

As Introduced

133rd General Assembly

Regular Session

2019-2020

S. B. No. 345

Senators Hoagland, Schuring

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 attorney general under section 2915.08, 2915.081, or 2915.082 of the Revised Code, all fees received by the attorney general under section 2915.15 of the Revised Code, and all filing fees received by the attorney general under divisions (F) and (G) of section 2915.02 of the Revised Code, shall be paid into the state treasury to the credit of the charitable law fund. ~~The~~

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

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

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

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

Sec. 109.572. (A) (1) Upon receipt of a request pursuant to section 121.08, 3301.32, 3301.541, or 3319.39 of the Revised

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 Revised Code within five years of the date of application for licensure or certification.

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

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

(a) A violation of section 2903.01, 2903.02, 2903.03, 2903.04, 2903.11, 2903.12, 2903.13, 2903.16, 2903.21, 2903.34, 2905.01, 2905.02, 2905.05, 2907.02, 2907.03, 2907.04, 2907.05, 2907.06, 2907.07, 2907.08, 2907.09, 2907.21, 2907.22, 2907.23, 2907.25, 2907.31, 2907.32, 2907.321, 2907.322, 2907.323, 2909.02, 2909.03, 2911.01, 2911.02, 2911.11, 2911.12, 2919.12, 2919.22, 2919.24, 2919.25, 2923.12, 2923.13, 2923.161, 2925.02, 2925.03, 2925.04, 2925.05, 2925.06, or 3716.11 of the Revised Code, felonious sexual penetration in violation of former section 2907.12 of the Revised Code, a violation of section 2905.04 of the Revised Code as it existed prior to July 1, 1996, a violation of section 2919.23 of the Revised Code that would

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 section 2915.02, 2915.03, 2915.04,	708
2915.05, 2915.06, 2915.07, 2915.08, 2915.081, 2915.082, 2915.09,	709
2915.091, 2915.092, 2915.10, or 2915.11 of the Revised Code <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 section listed in division (G)	714
(1) provision of this section <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 when used in conjunction with instant bingo . 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

(CCC) "Electronic instant bingo" means a form of bingo 1279
that consists of an electronic or digital representation of 1280
instant bingo in which a participant wins a prize if the 1281
participant's electronic instant bingo ticket contains a 1282
combination of numbers or symbols that was designated in advance 1283
as a winning combination, and to which all of the following 1284
apply: 1285

(1) Each deal has a predetermined, finite number of 1286
winning and losing tickets and a predetermined prize amount and 1287
deal structure, provided that there may be multiple winning 1288
combinations in each deal and multiple winning tickets. 1289

(2) Each electronic instant bingo ticket within a deal has 1290
a unique serial number that is not regenerated. 1291

(3) Each electronic instant bingo ticket within a deal is 1292
sold for the same price. 1293

(4) After a participant purchases an electronic instant 1294
bingo ticket, the combination of numbers or symbols on the 1295
ticket is revealed to the participant. 1296

(5) The reveal of numbers or symbols on the ticket may 1297
incorporate an entertainment or bonus theme, provided that the 1298
reveal does not include spinning reels that resemble a slot 1299
machine. 1300

(6) The reveal theme, if any, does not require additional 1301
consideration or award any prize other than any predetermined 1302
prize associated with the electronic instant bingo ticket. 1303

(DDD) "Electronic instant bingo system" means a 1304
mechanical, electronic, digital, or video device that is used to 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 bingo games described in division (O) (1) of section 2915.01 of the Revised Code during any bingo session that is conducted by the charitable organization. "Prizes" does not include awards from the conduct of instant bingo.	1987 1988 1989 1990 1991
(6) Conduct a bingo session at any time during the eight-hour period between two a.m. and ten a.m., at any time during, or within ten hours of, a bingo game conducted for amusement only pursuant to section 2915.12 of the Revised Code, at any premises not specified on its license, or on any day of the week or during any time period not specified on its license. Division (A) (6) of this section does not prohibit the sale of instant bingo tickets beginning at nine a.m. for a bingo session that begins at ten a.m. If circumstances make it impractical for the charitable organization to conduct a bingo session at the premises, or on the day of the week or at the time, specified on its license, or if a charitable organization wants to conduct bingo sessions on a day of the week or at a time other than the day or time specified on its license, the charitable organization may apply in writing to the attorney general for an amended license pursuant to division (F) <u>(J)</u> of section 2915.08 of the Revised Code. A charitable organization may apply twice in each calendar year for an amended license to conduct bingo sessions on a day of the week or at a time other than the day or time specified on its license. If the amended license is granted, the organization may conduct bingo sessions at the premises, on the day of the week, and at the time specified on its amended license.	1992 1993 1994 1995 1996 1997 1998 1999 2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013 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 bingo tickets 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 hours of either of the following:	2629 2630
(i) A bingo session during which a charitable bingo game is conducted pursuant to sections 2915.07 to 2915.11 <u>2915.15</u> of the Revised Code;	2631 2632 2633
(ii) A scheme of chance or game of chance, or bingo described in division (O) (2) of section 2915.01 of the Revised Code.	2634 2635 2636
(g) All of the participants reside at the premises where the bingo game is conducted.	2637 2638
(h) The bingo games are conducted on different days of the week and not more than twice in a calendar week.	2639 2640
(B) The attorney general or any local law enforcement agency may investigate the conduct of a bingo game that purportedly is conducted for purposes of amusement only if there is reason to believe that the purported amusement bingo game does not comply with the requirements of either division (A) (1) or (2) of this section. A local law enforcement agency may proceed by action in the proper court to enforce this section if the local law enforcement agency gives written notice to the attorney general when commencing the action.	2641 2642 2643 2644 2645 2646 2647 2648 2649
Sec. 2915.13. (A) A veteran's organization, a fraternal organization, or a sporting organization authorized to conduct a bingo session pursuant to sections 2915.01 to 2915.12 of the Revised Code <u>this chapter may conduct instant bingo, electronic instant bingo, or both</u> other than at a bingo session <u>under a type III license issued under section 2915.08 of the Revised Code</u> if all of the following apply:	2650 2651 2652 2653 2654 2655 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