integrity of electronic</u>	2774

<u>instant bingo, including rules governing all of the following:</u>	2775
<u>(1) The requirements to receive a license to conduct</u>	2776
<u>electronic instant bingo;</u>	2777
<u>(2) The location and number of electronic instant bingo</u>	2778
<u>systems in use;</u>	2779
<u>(3) The times when electronic instant bingo may be</u>	2780
<u>offered;</u>	2781
<u>(4) Signage requirements in facilities where electronic</u>	2782
<u>instant bingo is offered;</u>	2783
<u>(5) Electronic instant bingo device and system</u>	2784
<u>specifications, including reveal features and game themes;</u>	2785
<u>(6) The centralized report management system described in</u>	2786
<u>section 2915.15 of the Revised Code;</u>	2787
<u>(7) Procedures and standards for the review, approval,</u>	2788
<u>inspection, and monitoring of electronic instant bingo systems,</u>	2789
<u>as described in section 2915.15 of the Revised Code;</u>	2790
<u>(8) The fees to be charged under section 2915.15 of the</u>	2791
<u>Revised Code for review, approval, inspection, and monitoring of</u>	2792
<u>electronic instant bingo systems.</u>	2793
<u>(D) Whoever knowingly violates division (A) or (B) of this</u>	2794
<u>section or a rule adopted under division (C) of this section is</u>	2795
<u>guilty of illegal electronic instant bingo conduct. Illegal</u>	2796
<u>electronic instant bingo conduct is a misdemeanor of the first</u>	2797
<u>degree, except that if the offender previously has been</u>	2798
<u>convicted of a violation of division (A) of this section or of a</u>	2799
<u>rule adopted under division (C) of this section, illegal instant</u>	2800
<u>bingo conduct is a felony of the fifth degree.</u>	2801



Sec. 2915.15. (A) (1) Before selling, offering to sell, or 2802  
otherwise providing or offering to provide an electronic instant 2803  
bingo system to any person for use in this state, a manufacturer 2804  
shall submit the electronic instant bingo system to an 2805  
independent testing laboratory that is certified under section 2806  
3772.31 of the Revised Code for testing and evaluation to 2807  
determine whether the electronic instant bingo system meets the 2808  
requirements of this chapter and of rules adopted under this 2809  
chapter. The manufacturer shall pay all costs of that testing 2810  
and evaluation. 2811

(2) If the independent testing laboratory certifies that 2812  
the electronic instant bingo system meets the requirements of 2813  
this chapter and of rules adopted under this chapter, the 2814  
manufacturer may submit the electronic instant bingo system, 2815  
along with a copy of the laboratory's certification and a fee 2816  
established by the attorney general by rule under Chapter 119. 2817  
of the Revised Code, to the attorney general for review and 2818  
approval. The manufacturer also shall submit a fee established 2819  
by the attorney general by rule under Chapter 119. of the 2820  
Revised Code, which the attorney general shall use to pay the 2821  
cost of reviewing and approving electronic instant bingo systems 2822  
under division (A) of this section. 2823

(3) If the attorney general determines that the electronic 2824  
instant bingo system meets the requirements of this chapter and 2825  
of the rules adopted under this chapter, the attorney general 2826  
shall approve the system for use in this state. 2827

(B) (1) Any electronic instant bingo system approved for 2828  
use in this state shall include an internal report management 2829  
system that records information concerning the operation of the 2830  
system and that meets the requirements adopted by the attorney 2831

general by rule under Chapter 119. of the Revised Code. The 2832  
internal report management system shall permit the attorney 2833  
general or another person designated by the attorney general to 2834  
access the internal report management system, monitor the 2835  
electronic instant bingo system in real time, and remotely 2836  
deactivate the electronic instant bingo system or any aspect of 2837  
the system. 2838

(2) The attorney general may establish and maintain, or 2839  
contract with another person to establish and maintain, a 2840  
centralized report management system that interfaces in real 2841  
time with the internal report management system of every 2842  
electronic instant bingo system in use in this state. The 2843  
centralized report management system shall have the capability 2844  
to monitor all electronic instant bingo systems in use in this 2845  
state in real time and to remotely deactivate any electronic 2846  
instant bingo system or any aspect of such a system. 2847

(C) The attorney general may inspect any electronic 2848  
instant bingo system in use in this state at any time to ensure 2849  
that the system is in compliance with this chapter and with the 2850  
rules adopted under this chapter. If the attorney general 2851  
determines that any person or any electronic instant bingo 2852  
system is in violation of any provision of this chapter or of 2853  
any rule adopted under this chapter, the attorney general may 2854  
order that the violation immediately cease and may deactivate 2855  
the electronic instant bingo system or any aspect of it using 2856  
the centralized report management system. 2857

(D) The attorney general may establish by rule adopted 2858  
under Chapter 119. of the Revised Code an annual fee to be paid 2859  
by distributors licensed under section 2915.081 of the Revised 2860  
Code who have electronic instant bingo distributor endorsements 2861

to their licenses in order to pay the cost of monitoring the 2862  
systems under division (B) of this section and the cost of 2863  
inspecting systems under division (C) of this section. 2864

**Section 2.** That existing sections 109.32, 109.572, 2865  
2915.01, 2915.08, 2915.081, 2915.082, 2915.09, 2915.091, 2866  
2915.093, 2915.094, 2915.095, 2915.10, 2915.101, 2915.12, and 2867  
2915.13 of the Revised Code are hereby repealed. 2868

**Section 3.** Section 109.572 of the Revised Code is 2869  
presented in this act as a composite of the section as amended 2870  
by both H.B. 166 and S.B. 57 of the 133rd General Assembly. The 2871  
General Assembly, applying the principle stated in division (B) 2872  
of section 1.52 of the Revised Code that amendments are to be 2873  
harmonized if reasonably capable of simultaneous operation, 2874  
finds that the composite is the resulting version of the section 2875  
in effect prior to the effective date of the section as 2876  
presented in this act. 2877