

As Reported by the House Finance Committee

136th General Assembly

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Sub. H. B. No. 476

Representatives Craig, Thomas, D.

**Cosponsors: Representatives Ray, Glassburn, Brennan, Hall, T., Gross, Hiner,
Ferguson, Kishman, Robb Blasdel, Stewart, Ritter**

To amend sections 109.32, 2915.01, 2915.07, 1
2915.08, 2915.081, 2915.082, 2915.092, 2915.093, 2
2915.10, 2915.101, and 2915.14; to amend, for 3
the purpose of adopting a new section number as 4
indicated in parentheses, section 2915.092 5
(2915.16); and to enact sections 2915.17, 6
2915.18, 2915.19, and 2915.20 of the Revised 7
Code to authorize online raffles and make 8
related changes to the Charitable Gaming Law and 9
to declare an emergency. 10

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

Section 1. That sections 109.32, 2915.01, 2915.07, 11
2915.08, 2915.081, 2915.082, 2915.092, 2915.093, 2915.10, 12
2915.101, and 2915.14 be amended; section 2915.092 (2915.16) be 13
amended for the purpose of adopting a new section number as 14
indicated in parentheses; and sections 2915.17, 2915.18, 15
2915.19, and 2915.20 of the Revised Code be enacted to read as 16
follows: 17

Sec. 109.32. (A) All annual filing fees obtained by the 18
attorney general pursuant to section 109.31 of the Revised Code, 19

all receipts obtained from the sale of the charitable 20
foundations directory, all registration fees received by the 21
attorney general, bond forfeitures, awards of costs and 22
attorney's fees, and civil penalties assessed under Chapter 23
1716. of the Revised Code, all license fees received by the 24
attorney general under section 2915.08, 2915.081, or 2915.082 of 25
the Revised Code, all fees received by the attorney general 26
under section 2915.15 of the Revised Code, all registration and 27
license fees received by the attorney general under sections 28
2915.17 and 2915.18 of the Revised Code, and all filing fees 29
received by the attorney general under divisions (F) and (G) of 30
section 2915.02 of the Revised Code, shall be paid into the 31
state treasury to the credit of the charitable law fund. 32

(B) (1) Except as otherwise provided in divisions (B) (2) 33
and (3) of this section, the charitable law fund shall be used 34
insofar as its moneys are available for the expenses of the 35
charitable law section of the office of the attorney general. 36

(2) All annual license fees that are received by the 37
attorney general under section 2915.08, 2915.081, or 2915.082 of 38
the Revised Code, all registration and license fees received by 39
the attorney general under sections 2915.17 and 2915.18 of the 40
Revised Code, and all filing fees received by the attorney 41
general under divisions (F) and (G) of section 2915.02 of the 42
Revised Code, that are credited to the fund shall be used by the 43
attorney general, or any law enforcement agency in cooperation 44
with the attorney general, for the purposes specified in 45
division (H) of section 2915.10 of the Revised Code and to 46
administer and enforce Chapter 2915. of the Revised Code. 47

(3) All fees received by the attorney general under 48
section 2915.15 of the Revised Code that are credited to the 49

fund shall be used for the purposes specified in that section. 50

(C) The expenses of the charitable law section in excess 51
of moneys available in the charitable law fund shall be paid out 52
of regular appropriations to the office of the attorney general. 53

Sec. 2915.01. As used in this chapter: 54

(A) "Bookmaking" means the business of receiving or paying 55
off bets. 56

(B) "Bet" means the hazarding of anything of value upon 57
the result of an event, undertaking, or contingency, but does 58
not include a bona fide business risk. 59

(C) "Scheme of chance" means a slot machine unless 60
authorized under Chapter 3772. of the Revised Code, lottery 61
unless authorized under Chapter 3770. of the Revised Code, 62
numbers game, pool conducted for profit, or other scheme in 63
which a participant gives a valuable consideration for a chance 64
to win a prize, but does not include bingo, a skill-based 65
amusement machine, or a pool not conducted for profit. "Scheme 66
of chance" includes the use of an electronic device to reveal 67
the results of a game entry if valuable consideration is paid, 68
directly or indirectly, for a chance to win a prize. Valuable 69
consideration is deemed to be paid for a chance to win a prize 70
in the following instances: 71

(1) Less than fifty per cent of the goods or services sold 72
by a scheme of chance operator in exchange for game entries are 73
used or redeemed by participants at any one location; 74

(2) Less than fifty per cent of participants who purchase 75
goods or services at any one location do not accept, use, or 76
redeem the goods or services sold or purportedly sold; 77

(3) More than fifty per cent of prizes at any one location 78
are revealed to participants through an electronic device 79
simulating a game of chance or a "casino game" as defined in 80
section 3772.01 of the Revised Code; 81

(4) The good or service sold by a scheme of chance 82
operator in exchange for a game entry cannot be used or redeemed 83
in the manner advertised; 84

(5) A participant pays more than fair market value for 85
goods or services offered by a scheme of chance operator in 86
order to receive one or more game entries; 87

(6) A participant may use the electronic device to 88
purchase additional game entries; 89

(7) A participant may purchase additional game entries by 90
using points or credits won as prizes while using the electronic 91
device; 92

(8) A scheme of chance operator pays out in prize money 93
more than twenty per cent of the gross revenue received at one 94
location; or 95

(9) A participant makes a purchase or exchange in order to 96
obtain any good or service that may be used to facilitate play 97
on the electronic device. 98

As used in this division, "electronic device" means a 99
mechanical, video, digital, or electronic machine or device that 100
is capable of displaying information on a screen or other 101
mechanism and that is owned, leased, or otherwise possessed by 102
any person conducting a scheme of chance, or by that person's 103
partners, affiliates, subsidiaries, or contractors. "Electronic 104
device" does not include an electronic instant bingo system or 105
an online raffle platform. 106

(D) "Game of chance" means poker, craps, roulette, or 107
other game in which a player gives anything of value in the hope 108
of gain, the outcome of which is determined largely by chance, 109
but does not include bingo. 110

(E) "Game of chance conducted for profit" means any game 111
of chance designed to produce income for the person who conducts 112
or operates the game of chance, but does not include bingo. 113

(F) "Gambling device" means any of the following: 114

(1) A book, totalizer, or other equipment for recording 115
bets; 116

(2) A ticket, token, or other device representing a 117
chance, share, or interest in a scheme of chance or evidencing a 118
bet; 119

(3) A deck of cards, dice, gaming table, roulette wheel, 120
slot machine, or other apparatus designed for use in connection 121
with a game of chance; 122

(4) Any equipment, device, apparatus, or paraphernalia 123
specially designed for gambling purposes; 124

(5) Bingo supplies sold or otherwise provided, or used, in 125
violation of this chapter. 126

(G) "Gambling offense" means any of the following: 127

(1) A violation of this chapter; 128

(2) A violation of an existing or former municipal 129
ordinance or law of this or any other state or the United States 130
substantially equivalent to any provision of this chapter or a 131
violation of section 2915.06 of the Revised Code as it existed 132
prior to July 1, 1996; 133

(3) An offense under an existing or former municipal 134
ordinance or law of this or any other state or the United 135
States, of which gambling is an element; 136

(4) A conspiracy or attempt to commit, or complicity in 137
committing, any offense under division (G) (1), (2), or (3) of 138
this section. 139

(H) Except as otherwise provided in this chapter, 140
"charitable organization" means either of the following: 141

(1) An organization that is exempt from federal income 142
taxation under subsection 501(a) and described in subsection 143
501(c) (3) of the Internal Revenue Code; 144

(2) A volunteer rescue service organization, volunteer 145
firefighter's organization, veteran's organization, fraternal 146
organization, or sporting organization that is exempt from 147
federal income taxation under subsection 501(c) (4), (c) (7), (c) 148
(8), (c) (10), or (c) (19) of the Internal Revenue Code. 149

To qualify as a "charitable organization," an organization 150
shall have been in continuous existence as such in this state 151
for a period of two years immediately preceding either the 152
making of an application for a bingo license under section 153
2915.08 of the Revised Code or the conducting of any game of 154
chance as provided in division (D) of section 2915.02 of the 155
Revised Code. 156

(I) "Religious organization" means any church, body of 157
communicants, or group that is not organized or operated for 158
profit and that gathers in common membership for regular worship 159
and religious observances. 160

(J) "Veteran's organization" means any individual post or 161
state headquarters of a national veteran's association or an 162

auxiliary unit of any individual post of a national veteran's 163
association, which post, state headquarters, or auxiliary unit 164
is incorporated as a nonprofit corporation and either has 165
received a letter from the state headquarters of the national 166
veteran's association indicating that the individual post or 167
auxiliary unit is in good standing with the national veteran's 168
association or has received a letter from the national veteran's 169
association indicating that the state headquarters is in good 170
standing with the national veteran's association. As used in 171
this division, "national veteran's association" means any 172
veteran's association that has been in continuous existence as 173
such for a period of at least five years and either is 174
incorporated by an act of the United States congress or has a 175
national dues-paying membership of at least five thousand 176
persons. 177

(K) "Volunteer firefighter's organization" means any 178
organization of volunteer firefighters, as defined in section 179
146.01 of the Revised Code, that is organized and operated 180
exclusively to provide financial support for a volunteer fire 181
department or a volunteer fire company and that is recognized or 182
ratified by a county, municipal corporation, ~~or~~ township, or 183
district. 184

(L) "Fraternal organization" means any society, order, 185
state headquarters, or association within this state, except a 186
college or high school fraternity, that is not organized for 187
profit, that is a branch, lodge, or chapter of a national or 188
state organization, that exists exclusively for the common 189
business or sodality of its members. 190

(M) "Volunteer rescue service organization" means any 191
organization of volunteers organized to function as an emergency 192

medical service organization, as defined in section 4765.01 of 193
the Revised Code. 194

(N) "Charitable bingo game" means any bingo game described 195
in division (O) (1) or (2) of this section that is conducted by a 196
charitable organization that has obtained a license pursuant to 197
section 2915.08 of the Revised Code and the proceeds of which 198
are used for a charitable purpose. 199

(O) "Bingo" means either of the following: 200

(1) A game with all of the following characteristics: 201

(a) The participants use bingo cards or sheets, including 202
paper formats and electronic representation or image formats, 203
that are divided into twenty-five spaces arranged in five 204
horizontal and five vertical rows of spaces, with each space, 205
except the central space, being designated by a combination of a 206
letter and a number and with the central space being designated 207
as a free space. 208

(b) The participants cover the spaces on the bingo cards 209
or sheets that correspond to combinations of letters and numbers 210
that are announced by a bingo game operator. 211

(c) A bingo game operator announces combinations of 212
letters and numbers that appear on objects that a bingo game 213
operator selects by chance, either manually or mechanically, 214
from a receptacle that contains seventy-five objects at the 215
beginning of each game, each object marked by a different 216
combination of a letter and a number that corresponds to one of 217
the seventy-five possible combinations of a letter and a number 218
that can appear on the bingo cards or sheets. 219

(d) The winner of the bingo game includes any participant 220
who properly announces during the interval between the 221

announcements of letters and numbers as described in division 222
(O) (1) (c) of this section, that a predetermined and preannounced 223
pattern of spaces has been covered on a bingo card or sheet 224
being used by the participant. 225

(2) Instant bingo, electronic instant bingo, and raffles. 226

(P) "Conduct" means to back, promote, organize, manage, 227
carry on, sponsor, or prepare for the operation of bingo or a 228
game of chance, a scheme of chance, or a sweepstakes. 229

(Q) "Bingo game operator" means any person, except 230
security personnel, who performs work or labor at the site of 231
bingo, including, but not limited to, collecting money from 232
participants, handing out bingo cards or sheets or objects to 233
cover spaces on bingo cards or sheets, selecting from a 234
receptacle the objects that contain the combination of letters 235
and numbers that appear on bingo cards or sheets, calling out 236
the combinations of letters and numbers, distributing prizes, 237
selling or redeeming instant bingo tickets or cards, selling or 238
redeeming electronic instant bingo tickets, credits, or 239
vouchers, accessing an electronic instant bingo system other 240
than as a participant, supervising the operation of a punch 241
board, selling raffle tickets, selecting raffle tickets from a 242
receptacle and announcing the winning numbers in a raffle, and 243
preparing, selling, and serving food or beverages. "Bingo game 244
operator" does not include a person who is installing, 245
maintaining, updating, or repairing an electronic instant bingo 246
system or a person who operates an online raffle platform. 247

(R) "Participant" means any person who plays bingo. 248

(S) "Bingo session" means a period that includes both of 249
the following: 250

(1) Not to exceed five continuous hours for the conduct of 251
one or more games described in division (O) (1) of this section, 252
instant bingo, and electronic instant bingo; 253

(2) A period for the conduct of instant bingo and 254
electronic instant bingo for not more than two hours before and 255
not more than two hours after the period described in division 256
(S) (1) of this section. 257

(T) "Gross receipts" means all money or assets, including 258
admission fees, that a person receives from bingo without the 259
deduction of any amounts for prizes paid out or for the expenses 260
of conducting bingo. "Gross receipts" does not include any money 261
directly taken in from the sale of food or beverages by a 262
charitable organization conducting bingo, or by a bona fide 263
auxiliary unit or society of a charitable organization 264
conducting bingo, provided all of the following apply: 265

(1) The auxiliary unit or society has been in existence as 266
a bona fide auxiliary unit or society of the charitable 267
organization for at least two years prior to conducting bingo. 268

(2) The person who purchases the food or beverage receives 269
nothing of value except the food or beverage and items 270
customarily received with the purchase of that food or beverage. 271

(3) The food and beverages are sold at customary and 272
reasonable prices. 273

(U) "Security personnel" includes any person who either is 274
a sheriff, deputy sheriff, marshal, deputy marshal, township 275
constable, or member of an organized police department of a 276
municipal corporation or has successfully completed a peace 277
officer's training course pursuant to sections 109.71 to 109.79 278
of the Revised Code and who is hired to provide security for the 279

premises on which bingo is conducted. 280

(V) "Charitable purpose" means that the net profit of 281
bingo, other than instant bingo or electronic instant bingo, is 282
used by, or is given, donated, or otherwise transferred to, any 283
of the following: 284

(1) Any organization that is described in subsection 285
509(a) (1), 509(a) (2), or 509(a) (3) of the Internal Revenue Code 286
and is either a governmental unit or an organization that is tax 287
exempt under subsection 501(a) and described in subsection 288
501(c) (3) of the Internal Revenue Code; 289

(2) A veteran's organization that is a post, chapter, or 290
organization of veterans, or an auxiliary unit or society of, or 291
a trust or foundation for, any such post, chapter, or 292
organization organized in the United States or any of its 293
possessions, at least seventy-five per cent of the members of 294
which are veterans and substantially all of the other members of 295
which are individuals who are spouses, widows, or widowers of 296
veterans, or such individuals, provided that no part of the net 297
earnings of such post, chapter, or organization inures to the 298
benefit of any private shareholder or individual, and further 299
provided that the net profit is used by the post, chapter, or 300
organization for the charitable purposes set forth in division 301
(B) (12) of section 5739.02 of the Revised Code, is used for 302
awarding scholarships to or for attendance at an institution 303
mentioned in division (B) (12) of section 5739.02 of the Revised 304
Code, is donated to a governmental agency, or is used for 305
nonprofit youth activities, the purchase of United States or 306
Ohio flags that are donated to schools, youth groups, or other 307
bona fide nonprofit organizations, promotion of patriotism, or 308
disaster relief; 309

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

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

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

(X) "Youth athletic organization" means any organization,
not organized for profit, that is organized and operated
exclusively to provide financial support to, or to operate,
athletic activities for persons who are twenty-one years of age
or younger by means of sponsoring, organizing, operating, or
contributing to the support of an athletic team, club, league,
or association.

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

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

(a) The playing fields are used for athletic activities by
one or more organizations, not organized for profit, each of
which is organized and operated exclusively to provide financial
support to, or to operate, athletic activities for persons who

are eighteen years of age or younger by means of sponsoring, 339
organizing, operating, or contributing to the support of an 340
athletic team, club, league, or association. 341

(b) The playing fields are not used for any profit-making 342
activity at any time during the year. 343

(2) It uses the proceeds of bingo it conducts exclusively 344
for the operation, maintenance, and improvement of its playing 345
fields of the type described in division (Y)(1) of this section. 346

~~(Z)~~ (Z) (1) "Bingo supplies" means bingo cards or sheets; 347
instant bingo tickets or cards; electronic bingo aids; ~~raffle~~ 348
~~tickets;~~ punch boards; seal cards; instant bingo ticket 349
dispensers; electronic instant bingo systems; online raffle 350
platforms; and devices for selecting or displaying the 351
combination of bingo letters and numbers ~~or raffle tickets.~~ 352
~~Items~~ 353

(2) "Bingo supplies" does not include physical tickets or 354
other equipment used to conduct a traditional raffle. 355

(3) Items that are "bingo supplies" are not gambling 356
devices if sold or otherwise provided, and used, in accordance 357
with this chapter. ~~For~~ 358

(4) For purposes of this chapter, "bingo supplies" are not 359
to be considered equipment used to conduct a bingo game. 360

(AA) "Instant bingo" means a form of bingo that shall use 361
folded or banded tickets or paper cards with perforated break- 362
open tabs, a face of which is covered or otherwise hidden from 363
view to conceal a number, letter, or symbol, or set of numbers, 364
letters, or symbols, some of which have been designated in 365
advance as prize winners, and may also include games in which 366
some winners are determined by the random selection of one or 367

more bingo numbers by the use of a seal card or bingo blower. 368
"Instant bingo" also includes a punch board game. In all 369
"instant bingo" the prize amount and structure shall be 370
predetermined. "Instant bingo" does not include electronic 371
instant bingo or any device that is activated by the insertion 372
of a coin, currency, token, or an equivalent, and that contains 373
as one of its components a video display monitor that is capable 374
of displaying numbers, letters, symbols, or characters in 375
winning or losing combinations. 376

(BB) "Seal card" means a form of instant bingo that uses 377
instant bingo tickets in conjunction with a board or placard 378
that contains one or more seals that, when removed or opened, 379
reveal predesignated winning numbers, letters, or symbols. 380

~~(CC)~~ (CC) (1) "Raffle" means a form of bingo in which the 381
one or more prizes are won by one or more persons who have 382
purchased a raffle ticket. The A raffle is conducted by one of 383
the following methods: 384

(a) As a "traditional raffle," which means a raffle 385
conducted by selling physical tickets to participants, then 386
determining one or more winners of the raffle ~~are determined by~~ 387
drawing a ticket stub or other detachable section from a 388
receptacle containing ticket stubs or detachable sections 389
corresponding to all tickets sold for the raffle. "Raffle" 390

(b) As an "online raffle," which means a raffle conducted 391
by selling electronic representations of tickets to participants 392
by means of an online raffle platform, with each ticket 393
containing a unique identifier assigned by the platform, then 394
determining one or more winners of the raffle by having the 395
platform randomly select a unique ticket identifier from all 396
tickets sold for the raffle. 397

(2) "Online raffle platform" means an internet web site,
application, or electronic service used to conduct an online
raffle.

(3) "Raffle" does not include the ~~drawing selection~~ of a
ticket ~~stub or other detachable section of a ticket~~ purchased to
attend a professional sporting event if both of the following
apply:

~~(1)~~ (a) The ticket or ticket identifier ~~stub or other~~
~~detachable section~~ is used to select the winner of a free prize
given away at the professional sporting event; and

~~(2)~~ (b) 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.

(DD) "Punch board" means a form of instant bingo that uses
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. 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.

(EE) "Gross profit" means gross receipts minus the amount
actually expended for the payment of prize awards.

(FF) "Net profit" means gross profit minus expenses.

(GG) "Expenses" means the reasonable amount of gross
profit actually expended for all of the following:

(1) The purchase or lease of bingo supplies;

(2) The annual license <u>or registration</u> fee required under	426
section 2915.08, <u>2915.17, or 2915.18</u> of the Revised Code;	427
(3) Bank fees and service charges for a bingo session or	428
game account described in section 2915.10 of the Revised Code;	429
(4) Audits and accounting services;	430
(5) Safes;	431
(6) Cash registers;	432
(7) Hiring security personnel;	433
(8) Advertising bingo;	434
(9) Renting premises in which to conduct a bingo session;	435
(10) Tables and chairs;	436
(11) Expenses for maintaining and operating a charitable	437
organization's facilities, including, but not limited to, a post	438
home, club house, lounge, tavern, or canteen and any grounds	439
attached to the post home, club house, lounge, tavern, or	440
canteen;	441
(12) Payment of real property taxes and assessments that	442
are levied on a premises on which bingo is conducted;	443
(13) Any other product or service directly related to the	444
conduct of bingo that is authorized in rules adopted by the	445
attorney general under division (F)(1) of section 2915.08 of the	446
Revised Code.	447
(HH) "Person" has the same meaning as in section 1.59 of	448
the Revised Code and includes any firm or any other legal	449
entity, however organized.	450
(II) "Revoke" means to void permanently all rights and	451

privileges of the holder of a license issued under section 452
2915.08, 2915.081, or 2915.082 of the Revised Code or a 453
charitable gaming license issued by another jurisdiction. 454

(JJ) "Suspend" means to interrupt temporarily all rights 455
and privileges of the holder of a license issued under section 456
2915.08, 2915.081, or 2915.082 of the Revised Code or a 457
charitable gaming license issued by another jurisdiction. 458

(KK) "Distributor" means any person who purchases or 459
obtains bingo supplies and who does either of the following: 460

(1) Sells, offers for sale, or otherwise provides or 461
offers to provide the bingo supplies to another person for use 462
in this state; 463

(2) Modifies, converts, adds to, or removes parts from the 464
bingo supplies to further their promotion or sale for use in 465
this state. 466

(LL) "Manufacturer" means any person who assembles 467
completed bingo supplies from raw materials, other items, or 468
subparts or who modifies, converts, adds to, or removes parts 469
from bingo supplies to further their promotion or sale. 470

(MM) "Gross annual revenues" means the annual gross 471
receipts derived from the conduct of bingo described in division 472
(O) (1) of this section plus the annual net profit derived from 473
the conduct of bingo described in division (O) (2) of this 474
section. 475

(NN) "Instant bingo ticket dispenser" means a mechanical 476
device that dispenses an instant bingo ticket or card as the 477
sole item of value dispensed and that has the following 478
characteristics: 479

(1) It is activated upon the insertion of United States	480
currency.	481
(2) It performs no gaming functions.	482
(3) It does not contain a video display monitor or	483
generate noise.	484
(4) It is not capable of displaying any numbers, letters,	485
symbols, or characters in winning or losing combinations.	486
(5) It does not simulate or display rolling or spinning	487
reels.	488
(6) It is incapable of determining whether a dispensed	489
bingo ticket or card is a winning or nonwinning ticket or card	490
and requires a winning ticket or card to be paid by a bingo game	491
operator.	492
(7) It may provide accounting and security features to aid	493
in accounting for the instant bingo tickets or cards it	494
dispenses.	495
(8) It is not part of an electronic network and is not	496
interactive.	497
(OO) (1) "Electronic bingo aid" means an electronic device	498
used by a participant to monitor bingo cards or sheets purchased	499
at the time and place of a bingo session and that does all of	500
the following:	501
(a) It provides a means for a participant to input numbers	502
and letters announced by a bingo caller.	503
(b) It compares the numbers and letters entered by the	504
participant to the bingo faces previously stored in the memory	505
of the device.	506

(c) It identifies a winning bingo pattern. 507

(2) "Electronic bingo aid" does not include any device 508
into which a coin, currency, token, or an equivalent is inserted 509
to activate play. 510

(PP) "Deal" means a single game of instant bingo tickets, 511
or a single game of electronic instant bingo tickets, all with 512
the same serial number. 513

(QQ) (1) "Slot machine" means either of the following: 514

(a) Any mechanical, electronic, video, or digital device 515
that is capable of accepting anything of value, directly or 516
indirectly, from or on behalf of a player who gives the thing of 517
value in the hope of gain; 518

(b) Any mechanical, electronic, video, or digital device 519
that is capable of accepting anything of value, directly or 520
indirectly, from or on behalf of a player to conduct bingo or a 521
scheme or game of chance. 522

(2) "Slot machine" does not include a skill-based 523
amusement machine, an instant bingo ticket dispenser, ~~or an~~ 524
electronic instant bingo system, or an online raffle platform. 525

(RR) "Net profit from the proceeds of the sale of instant 526
bingo ~~or~~, electronic instant bingo, or online raffles" means 527
gross profit minus the ordinary, necessary, and reasonable 528
expense expended for the purchase of bingo supplies for the 529
purpose of conducting instant bingo ~~or~~, electronic instant 530
bingo, or online raffles and, in the case of instant bingo ~~or~~, electronic instant bingo, or online raffles conducted by a 531
veteran's, fraternal, or sporting organization or an entity 532
described in division (A) (1) (c) of section 2915.16 of the 533
Revised Code, minus the payment by that organization or entity 534
535

of real property taxes and assessments levied on a premises on 536
which instant bingo~~or~~, electronic instant bingo is, or online 537
raffles are conducted. 538

(SS) "Charitable instant bingo organization" means an 539
organization that is exempt from federal income taxation under 540
subsection 501(a) and described in subsection 501(c) (3) of the 541
Internal Revenue Code and is a charitable organization as 542
defined in this section. A "charitable instant bingo 543
organization" does not include a charitable organization that is 544
exempt from federal income taxation under subsection 501(a) and 545
described in subsection 501(c) (3) of the Internal Revenue Code 546
and that is created by a veteran's organization, a fraternal 547
organization, or a sporting organization in regards to bingo 548
conducted or assisted by a veteran's organization, a fraternal 549
organization, or a sporting organization pursuant to section 550
2915.13 of the Revised Code. 551

(TT) "Game flare" means the board or placard, or 552
electronic representation of a board or placard, that 553
accompanies each deal of instant bingo or electronic instant 554
bingo tickets and that includes the following information for 555
the game: 556

(1) The name of the game; 557

(2) The manufacturer's name or distinctive logo; 558

(3) The form number; 559

(4) The ticket count; 560

(5) The prize structure, including the number of winning 561
tickets by denomination and the respective winning symbol or 562
number combinations for the winning tickets; 563

(6) The cost per play; 564

(7) The serial number of the game. 565

(UU) (1) "Skill-based amusement machine" means a 566
mechanical, video, digital, or electronic device that rewards 567
the player or players, if at all, only with merchandise prizes 568
or with redeemable vouchers redeemable only for merchandise 569
prizes, provided that with respect to rewards for playing the 570
game all of the following apply: 571

(a) The wholesale value of a merchandise prize awarded as 572
a result of the single play of a machine does not exceed ten 573
dollars; 574

(b) Redeemable vouchers awarded for any single play of a 575
machine are not redeemable for a merchandise prize with a 576
wholesale value of more than ten dollars; 577

(c) Redeemable vouchers are not redeemable for a 578
merchandise prize that has a wholesale value of more than ten 579
dollars times the fewest number of single plays necessary to 580
accrue the redeemable vouchers required to obtain that prize; 581
and 582

(d) Any redeemable vouchers or merchandise prizes are 583
distributed at the site of the skill-based amusement machine at 584
the time of play. 585

A card for the purchase of gasoline is a redeemable 586
voucher for purposes of division (UU) (1) of this section even if 587
the skill-based amusement machine for the play of which the card 588
is awarded is located at a place where gasoline may not be 589
legally distributed to the public or the card is not redeemable 590
at the location of, or at the time of playing, the skill-based 591
amusement machine. 592

(2) A device shall not be considered a skill-based 593
amusement machine and shall be considered a slot machine if it 594
pays cash or one or more of the following apply: 595

(a) The ability of a player to succeed at the game is 596
impacted by the number or ratio of prior wins to prior losses of 597
players playing the game. 598

(b) Any reward of redeemable vouchers is not based solely 599
on the player achieving the object of the game or the player's 600
score; 601

(c) The outcome of the game, or the value of the 602
redeemable voucher or merchandise prize awarded for winning the 603
game, can be controlled by a source other than any player 604
playing the game. 605

(d) The success of any player is or may be determined by a 606
chance event that cannot be altered by player actions. 607

(e) The ability of any player to succeed at the game is 608
determined by game features not visible or known to the player. 609

(f) The ability of the player to succeed at the game is 610
impacted by the exercise of a skill that no reasonable player 611
could exercise. 612

(3) All of the following apply to any machine that is 613
operated as described in division (UU) (1) of this section: 614

(a) As used in division (UU) of this section, "game" and 615
"play" mean one event from the initial activation of the machine 616
until the results of play are determined without payment of 617
additional consideration. An individual utilizing a machine that 618
involves a single game, play, contest, competition, or 619
tournament may be awarded redeemable vouchers or merchandise 620

prizes based on the results of play. 621

(b) Advance play for a single game, play, contest, 622
competition, or tournament participation may be purchased. The 623
cost of the contest, competition, or tournament participation 624
may be greater than a single noncontest, competition, or 625
tournament play. 626

(c) To the extent that the machine is used in a contest, 627
competition, or tournament, that contest, competition, or 628
tournament has a defined starting and ending date and is open to 629
participants in competition for scoring and ranking results 630
toward the awarding of redeemable vouchers or merchandise prizes 631
that are stated prior to the start of the contest, competition, 632
or tournament. 633

(4) For purposes of division (UU) (1) of this section, the 634
mere presence of a device, such as a pin-setting, ball- 635
releasing, or scoring mechanism, that does not contribute to or 636
affect the outcome of the play of the game does not make the 637
device a skill-based amusement machine. 638

(VV) "Merchandise prize" means any item of value, but 639
shall not include any of the following: 640

(1) Cash, gift cards, or any equivalent thereof; 641
(2) Plays on games of chance, state lottery tickets, or 642
bingo; 643

(3) Firearms, tobacco, or alcoholic beverages; or 644

(4) A redeemable voucher that is redeemable for any of the 645
items listed in division (VV) (1), (2), or (3) of this section. 646

(WW) "Redeemable voucher" means any ticket, token, coupon, 647
receipt, or other noncash representation of value. 648

(XX) "Pool not conducted for profit" means a scheme in 649
which a participant gives a valuable consideration for a chance 650
to win a prize and the total amount of consideration wagered is 651
distributed to a participant or participants. 652

(YY) "Sporting organization" means a hunting, fishing, or 653
trapping organization, other than a college or high school 654
fraternity or sorority, that is not organized for profit, that 655
is affiliated with a state or national sporting organization, 656
including but not limited to, the league of Ohio sportsmen, and 657
that has been in continuous existence in this state for a period 658
of three years. 659

(ZZ) "Community action agency" has the same meaning as in 660
section 5101.311 of the Revised Code. 661

(AAA) (1) "Sweepstakes terminal device" means a mechanical, 662
video, digital, or electronic machine or device that is owned, 663
leased, or otherwise possessed by any person conducting a 664
sweepstakes, or by that person's partners, affiliates, 665
subsidiaries, or contractors, that is intended to be used by a 666
sweepstakes participant, and that is capable of displaying 667
information on a screen or other mechanism. A device is a 668
sweepstakes terminal device if any of the following apply: 669

(a) The device uses a simulated game terminal as a 670
representation of the prizes associated with the results of the 671
sweepstakes entries. 672

(b) The device utilizes software such that the simulated 673
game influences or determines the winning of or value of the 674
prize. 675

(c) The device selects prizes from a predetermined finite 676
pool of entries. 677

(d) The device utilizes a mechanism that reveals the 678
content of a predetermined sweepstakes entry. 679

(e) The device predetermines the prize results and stores 680
those results for delivery at the time the sweepstakes entry 681
results are revealed. 682

(f) The device utilizes software to create a game result. 683

(g) The device reveals the prize incrementally, even 684
though the device does not influence the awarding of the prize 685
or the value of any prize awarded. 686

(h) The device determines and associates the prize with an 687
entry or entries at the time the sweepstakes is entered. 688

(2) As used in this division and in section 2915.02 of the 689
Revised Code: 690

(a) "Enter" means the act by which a person becomes 691
eligible to receive any prize offered in a sweepstakes. 692

(b) "Entry" means one event from the initial activation of 693
the sweepstakes terminal device until all the sweepstakes prize 694
results from that activation are revealed. 695

(c) "Prize" means any gift, award, gratuity, good, 696
service, credit, reward, or any other thing of value that may be 697
transferred to a person, whether possession of the prize is 698
actually transferred, or placed on an account or other record as 699
evidence of the intent to transfer the prize. 700

(d) "Sweepstakes terminal device facility" means any 701
location in this state where a sweepstakes terminal device is 702
provided to a sweepstakes participant, except as provided in 703
division (G) of section 2915.02 of the Revised Code. 704

(BBB) "Sweepstakes" means any game, contest, advertising 705
scheme or plan, or other promotion where consideration is not 706
required for a person to enter to win or become eligible to 707
receive any prize, the determination of which is based upon 708
chance. "Sweepstakes" does not include bingo as authorized under 709
this chapter, pari-mutuel wagering as authorized by Chapter 710
3769. of the Revised Code, lotteries conducted by the state 711
lottery commission as authorized by Chapter 3770. of the Revised 712
Code, and casino gaming as authorized by Chapter 3772. of the 713
Revised Code. 714

(CCC) (1) "Electronic instant bingo" means a form of bingo 715
that consists of an electronic or digital representation of 716
instant bingo in which a participant wins a prize if the 717
participant's electronic instant bingo ticket contains a 718
combination of numbers or symbols that was designated in advance 719
as a winning combination, and to which all of the following 720
apply: 721

(a) Each deal has a predetermined, finite number of 722
winning and losing tickets and a predetermined prize amount and 723
deal structure, provided that there may be multiple winning 724
combinations in each deal and multiple winning tickets. 725

(b) Each electronic instant bingo ticket within a deal has 726
a unique serial number that is not regenerated. 727

(c) Each electronic instant bingo ticket within a deal is 728
sold for the same price. 729

(d) After a participant purchases an electronic instant 730
bingo ticket, the combination of numbers or symbols on the 731
ticket is revealed to the participant. 732

(e) The reveal of numbers or symbols on the ticket may 733

incorporate an entertainment or bonus theme, provided that the
reveal does not include spinning reels that resemble a slot
machine.

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

(2) "Electronic instant bingo" shall not include any of
the following:

(a) Any game, entertainment, or bonus theme that
replicates or simulates any of the following:

(i) The gambling games of keno, blackjack, roulette,
poker, craps, other casino-style table games;

(ii) Horse racing;

(iii) Gambling games offered in this state on slot
machines or video lottery terminals. As used in this division,
"video lottery terminal" has the same meaning as in section
3770.21 of the Revised Code.

(b) Any device operated by dropping one or more coins or
tokens into a slot and pulling a handle or pushing a button or
touchpoint on a touchscreen to activate one to three or more
rotating reels marked into horizontal segments by varying
symbols, where the predetermined prize amount depends on how and
how many of the symbols line up when the rotating reels come to
a rest;

(c) Any device that includes a coin or token slot, tray,
or hopper and the ability to dispense coins, cash, tokens, or
anything of value other than a credit ticket voucher.

(DDD) "Electronic instant bingo system" means both of the

following: 762

(1) A mechanical, electronic, digital, or video device and 763
associated software to which all of the following apply: 764

(a) It is used by not more than one player at a time to 765
play electronic instant bingo on a single screen that is 766
physically connected to the device; 767

(b) It is located on the premises of the principal place 768
of business of a veteran's or fraternal organization that holds 769
a type II or type III bingo license to conduct electronic 770
instant bingo at that location issued under section 2915.08 of 771
the Revised Code. 772

(2) Any associated equipment or software used to manage, 773
monitor, or document any aspect of electronic instant bingo. 774

Sec. 2915.07. (A) ~~No—Except as otherwise permitted by~~ 775
~~section 2915.16 of the Revised Code, no person or entity, except~~ 776
~~a charitable organization that has obtained a license pursuant~~ 777
~~to section 2915.08 of the Revised Code, shall conduct or~~ 778
~~advertise bingo. This division does not apply to a raffle that a~~ 779
~~charitable organization conducts or advertises.~~ 780

(B) Whoever violates this section is guilty of conducting 781
illegal bingo, a felony of the fourth degree. 782

Sec. 2915.08. (A) (1) Except as otherwise permitted under 783
section ~~2915.092~~ 2915.16 of the Revised Code, annually before 784
the first day of January, a charitable organization that desires 785
to conduct bingo shall apply to the attorney general for one or 786
more of the following types of licenses to conduct bingo, as 787
appropriate: 788

(a) A type I license to conduct bingo as described in 789

division (O) (1) of section 2915.01 of the Revised Code; 790

(b) A type II license to conduct instant bingo, electronic 791
instant bingo, or both at a bingo session; 792

(c) A type III license to conduct instant bingo, 793
electronic instant bingo, or both other than at a bingo session, 794
in accordance with sections 2915.093 to 2915.095 or sections 795
2915.13 to 2915.15 of the Revised Code, as applicable. 796

(2) A veteran's organization or fraternal organization 797
that is authorized under section 2915.14 of the Revised Code to 798
conduct electronic instant bingo may be issued only one license 799
to conduct electronic instant bingo at any one time. The 800
organization may conduct electronic instant bingo under that 801
license at only one location specified on the license, which 802
shall be the organization's principal place of business. 803

(B) The application shall be accompanied by a license fee 804
as follows: 805

(1) If the charitable organization was not licensed to 806
conduct bingo under this chapter before July 1, 2003, a fee 807
established by the attorney general by rule adopted pursuant to 808
section 111.15 of the Revised Code. 809

(2) If the charitable organization was licensed to conduct 810
bingo under this chapter before July 1, 2003, the following 811
applicable fee: 812

(a) For a type I license for a charitable organization 813
that wishes to conduct bingo during twenty-six or more weeks in 814
any calendar year, a license fee of two hundred dollars; 815

(b) For a type II or type III license for a charitable 816
organization that previously has not been licensed under this 817

chapter to conduct instant bingo or electronic instant bingo and 818
that wishes to conduct bingo during twenty-six or more weeks in 819
any calendar year, a license fee of five hundred dollars; 820

(c) For a type II or type III license for a charitable 821
organization that previously has been licensed under this 822
chapter to conduct instant bingo or electronic instant bingo and 823
that desires to conduct bingo during twenty-six or more weeks in 824
any calendar year, a license fee that is based upon the gross 825
profits received by the charitable organization from the 826
operation of instant bingo or electronic instant bingo during 827
the one-year period ending on the thirty-first day of October of 828
the year immediately preceding the year for which the license is 829
sought, and that is one of the following: 830

(i) Five hundred dollars, if the total is fifty thousand 831
dollars or less; 832

(ii) One thousand two hundred fifty dollars plus one- 833
fourth per cent of the gross profit, if the total is more than 834
fifty thousand dollars but less than two hundred fifty thousand 835
one dollars; 836

(iii) Two thousand two hundred fifty dollars plus one-half 837
per cent of the gross profit, if the total is more than two 838
hundred fifty thousand dollars but less than five hundred 839
thousand one dollars; 840

(iv) Three thousand five hundred dollars plus one per cent 841
of the gross profit, if the total is more than five hundred 842
thousand dollars but less than one million one dollars; 843

(v) Five thousand dollars plus one per cent of the gross 844
profit, if the total is one million one dollars or more. 845

~~(e)~~(d) For a type I, type II, or type III license for a 846

charitable organization that desires to conduct bingo during 847
fewer than twenty-six weeks in any calendar year, a reduced 848
license fee established by the attorney general by rule adopted 849
pursuant to section 111.15 of the Revised Code. 850

(C) The application shall be in the form prescribed by the 851
attorney general, shall be signed and sworn to by the applicant, 852
and shall contain all of the following: 853

(1) The name and post-office address of the applicant; 854

(2) A statement that the applicant is a charitable 855
organization and that it has been in continuous existence as a 856
charitable organization in this state for two years immediately 857
preceding the making of the application; 858

(3) The location at which the organization will conduct 859
bingo, which location shall be within the county in which the 860
principal place of business of the applicant is located, the 861
days of the week and the times on each of those days when bingo 862
will be conducted, whether the organization owns, leases, or 863
subleases the premises, and a copy of the rental agreement if it 864
leases or subleases the premises; 865

(4) A statement of the applicant's previous history, 866
record, and association that is sufficient to establish that the 867
applicant is a charitable organization, and a copy of a 868
determination letter that is issued by the Internal Revenue 869
Service and states that the organization is tax exempt under 870
subsection 501(a) and described in subsection 501(c) (3), 501(c) 871
(4), 501(c) (7), 501(c) (8), 501(c) (10), or 501(c) (19) of the 872
Internal Revenue Code; 873

(5) A statement as to whether the applicant has ever had 874
any previous application made under this section or section 875

2915.18 of the Revised Code refused, whether it previously has 876
had a bingo or online raffle license revoked or suspended, and 877
the reason stated by the attorney general for the refusal, 878
revocation, or suspension; 879

(6) A statement of the charitable purposes for which the 880
net profit derived from bingo described in division (O) (1) of 881
section 2915.01 of the Revised Code will be used, or a statement 882
of how the net profit derived from instant bingo or electronic 883
instant bingo will be distributed in accordance with section 884
2915.101 of the Revised Code, as applicable; 885

(7) Other necessary and reasonable information that the 886
attorney general may require by rule adopted pursuant to section 887
111.15 of the Revised Code; 888

(8) If the applicant is a charitable trust as defined in 889
section 109.23 of the Revised Code, a statement as to whether it 890
has registered with the attorney general pursuant to section 891
109.26 of the Revised Code or filed annual reports pursuant to 892
section 109.31 of the Revised Code, and, if it is not required 893
to do either, the exemption in section 109.26 or 109.31 of the 894
Revised Code that applies to it; 895

(9) If the applicant is a charitable organization as 896
defined in section 1716.01 of the Revised Code, a statement as 897
to whether it has filed with the attorney general a registration 898
statement pursuant to section 1716.02 of the Revised Code and a 899
financial report pursuant to section 1716.04 of the Revised 900
Code, and, if it is not required to do both, the exemption in 901
section 1716.03 of the Revised Code that applies to it; 902

(10) In the case of an applicant seeking to qualify as a 903
youth athletic park organization, a statement issued by a board 904

or body vested with authority under Chapter 755. of the Revised 905
Code for the supervision and maintenance of recreation 906
facilities in the territory in which the organization is 907
located, certifying that the playing fields owned by the 908
organization were open for use to all residents of that 909
territory, regardless of race, color, creed, religion, sex, or 910
national origin, for athletic activities by youth athletic 911
organizations that do not discriminate on the basis of race, 912
color, creed, religion, sex, or national origin, and that the 913
fields were not used for any profit-making activity at any time 914
during the year. That type of board or body is authorized to 915
issue the statement upon request and shall issue the statement 916
if it finds that the applicant's playing fields were so used. 917

(D) The attorney general, within thirty days after 918
receiving a timely filed application from a charitable 919
organization that has been issued a license under this section 920
that has not expired and has not been revoked or suspended, and 921
that, if applicable, has not had its online raffle license 922
revoked or suspended, shall send a temporary permit to the 923
applicant specifying the date on which the application was filed 924
with the attorney general and stating that, pursuant to section 925
119.06 of the Revised Code, the applicant may continue to 926
conduct bingo until a new license is granted or, if the 927
application is rejected, until fifteen days after notice of the 928
rejection is mailed to the applicant. The temporary permit does 929
not affect the validity of the applicant's application and does 930
not grant any rights to the applicant except those rights 931
specifically granted in section 119.06 of the Revised Code. The 932
issuance of a temporary permit by the attorney general pursuant 933
to this division does not prohibit the attorney general from 934
rejecting the applicant's application because of acts that the 935

applicant committed, or actions that the applicant failed to 936
take, before or after the issuance of the temporary permit. 937

(E) Within thirty days after receiving an initial license 938
application from a charitable organization to conduct bingo, the 939
attorney general shall conduct a preliminary review of the 940
application and notify the applicant regarding any deficiencies. 941
Once an application is deemed complete, or beginning on the 942
thirtieth day after the application is filed, if the attorney 943
general failed to notify the applicant of any deficiencies, the 944
attorney general shall have an additional sixty days to conduct 945
an investigation and either grant, grant with limits, 946
restrictions, or probationary conditions, or deny the 947
application based on findings established and communicated in 948
accordance with divisions (F) and (I) of this section. As an 949
option to granting, granting with limits, restrictions, or 950
probationary conditions, or denying an initial license 951
application, the attorney general may grant a temporary license 952
and request additional time to conduct the investigation if the 953
attorney general has cause to believe that additional time is 954
necessary to complete the investigation and has notified the 955
applicant in writing about the specific concerns raised during 956
the investigation. 957

(F) (1) The attorney general shall adopt rules to enforce 958
sections 2915.01, 2915.02, and 2915.07 to ~~2915.15~~ 2915.19 of the 959
Revised Code to ensure that bingo is conducted in accordance 960
with those sections and to maintain proper control over the 961
conduct of bingo. Except as otherwise provided in this section, 962
the rules shall be adopted pursuant to Chapter 119. of the 963
Revised Code. The attorney general shall license charitable 964
organizations to conduct bingo in conformance with this chapter 965
and with the licensing provisions of Chapter 119. of the Revised 966

Code. 967

(2) If any of the following applies to an organization, 968
the attorney general may refuse to grant a license to the 969
organization, may revoke or suspend the organization's license, 970
or may place limits, restrictions, or probationary conditions on 971
the organization's license for a limited or indefinite period, 972
as determined by the attorney general: 973

(a) The organization fails or has failed at any time to 974
meet any requirement of, or violates or has violated any 975
provision of, this chapter, section 109.26, 109.31, or 1716.02, 976
~~or sections 2915.07 to 2915.15 of the Revised Code, or violates~~ 977
~~or has violated any provision of sections 2915.02 or 2915.07 to~~ 978
~~2915.13 of the Revised Code~~ or any rule adopted by the attorney 979
general pursuant to this chapter. 980

(b) The organization makes or has made an incorrect or 981
false statement that is material to the granting of the license 982
in an application filed under this section or section 2915.17 or 983
2915.18 of the Revised Code. 984

(c) The organization submits or has submitted any 985
incorrect or false information relating to an application filed 986
under this section or section 2915.17 or 2915.18 of the Revised 987
Code if the information is material to the granting of the 988
license. 989

(d) The organization maintains or has maintained any 990
incorrect or false information that is material to the granting 991
of the bingo license or of an online raffle license in the 992
records required to be kept pursuant to section 2915.10 of the 993
Revised Code, if applicable. 994

(e) The attorney general has good cause to believe that 995

the organization will not conduct bingo in accordance with 996
sections 2915.07 to 2915.15 of the Revised Code or with any rule 997
adopted by the attorney general pursuant to this chapter. 998

(3) If the attorney general has good cause to believe that 999
any director or officer of the organization has breached the 1000
director's or officer's fiduciary duty to, or committed theft or 1001
any other type of misconduct related to, the organization or any 1002
other charitable organization that has been issued a bingo 1003
license under this chapter, the attorney general may refuse to 1004
grant a license to the organization, may impose limits, 1005
restrictions, or probationary conditions on the license, or may 1006
revoke or suspend the organization's license for a period not to 1007
exceed five years. 1008

(4) The attorney general may impose a civil fine on an 1009
organization licensed or permitted under this chapter for 1010
failure to comply with any restrictions, limits, or probationary 1011
conditions on its license, and for failure to comply with this 1012
chapter or any rule adopted under this chapter, according to a 1013
schedule of fines that the attorney general shall adopt in 1014
accordance with Chapter 119. of the Revised Code. 1015

(5) For the purposes of division (F) of this section, any 1016
action of an officer, trustee, agent, representative, or bingo 1017
game operator of an organization is an action of the 1018
organization. 1019

(G) The attorney general may grant licenses to charitable 1020
organizations that are branches, lodges, or chapters of national 1021
charitable organizations. 1022

(H) The attorney general shall send notice of any of the 1023
following actions in writing to the prosecuting attorney and 1024

sheriff of the county in which the charitable organization is 1025
located and to any other law enforcement agency in that county 1026
that so requests, of all of the following: 1027

(1) The issuance of a license under this section; 1028

(2) The issuance of an amended license under this section; 1029

(3) The rejection of an application for and refusal to 1030
grant a license under this section; 1031

(4) The revocation of any license previously issued under 1032
this section; 1033

(5) The suspension of any license previously issued under 1034
this section; 1035

(6) The placing of any limits, restrictions, or 1036
probationary conditions placed on a license issued under this 1037
section. 1038

(I) A license issued by the attorney general under this 1039
section shall set forth the information contained on the 1040
application of the charitable organization that the attorney 1041
general determines is relevant, including, but not limited to, 1042
the location at which the organization will conduct bingo, 1043
whether the license is a type I, type II, or type III license, 1044
and the days of the week and the times on each of those days 1045
when bingo will be conducted. If the attorney general refuses to 1046
grant, places limits, restrictions, or probationary conditions 1047
on, or revokes or suspends a license, the attorney general shall 1048
notify the applicant in writing and specifically identify the 1049
reason for the refusal, revocation, limit, restriction, 1050
probationary condition, or suspension in narrative form and, if 1051
applicable, by identifying the section of the Revised Code 1052
violated. The failure of the attorney general to give the 1053

written notice of the reasons for the refusal, revocation, 1054
limit, restriction, probationary condition, or suspension or a 1055
mistake in the written notice does not affect the validity of 1056
the attorney general's refusal to grant, or the revocation or 1057
suspension of, or limit, restriction, probationary condition on, 1058
a license. If the attorney general fails to give the written 1059
notice or if there is a mistake in the written notice, the 1060
applicant may bring an action to compel the attorney general to 1061
comply with this division or to correct the mistake, but the 1062
attorney general's order refusing to grant, or placing a limit, 1063
restriction, or probationary condition on, or revoking or 1064
suspending, a license shall not be enjoined during the pendency 1065
of the action. 1066

(J) (1) (a) Except as otherwise provided in division (J) (2) 1067
of this section, a charitable organization that has been issued 1068
a license under this section but that cannot conduct bingo at 1069
the location, or on the day of the week or at the time, 1070
specified on the license due to circumstances that make it 1071
impractical to do so, or that desires to conduct instant bingo 1072
other than at a bingo session at additional locations not 1073
identified on the license, may apply in writing, together with 1074
an application fee of two hundred fifty dollars, to the attorney 1075
general, at least thirty days prior to a change in or addition 1076
of a location, day of the week, or time, and request an amended 1077
license. 1078

(b) As applicable, the application shall describe the 1079
causes making it impractical for the organization to conduct 1080
bingo in conformity with its license and shall indicate the 1081
location, days of the week, and times on each of those days when 1082
it desires to conduct bingo and, as applicable, shall indicate 1083
the additional locations at which it desires to conduct instant 1084

bingo other than at a bingo session. 1085

(c) Except as otherwise provided in division (J) (3) of 1086
this section, the attorney general shall issue the amended 1087
license in accordance with division (I) of this section, and the 1088
organization shall surrender its original license to the 1089
attorney general. 1090

(2) (a) A charitable organization that has been issued a 1091
license under this section to conduct electronic instant bingo 1092
but that cannot conduct electronic instant bingo at the 1093
location, or on the day of the week or at the time, specified on 1094
the license due to circumstances that make it impractical to do 1095
so, may apply in writing, together with an application fee of 1096
two hundred fifty dollars, to the attorney general, at least 1097
thirty days prior to a change in a location, day of the week, or 1098
time, and request an amended license. A charitable organization 1099
may not apply for an amended license to conduct electronic 1100
instant bingo at any additional location. 1101

(b) The application shall describe the causes making it 1102
impractical for the organization to conduct electronic instant 1103
bingo in conformity with its license and shall indicate the 1104
location, days of the week, and times on each of those days when 1105
it desires to conduct electronic instant bingo. 1106

(c) Except as otherwise provided in division (J) (3) of 1107
this section, the attorney general shall issue the amended 1108
license in accordance with division (I) of this section, and the 1109
organization shall surrender its original license to the 1110
attorney general. 1111

(3) The attorney general may refuse to grant an amended 1112
license under division (J) (1) or (2) of this section according 1113

to the terms of division (F) of this section. 1114

(K) The attorney general may enter into a written contract 1115
with any other state agency to delegate to that state agency the 1116
powers prescribed to the attorney general under Chapter 2915. of 1117
the Revised Code. 1118

(L) The attorney general, by rule adopted pursuant to 1119
section 111.15 of the Revised Code, may adopt rules to determine 1120
the requirements for a charitable organization that is exempt 1121
from federal income taxation under subsection 501(a) and 1122
described in subsection 501(c) (3) of the Internal Revenue Code 1123
to be in good standing in the state. 1124

Sec. 2915.081. (A) No distributor shall sell, offer to 1125
sell, or otherwise provide or offer to provide bingo supplies to 1126
another person, or modify, convert, add to, or remove parts from 1127
bingo supplies to further their promotion or sale, for use in 1128
this state without having obtained a license from the attorney 1129
general under this section. 1130

(B) (1) The attorney general may issue a distributor 1131
license to any person that meets the requirements of this 1132
section. The application for the license shall be on a form 1133
prescribed by the attorney general and be accompanied by the 1134
annual fee prescribed by this section. The license is valid for 1135
a period of one year, and the annual fee for the license is five 1136
thousand dollars. 1137

(2) Upon applying for or renewing a license under this 1138
section, an applicant shall file with and have approved by the 1139
attorney general a bond in which the applicant shall be the 1140
principal obligor, in the sum of fifty thousand dollars, with 1141
one or more sureties authorized to do business in this state. 1142

The applicant shall maintain the bond in effect as long as the
license is valid; however, the liability of the surety under the
bond shall not exceed an all-time aggregate liability of fifty
thousand dollars. The bond, which may be in the form of a rider
to a larger blanket liability bond, shall run to the state and
to any person who may have a cause of action against the
principal obligor of the bond for any liability arising out of a
violation by the obligor of any provision of this chapter or any
rule adopted pursuant to this chapter.

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

(1) The person, officer, or partner has been convicted of
a disqualifying offense as determined in accordance with section
9.79 of the Revised Code.

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

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

(4) The person, officer, or partner has failed to correct

any incorrect or false information that is material to the 1172
granting of the license in the records required to be maintained 1173
under division (F) of section 2915.10 of the Revised Code. 1174

(5) The person, officer, or partner has had a license 1175
related to gambling revoked or suspended under the laws of this 1176
state, another state, or the United States. 1177

(6) The attorney general has good cause to believe that a 1178
person, officer, or partner has committed a breach of fiduciary 1179
duty, theft, or other type of misconduct related to a ~~charitable~~ 1180
~~organization-person~~ that has obtained a bingo license issued 1181
under ~~this chapter~~ section 2915.08 of the Revised Code or an 1182
entity described in division (A) (1) of section 2915.16 of the 1183
Revised Code that conducts a raffle. 1184

~~(D) The~~ (D) (1) Except as otherwise provided in divisions 1185
(D) (2) and (3) of this section, the attorney general shall not 1186
issue a distributor license to any person that is involved in 1187
the conduct of bingo on behalf of a charitable organization or 1188
that is a lessor of premises used for the conduct of bingo. ~~This~~ 1189
~~division~~ 1190

(2) Division (D) (1) of this section does not prohibit a 1191
distributor from advising charitable organizations on the use 1192
and benefit of specific bingo supplies or prohibit a distributor 1193
from advising a customer on operational methods to improve bingo 1194
profitability. 1195

(3) Division (D) (1) of this section does not prohibit a 1196
distributor that operates an online raffle platform from 1197
conducting an online raffle on behalf of an entity described in 1198
division (A) (1) of section 2915.16 of the Revised Code. 1199

(E) (1) No distributor shall sell, offer to sell, or 1200

otherwise provide or offer to provide bingo supplies to any 1201
person, or modify, convert, add to, or remove parts from bingo 1202
supplies to further their promotion or sale, for use in this 1203
state except to or for the use of a charitable organization that 1204
has been issued a license under section 2915.08 of the Revised 1205
Code or an entity described in division (A)(1) of section 1206
2915.16 of the Revised Code that conducts a raffle, or to 1207
another distributor that has been issued a license under this 1208
section. No distributor shall accept payment for the sale or 1209
other provision of bingo supplies other than by check or 1210
electronic fund transfer. 1211

~~(2)~~ (2)(a) No distributor may donate, give, loan, lease, 1212
or otherwise provide any bingo supplies or equipment, or modify, 1213
convert, add to, or remove parts from bingo supplies to further 1214
their promotion or sale, to or for the use of a charitable 1215
organization for use in a bingo session conditioned on or in 1216
consideration for an exclusive right to provide bingo supplies 1217
to the charitable organization. A distributor may provide a 1218
licensed charitable organization with free samples of the 1219
distributor's products to be used as prizes or to be used for 1220
the purpose of sampling. 1221

(b) No distributor may donate, give, loan, lease, or 1222
otherwise provide any bingo supplies, or modify, convert, add 1223
to, or remove parts from bingo supplies to further their 1224
promotion or sale, to or for the use of an entity described in 1225
division (A)(1) of section 2915.16 of the Revised Code for use 1226
in a raffle conditioned on or in consideration for an exclusive 1227
right to provide bingo supplies to the entity. 1228

(3) No distributor shall purchase bingo supplies for use 1229
in this state from any person except from a manufacturer issued 1230

a license under section 2915.082 of the Revised Code or from 1231
another distributor issued a license under this section. Subject 1232
to division (D) of section 2915.082 of the Revised Code, no 1233
distributor shall pay for purchased bingo supplies other than by 1234
check or electronic fund transfer. 1235

~~(4) No~~ (4) (a) Except as otherwise provided in division (E) 1236
(4) (b) of this section, no distributor shall participate in the 1237
conduct of bingo on behalf of a charitable organization or have 1238
any direct or indirect ownership interest in a premises used for 1239
the conduct of bingo. 1240

(b) Division (E) (4) (a) of this section does not prohibit a 1241
distributor that operates an online raffle platform from 1242
conducting an online raffle on behalf of an entity described in 1243
division (A) (1) of section 2915.16 of the Revised Code. 1244

(5) No distributor shall knowingly solicit, offer, pay, or 1245
receive any kickback, bribe, or undocumented rebate, directly or 1246
indirectly, overtly or covertly, in cash or in kind, in return 1247
for providing bingo supplies to any person in this state. 1248

(6) No distributor shall knowingly provide or offer to 1249
provide an online raffle platform to any person for use in this 1250
state unless the platform has been approved under section 1251
2915.19 of the Revised Code. 1252

(F) (1) No distributor shall knowingly sell, offer to sell, 1253
or otherwise provide or offer to provide an electronic instant 1254
bingo system to any person for use in this state, or install, 1255
maintain, update, or repair an electronic instant bingo system, 1256
without first obtaining an electronic instant bingo distributor 1257
endorsement to the person's distributor license issued under 1258
this section. An applicant for a distributor license under this 1259

section may apply simultaneously for an electronic instant bingo distributor endorsement to that license.

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

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

provision of this chapter or any rule adopted by the attorney 1291
general under this chapter. 1292

(4) An electronic instant bingo distributor endorsement 1293
issued under this section shall be valid for the period of the 1294
underlying distributor license. 1295

(G) The attorney general may suspend, place limits, 1296
restrictions, or probationary conditions on, or revoke a 1297
distributor license or an electronic instant bingo distributor 1298
endorsement, for a limited or indefinite period of time at the 1299
attorney general's discretion, for any of the following reasons: 1300

(1) Any reason for which the attorney general may refuse 1301
to issue the license or endorsement; 1302

(2) The distributor holding the license or endorsement 1303
violates any provision of this chapter or any rule adopted by 1304
the attorney general under this chapter; 1305

(3) The distributor or any officer, partner, or other 1306
person who has an ownership interest of ten per cent or more in 1307
the distributor is convicted of either of the following: 1308

(a) A felony under the laws of this state, another state, 1309
or the United States; 1310

(b) Any gambling offense. 1311

(H) The attorney general may adopt rules for the 1312
application, acceptance, denial, suspension, revocation, 1313
limitation, restriction, or condition of a distributor license 1314
or endorsement, and to enforce any other provisions of this 1315
section, in accordance with Chapter 119. of the Revised Code. 1316

(I) The attorney general may impose a civil fine on a 1317
distributor licensed or permitted under this chapter for failure 1318

to comply with any restrictions, limits, or probationary 1319
conditions on its license, or for failure to comply with this 1320
chapter or any rule adopted under this chapter, according to a 1321
schedule of fines that the attorney general shall adopt in 1322
accordance with Chapter 119. of the Revised Code. 1323

(J) Whoever violates division (A), (E), or (F) of this 1324
section is guilty of illegally operating as a distributor. 1325
Except as otherwise provided in this division, illegally 1326
operating as a distributor is a misdemeanor of the first degree. 1327
If the offender previously has been convicted of a violation of 1328
division (A), (E), or (F) of this section, illegally operating 1329
as a distributor is a felony of the fifth degree. 1330

Sec. 2915.082. (A) No manufacturer shall sell, offer to 1331
sell, or otherwise provide or offer to provide bingo supplies 1332
for use in this state without having obtained a license from the 1333
attorney general under this section. 1334

(B) (1) The attorney general may issue a manufacturer 1335
license to any person that meets the requirements of this 1336
section. The application for the license shall be on a form 1337
prescribed by the attorney general and be accompanied by the 1338
annual fee prescribed by this section. The license is valid for 1339
a period of one year, and the annual fee for the license is five 1340
thousand dollars. 1341

(2) Upon applying for or renewing a license under this 1342
section, an applicant shall file with and have approved by the 1343
attorney general a bond in which the applicant shall be the 1344
principal obligor, in the sum of fifty thousand dollars, with 1345
one or more sureties authorized to do business in this state. 1346
The applicant shall maintain the bond in effect as long as the 1347
license is valid; however, the liability of the surety under the 1348

bond shall not exceed an all-time aggregate liability of fifty 1349
thousand dollars. The bond, which may be in the form of a rider 1350
to a larger blanket liability bond, shall run to the state and 1351
to any person who may have a cause of action against the 1352
principal obligor of the bond for any liability arising out of a 1353
violation by the obligor of any provision of this chapter or any 1354
rule adopted pursuant to this chapter. 1355

(C) The attorney general may refuse to issue a 1356
manufacturer license to any person to which any of the following 1357
applies, or to any person that has an officer, partner, or other 1358
person who has an ownership interest of ten per cent or more and 1359
to whom any of the following applies: 1360

(1) The person, officer, or partner has been convicted of 1361
a disqualifying offense as determined in accordance with section 1362
9.79 of the Revised Code. 1363

(2) The person, officer, or partner has made an incorrect 1364
or false statement that is material to the granting of a license 1365
in an application submitted to the attorney general under this 1366
section or in a similar application submitted to a gambling 1367
licensing authority in another jurisdiction if the statement 1368
resulted in license revocation through administrative action in 1369
the other jurisdiction. 1370

(3) The person, officer, or partner has submitted any 1371
incorrect or false information relating to the application to 1372
the attorney general under this section, if the information is 1373
material to the granting of the license. 1374

(4) The person, officer, or partner has failed to correct 1375
any incorrect or false information that is material to the 1376
granting of the license in the records required to be maintained 1377

under division (G) of section 2915.10 of the Revised Code. 1378

(5) The person, officer, or partner has had a license 1379
related to gambling revoked or suspended under the laws of this 1380
state, another state, or the United States. 1381

(6) The attorney general has good cause to believe that 1382
the person, officer, or partner has committed a breach of 1383
fiduciary duty, theft, or other type of misconduct, related to a 1384
~~charitable organization person~~ that has obtained a bingo license 1385
~~under this chapter~~ section 2915.08 of the Revised Code or an 1386
entity described in division (A) (1) of section 2915.16 of the 1387
Revised Code that conducts a raffle. 1388

(D) (1) No manufacturer shall sell, offer to sell, or 1389
otherwise provide or offer to provide bingo supplies to any 1390
person for use in this state except to a distributor that has 1391
been issued a license under section 2915.081 of the Revised 1392
Code. No manufacturer shall accept payment for the sale of bingo 1393
supplies other than by check or electronic fund transfer. 1394

(2) No manufacturer shall knowingly solicit, offer, pay, 1395
or receive any kickback, bribe, or undocumented rebate, directly 1396
or indirectly, overtly or covertly, in cash or in kind, in 1397
return for providing bingo supplies to any person in this state. 1398

(E) (1) No manufacturer shall knowingly sell, offer to 1399
sell, or otherwise provide or offer to provide an electronic 1400
instant bingo system to any person for use in this state, or 1401
submit an electronic instant bingo system for testing and 1402
approval under section 2915.15 of the Revised Code, without 1403
first obtaining an electronic instant bingo manufacturer 1404
endorsement to the person's manufacturer license issued under 1405
this section. An applicant for a manufacturer license under this 1406

section may apply simultaneously for an electronic instant bingo 1407
manufacturer endorsement to that license. 1408

(2) A manufacturer licensed under this section may only 1409
sell, offer to sell, or otherwise provide or offer to provide 1410
electronic instant bingo systems that contain proprietary 1411
software owned by or licensed to the manufacturer. If the 1412
proprietary software is licensed to the manufacturer, the 1413
manufacturer shall provide a copy of the license along with the 1414
application for an endorsement under this section. 1415

(3) An applicant for an electronic instant bingo 1416
manufacturer endorsement shall submit the application on a form 1417
prescribed by the attorney general and shall submit one complete 1418
set of fingerprints directly to the superintendent of the bureau 1419
of criminal identification and investigation for the purpose of 1420
conducting a criminal records check. The applicant shall provide 1421
the fingerprints using a method the superintendent prescribes 1422
pursuant to division (C)(2) of section 109.572 of the Revised 1423
Code and shall fill out the form the superintendent prescribes 1424
pursuant to division (C)(1) of that section. Upon receiving an 1425
application for an electronic instant bingo manufacturer 1426
endorsement, the attorney general shall request the 1427
superintendent, or a vendor approved by the bureau, to conduct a 1428
criminal records check based on the applicant's fingerprint 1429
impressions in accordance with division (A)(18) of that section. 1430
The applicant shall pay any fee required under division (C)(3) 1431
of that section. 1432

(4) The attorney general shall not issue an electronic 1433
instant bingo manufacturer endorsement to an applicant unless 1434
the attorney general has received the results of the criminal 1435
records check described in division (E)(3) of this section. The 1436

attorney general shall not issue an electronic instant bingo 1437
manufacturer endorsement to an applicant if the applicant, any 1438
officer or partner of the applicant, or any person who has an 1439
ownership interest of ten per cent or more in the applicant has 1440
violated any existing or former law or rule of this state, any 1441
other state, or the United States that is substantially 1442
equivalent to any provision of this chapter or any rule adopted 1443
by the attorney general under this chapter. 1444

(F) (1) The attorney general may suspend, place limits, 1445
restrictions, or probationary conditions on, or revoke a 1446
manufacturer license or an electronic instant bingo manufacturer 1447
endorsement for a limited or indefinite period of time for any 1448
of the following reasons: 1449

(a) Any reason for which the attorney general may refuse 1450
to issue the license or endorsement; 1451

(b) The manufacturer holding the license or endorsement 1452
violates any provision of this chapter or any rule adopted by 1453
the attorney general under this chapter; 1454

(c) The manufacturer or any officer, partner, or other 1455
person who has an ownership interest of ten per cent or more in 1456
the manufacturer is convicted of either of the following: 1457

(i) A felony under the laws of this state, another state, 1458
or the United States; 1459

(ii) Any gambling offense. 1460

(2) The attorney general may perform an onsite inspection 1461
of a manufacturer of bingo supplies that is selling, offering to 1462
sell, or otherwise providing or offering to provide bingo 1463
supplies or that is applying for a license to sell, offer to 1464
sell, or otherwise provide or offer to provide bingo supplies in 1465

this state. 1466

(3) (a) The attorney general shall establish by rule an 1467
application and renewal fee for an electronic instant bingo 1468
manufacturer endorsement in an amount sufficient to cover the 1469
costs the attorney general incurs in processing applications for 1470
electronic instant bingo manufacturer endorsements and 1471
investigating an applicant's suitability. 1472

(b) If the cost of processing a particular application and 1473
investigating the applicant's suitability exceeds the amount of 1474
the application and renewal fee, the attorney general may charge 1475
the applicant an additional fee as necessary to cover that cost. 1476

(c) The attorney general shall not issue an electronic 1477
instant bingo manufacturer endorsement unless the attorney 1478
general has received payment in full from the applicant for all 1479
fees to be charged under this section. 1480

(G) The attorney general may adopt rules for the 1481
application, acceptance, denial, suspension, revocation, 1482
limitation, restriction, or condition of a manufacturer license 1483
or endorsement described in this section, and to enforce any 1484
other provisions of this section, in accordance with Chapter 1485
119. of the Revised Code. 1486

(H) The attorney general may impose a civil fine on a 1487
manufacturer licensed or permitted under this chapter for 1488
failure to comply with any restrictions, limits, or probationary 1489
conditions on its license, and for failure to comply with this 1490
chapter or any rule adopted under this chapter, according to a 1491
schedule of fines that the attorney general shall adopt in 1492
accordance with Chapter 119. of the Revised Code. 1493

(I) Whoever violates division (A), (D), or (E) of this 1494

section is guilty of illegally operating as a manufacturer. 1495
Except as otherwise provided in this division, illegally 1496
operating as a manufacturer is a misdemeanor of the first 1497
degree. If the offender previously has been convicted of a 1498
violation of division (A), (D), or (E) of this section, 1499
illegally operating as a manufacturer is a felony of the fifth 1500
degree. 1501

Sec. 2915.093. (A) As used in this section, "retail income 1502
from all commercial activity" means the income that a person 1503
receives from the provision of goods, services, or activities 1504
that are provided at the location where instant bingo other than 1505
at a bingo session is conducted, including the sale of instant 1506
bingo tickets. A religious organization that is exempt from 1507
federal income taxation under subsection 501(a) and described in 1508
subsection 501(c)(3) of the Internal Revenue Code, at not more 1509
than one location at which it conducts its charitable programs, 1510
may include donations from its members and guests as retail 1511
income. 1512

(B) (1) If a charitable instant bingo organization conducts 1513
instant bingo other than at a bingo session under a type III 1514
license issued under section 2915.08 of the Revised Code, the 1515
charitable instant bingo organization shall enter into a written 1516
contract with the owner or lessor of the location at which the 1517
instant bingo is conducted to allow the owner or lessor to 1518
assist in the conduct of instant bingo other than at a bingo 1519
session, identify each location where the instant bingo other 1520
than at a bingo session is being conducted, and identify the 1521
owner or lessor of each location. 1522

(2) A charitable instant bingo organization that conducts 1523
instant bingo other than at a bingo session under a type III 1524

license issued under section 2915.08 of the Revised Code is not 1525
required to enter into a written contract with the owner or 1526
lessor of the location at which the instant bingo is conducted, 1527
provided that the owner or lessor is not assisting in the 1528
conduct of the instant bingo other than at a bingo session and 1529
provided that the conduct of the instant bingo other than at a 1530
bingo session at that location is not more than five days per 1531
calendar year and not more than ten hours per day. 1532

(C) Except as provided in division (F) of this section, no 1533
charitable instant bingo organization shall conduct instant 1534
bingo other than at a bingo session at a location where the 1535
primary source of retail income from all commercial activity at 1536
that location is the sale of instant bingo tickets other than at 1537
a bingo session. 1538

(D) The owner or lessor of a location that enters into a 1539
contract pursuant to division (B) of this section shall pay the 1540
full gross profit to the charitable instant bingo organization, 1541
in return for the deal of instant bingo tickets. The owner or 1542
lessor may retain the money that the owner or lessor receives 1543
for selling the instant bingo tickets, provided, however, that 1544
after the deal has been sold, the owner or lessor shall pay to 1545
the charitable instant bingo organization the value of any 1546
unredeemed instant bingo prizes remaining in the deal of instant 1547
bingo tickets. 1548

The charitable instant bingo organization shall pay six 1549
per cent of the total gross receipts of any deal of instant 1550
bingo tickets for the purpose of reimbursing the owner or lessor 1551
for expenses described in this division. 1552

As used in this division, "expenses" means those items 1553
provided for in divisions (GG) (4), (5), (6), (7), (8), (12), and 1554

(13) of section 2915.01 of the Revised Code and that percentage 1555
of the owner's or lessor's rent for the location where instant 1556
bingo is conducted. "Expenses," in the aggregate, shall not 1557
exceed six per cent of the total gross receipts of any deal of 1558
instant bingo tickets. 1559

As used in this division, "full gross profit" means the 1560
amount by which the total receipts of all instant bingo tickets, 1561
if the deal had been sold in full, exceeds the amount that would 1562
be paid out if all prizes were redeemed. 1563

(E) A charitable instant bingo organization shall provide 1564
the attorney general with all of the following information: 1565

(1) That the charitable instant bingo organization has 1566
terminated a contract entered into pursuant to division (B) of 1567
this section with an owner or lessor of a location; 1568

(2) That the charitable instant bingo organization has 1569
entered into a written contract pursuant to division (B) of this 1570
section with a new owner or lessor of a location; 1571

(3) That the charitable instant bingo organization is 1572
aware of conduct by the owner or lessor of a location at which 1573
instant bingo is conducted that is in violation of this chapter. 1574

(F) Division (C) of this section does not apply to a 1575
volunteer firefighter's organization that is exempt from federal 1576
income taxation under subsection 501(a) and described in 1577
subsection 501(c)(3) of the Internal Revenue Code, that conducts 1578
instant bingo other than at a bingo session on the premises 1579
where the organization conducts firefighter training, that has 1580
conducted instant bingo continuously for at least five years 1581
prior to July 1, 2003, and that, during each of those five 1582
years, had gross receipts of at least one million five hundred 1583

thousand dollars. 1584

Sec. 2915.10. (A) No ~~charitable organization entity~~ that 1585
conducts bingo or a game of chance pursuant to division (D) of 1586
section 2915.02 of the Revised Code shall fail to maintain the 1587
following records for at least three years from the date on 1588
which the bingo or game of chance is conducted: 1589

(1) An itemized list of the gross receipts of each bingo 1590
session, each game of instant bingo by serial number, each 1591
electronic instant bingo game by serial number, each raffle, 1592
each punch board game, and each game of chance, and an itemized 1593
list of the gross profits of each game of instant bingo by 1594
serial number and each electronic instant bingo game by serial 1595
number; 1596

(2) An itemized list of all expenses, other than prizes, 1597
that are incurred in conducting bingo, the name of each person 1598
to whom the expenses are paid, and a receipt for all of the 1599
expenses; 1600

(3) A list of all prizes awarded during each bingo 1601
session, each raffle, each punch board game, and each game of 1602
~~chance conducted by the charitable organization~~, the total 1603
prizes awarded from each game of instant bingo by serial number 1604
and each electronic instant bingo game by serial number, and the 1605
name, address, and social security number of all persons who are 1606
winners of prizes of six hundred dollars or more in value; 1607

(4) An itemized list of the recipients of the net profit 1608
of the bingo or game of chance, including the name and address 1609
of each recipient to whom the money is distributed, and if the 1610
organization uses the net profit of bingo, or the money or 1611
assets received from a game of chance, for any charitable or 1612

other purpose set forth in division (V) of section 2915.01, 1613
division (D) of section 2915.02, or section 2915.101 of the 1614
Revised Code, a list of each purpose and an itemized list of 1615
each expenditure for each purpose; 1616

(5) The number of persons who participate in any bingo 1617
session, raffle, or game of chance ~~that is conducted by the~~ 1618
~~charitable organization~~; 1619

(6) A list of receipts from the sale of food and beverages 1620
by the ~~charitable organization~~ entity or one of its auxiliary 1621
units or societies, if the receipts were excluded from gross 1622
receipts under division (T) of section 2915.01 of the Revised 1623
Code; 1624

(7) An itemized list of all expenses incurred at each 1625
bingo session, each raffle, each punch board game, or each game 1626
of instant bingo or electronic instant bingo ~~conducted by the~~ 1627
~~charitable organization~~ in the sale of food and beverages by the 1628
~~charitable organization~~ entity or by an auxiliary unit or 1629
society of the ~~charitable organization~~ entity, the name of each 1630
person to whom the expenses are paid, and a receipt for all of 1631
the expenses. 1632

(B) ~~A charitable organization~~ An entity shall keep the 1633
records that it is required to maintain pursuant to division (A) 1634
of this section at its principal place of business in this state 1635
or at its headquarters in this state and shall notify the 1636
attorney general of the location at which those records are 1637
kept. 1638

(C) The gross profit from each bingo session or game 1639
described in division (O) (1) or (2) of section 2915.01 of the 1640
Revised Code shall be deposited into a checking account devoted 1641

exclusively to the bingo session or game. Payments for allowable 1642
expenses incurred in conducting the bingo session or game and 1643
payments to recipients of some or all of the net profit of the 1644
bingo session or game shall be made only by checks or electronic 1645
fund transfers drawn on the bingo session or game account. 1646

(D) Each charitable organization shall conduct and record 1647
an inventory of all of its bingo supplies as of the first day of 1648
November of each year. 1649

(E) The attorney general may adopt rules in accordance 1650
with Chapter 119. of the Revised Code that establish standards 1651
of accounting, record keeping, and reporting to ensure that 1652
gross receipts from bingo or games of chance are properly 1653
accounted for. 1654

(F) A distributor shall maintain, for a period of three 1655
years after the date of its sale or other provision, a record of 1656
each instance of its selling or otherwise providing to another 1657
person bingo supplies for use in this state. The record shall 1658
include all of the following for each instance: 1659

(1) The name of the manufacturer from which the 1660
distributor purchased the bingo supplies and the date of the 1661
purchase; 1662

(2) The name and address of the charitable organization or 1663
other distributor to which the bingo supplies were sold or 1664
otherwise provided; 1665

(3) A description that clearly identifies the bingo 1666
supplies; 1667

(4) Invoices that include the nonrepeating serial numbers 1668
of all paper bingo cards and sheets and all instant bingo deals 1669
sold or otherwise provided to each charitable organization. 1670

(G) A manufacturer shall maintain, for a period of three 1671
years after the date of its sale or other provision, a record of 1672
each instance of its selling or otherwise providing bingo 1673
supplies for use in this state. The record shall include all of 1674
the following for each instance: 1675

(1) The name and address of the distributor to whom the 1676
bingo supplies were sold or otherwise provided; 1677

(2) A description that clearly identifies the bingo 1678
supplies, including serial numbers; 1679

(3) Invoices that include the nonrepeating serial numbers 1680
of all paper bingo cards and sheets and all instant bingo deals 1681
sold or otherwise provided to each distributor. 1682

(H) The attorney general or any law enforcement agency may 1683
do all of the following: 1684

(1) Investigate any charitable organization, entity 1685
described in division (A) (1) of section 2915.16 of the Revised 1686
Code, distributor, or manufacturer or any officer, agent, 1687
trustee, member, or employee of the organization, entity, 1688
distributor, or manufacturer; 1689

(2) Examine the accounts and records of the charitable 1690
organization, entity described in division (A) (1) of section 1691
2915.16 of the Revised Code, distributor, or manufacturer or of 1692
any officer, agent, trustee, member, or employee of the 1693
organization, distributor, or manufacturer; 1694

(3) Conduct inspections, audits, and observations of bingo 1695
or games of chance; 1696

(4) Conduct inspections of the premises where bingo or 1697
games of chance are conducted or where bingo supplies are 1698

manufactured or distributed; 1699

(5) Take any other necessary and reasonable action to 1700
determine if a violation of any provision of this chapter has 1701
occurred and to determine whether section 2915.11 of the Revised 1702
Code has been complied with. 1703

If any law enforcement agency has reasonable grounds to 1704
believe that a charitable organization, entity described in 1705
division (A) (1) of section 2915.16 of the Revised Code, 1706
distributor, or manufacturer or an officer, agent, trustee, 1707
member, or employee of the organization, entity, distributor, or 1708
manufacturer has violated any provision of this chapter, the law 1709
enforcement agency may proceed by action in the proper court to 1710
enforce this chapter, provided that the law enforcement agency 1711
shall give written notice to the attorney general when 1712
commencing an action as described in this division. 1713

(I) No person shall destroy, alter, conceal, withhold, or 1714
deny access to any accounts or records of a charitable 1715
organization, entity described in division (A) (1) of section 1716
2915.16 of the Revised Code, distributor, or manufacturer that 1717
have been requested for examination, or obstruct, impede, or 1718
interfere with any inspection, audit, or observation of bingo or 1719
a game of chance, of premises where bingo or a game of chance is 1720
conducted, or of premises where bingo supplies are manufactured 1721
or distributed, or refuse to comply with any reasonable request 1722
of, or obstruct, impede, or interfere with any other reasonable 1723
action undertaken by, the attorney general or a law enforcement 1724
agency pursuant to division (H) of this section. 1725

(J) Whoever violates division (A) or (I) of this section 1726
is guilty of a misdemeanor of the first degree. 1727

Sec. 2915.101. Except as otherwise provided by law, a 1728
charitable organization that conducts instant bingo or 1729
electronic instant bingo, or an entity described in division (A) 1730
(1) (c) of section 2915.16 of the Revised Code that conducts an 1731
online raffle, shall distribute the net profit from the proceeds 1732
of the sale of instant bingo ~~or,~~ electronic instant bingo, or 1733
online raffles as follows: 1734

(A) (1) If a veteran's organization, a fraternal 1735
organization, or a sporting organization or an entity described 1736
in division (A) (1) (c) of section 2915.16 of the Revised Code 1737
conducted the instant bingo ~~or,~~ electronic instant bingo, or 1738
online raffles, the organization or entity shall distribute the 1739
net profit from the proceeds of the sale of instant bingo ~~or,~~ 1740
electronic instant bingo, or online raffles as follows: 1741

(a) For the first two hundred fifty thousand dollars, or a 1742
greater amount prescribed by the attorney general to adjust for 1743
changes in prices as measured by the consumer price index as 1744
defined in section 325.18 of the Revised Code and other factors 1745
affecting the organization's or entity's expenses, as defined in 1746
division (GG) of section 2915.01 of the Revised Code, or less of 1747
net profit from the proceeds of the sale of instant bingo ~~or,~~ 1748
electronic instant bingo, or online raffles generated in a 1749
calendar year: 1750

(i) At least twenty-five per cent shall be distributed to 1751
an organization described in division (V) (1) of section 2915.01 1752
of the Revised Code or to a department or agency of the federal 1753
government, the state, or any political subdivision. 1754

(ii) Not more than seventy-five per cent may be deducted 1755
and retained by the organization or entity for reimbursement of 1756
or for the organization's or entity's expenses, as defined in 1757

division (GG) of section 2915.01 of the Revised Code, in 1758
conducting the instant bingo~~or~~, electronic instant bingo~~game~~, 1759
or online raffles. 1760

(b) For any net profit from the proceeds of the sale of 1761
instant bingo~~or~~, electronic instant bingo, or online raffles 1762
of more than two hundred fifty thousand dollars or an adjusted 1763
amount generated in a calendar year: 1764

(i) A minimum of fifty per cent shall be distributed to an 1765
organization described in division (V) (1) of section 2915.01 of 1766
the Revised Code or to a department or agency of the federal 1767
government, the state, or any political subdivision. 1768

(ii) Five per cent may be distributed for the 1769
organization's or entity's own charitable purposes or to a 1770
community action agency. 1771

(iii) Forty-five per cent may be deducted and retained by 1772
the organization or entity for reimbursement of or for the 1773
organization's or entity's expenses, as defined in division (GG) 1774
of section 2915.01 of the Revised Code, in conducting the 1775
instant bingo~~or~~, electronic instant bingo~~game~~, or online 1776
raffle. 1777

(2) If a veteran's organization, a fraternal organization, 1778
or a sporting organization or an entity described in division 1779
(A) (1) (c) of section 2915.16 of the Revised Code does not 1780
distribute the full percentages specified in divisions (A) (1) (a) 1781
and (b) of this section for the purposes specified in those 1782
divisions, the organization or entity shall distribute the 1783
balance of the net profit from the proceeds of the sale of 1784
instant bingo~~or~~, electronic instant bingo, or online raffles 1785
not distributed or retained for those purposes to an 1786

organization described in division (V) (1) of section 2915.01 of 1787
the Revised Code. 1788

(B) If a charitable organization other than a veteran's 1789
organization, a fraternal organization, or a sporting 1790
organization ~~conducted the~~ conducts instant bingo ~~or electronic~~ 1791
~~instant bingo~~, the organization shall distribute one hundred per 1792
cent of the net profit from the proceeds of the sale of instant 1793
bingo ~~or electronic instant bingo~~ to an organization described 1794
in division (V) (1) of section 2915.01 of the Revised Code or to 1795
a department or agency of the federal government, the state, or 1796
any political subdivision. 1797

(C) Nothing in this section prohibits a veteran's 1798
organization, a fraternal organization, or a sporting 1799
organization or an entity described in division (A) (1) (c) of 1800
section 2915.16 of the Revised Code from distributing any net 1801
profit from the proceeds of the sale of instant bingo ~~or~~, or 1802
electronic instant bingo, or online raffles to an organization 1803
that is described in subsection 501(c) (3) of the Internal 1804
Revenue Code when the organization that is described in 1805
subsection 501(c) (3) of the Internal Revenue Code is one that 1806
makes donations to other organizations and permits donors to 1807
advise or direct such donations so long as the donations comply 1808
with requirements established in or pursuant to subsection 1809
501(c) (3) of the Internal Revenue Code. 1810

Sec. 2915.14. (A) No charitable organization shall conduct 1811
electronic instant bingo unless all of the following are true: 1812

(1) The organization is a veteran's organization described 1813
in division (J) of section 2915.01 of the Revised Code, or is a 1814
fraternal organization described in division (L) of section 1815
2915.01 of the Revised Code, and the organization qualified as a 1816

veteran's organization or fraternal organization, as applicable, 1817
on or before June 30, 2021. 1818

(2) The organization is a veteran's organization described 1819
in subsection 501(c)(4) of the Internal Revenue Code or is, and 1820
has received from the internal revenue service a determination 1821
letter that is currently in effect stating that the organization 1822
is, exempt from federal income taxation under subsection 501(a), 1823
and is described in subsection 501(c)(7), 501(c)(8), 501(c)(10), 1824
or 501(c)(19) of the Internal Revenue Code. 1825

(3) The organization has not conducted a raffle in 1826
violation of division (B) of section 2915.092 of the Revised 1827
Code, as that section existed immediately before the effective 1828
date of this amendment, or in violation of section 2915.20 of 1829
the Revised Code, using an electronic raffle machine, as 1830
described in Ohio Veterans and Fraternal Charitable Coalition v. 1831
DeWine, Case No. 13-CV-13610 (C.P. Franklin Co. February 23, 1832
2018), at any time on or after January 1, 2022. 1833

(B) No charitable organization that conducts electronic 1834
instant bingo shall do any of the following: 1835

(1) Possess an electronic instant bingo system that was 1836
not obtained in accordance with this chapter or with any rule 1837
adopted under this chapter; 1838

(2) Conduct electronic instant bingo on any day, at any 1839
time, or on any premises not specified on the organization's 1840
type II or type III license issued under section 2915.08 of the 1841
Revised Code; 1842

(3) Hold more than one valid license to conduct electronic 1843
instant bingo at any one time; 1844

(4) Conduct electronic instant bingo on more than one 1845

premises or on any premises other than the charitable 1846
organization's principal place of business; 1847

(5) Operate more than ten electronic bingo systems at the 1848
premises on which the charitable organization conducts 1849
electronic instant bingo under its license; 1850

(6) Fail to display both of the following conspicuously at 1851
the premises on which the charitable organization conducts 1852
electronic instant bingo: 1853

(a) The charitable organization's bingo license; 1854

(b) The serial number of each deal of electronic instant 1855
bingo tickets being sold. 1856

(7) Permit any person the charitable organization knows, 1857
or should have known, to be under eighteen years of age to play 1858
electronic instant bingo; 1859

(8) Sell or provide to any person an electronic instant 1860
bingo ticket for a price different from the price displayed on 1861
the game flare for that deal, except that the charitable 1862
organization may give a participant who wins an electronic 1863
instant bingo game an electronic instant bingo ticket as a prize 1864
in place of a cash prize; 1865

(9) Fail, once an electronic instant bingo deal is begun, 1866
to continue to sell tickets in that deal until all prizes have 1867
been awarded; 1868

(10) Permit any person whom the organization knows, or 1869
should have known, has been convicted of a felony or gambling 1870
offense in any jurisdiction to be a bingo game operator in the 1871
conduct of electronic instant bingo; 1872

(11) Permit a bingo game operator to play electronic 1873

instant bingo; 1874

(12) (a) Except as otherwise provided in division (B) (12) 1875
(b) of this section, pay compensation to a bingo game operator 1876
for conducting electronic instant bingo. 1877

(b) Division (B) (12) (a) of this section does not prohibit 1878
an employee of a veteran's organization or fraternal 1879
organization from redeeming electronic instant bingo tickets or 1880
vouchers for the organization's members or invited guests, so 1881
long as no portion of the employee's compensation is paid from 1882
any bingo receipts. 1883

(13) Pay consulting fees to any person in relation to 1884
electronic instant bingo. 1885

(C) No person shall sell, offer to sell, or otherwise 1886
provide or offer to provide an electronic instant bingo system 1887
to any person for use in this state unless the electronic 1888
instant bingo system has been approved under section 2915.15 of 1889
the Revised Code. 1890

(D) The attorney general shall adopt rules under Chapter 1891
119. of the Revised Code to ensure the integrity of electronic 1892
instant bingo, including, but not limited to, rules governing 1893
all of the following: 1894

(1) The requirements to receive a license or endorsement 1895
to conduct electronic instant bingo; 1896

(2) The location and number of electronic instant bingo 1897
systems in use, which shall not exceed ten at the single 1898
licensed location per organization; 1899

(3) The times when electronic instant bingo may be 1900
offered; 1901

(4) Signage requirements in facilities where electronic	1902
instant bingo is offered;	1903
(5) Electronic instant bingo device and system	1904
specifications, including reveal features and game themes;	1905
(6) Procedures and standards for the review, approval,	1906
inspection, and monitoring of electronic instant bingo systems,	1907
as described in section 2915.15 of the Revised Code;	1908
(7) Procedures and standards for the review and approval	1909
of any changes to technology, systems, or games licensed or	1910
permitted under this chapter;	1911
(8) The fees to be charged under section 2915.15 of the	1912
Revised Code for review, approval, inspection, and monitoring of	1913
electronic instant bingo systems;	1914
(9) Procedures allowing the attorney general to seek a	1915
summary suspension of a license to conduct electronic instant	1916
bingo or a license to manufacture or distribute electronic	1917
instant bingo systems if the attorney general has good cause to	1918
believe that the person or organization licensed to conduct	1919
electronic instant bingo, or the person or organization licensed	1920
to manufacture or distribute electronic instant bingo systems,	1921
or any of the organization's employees, officers, directors,	1922
agents, representatives, or partners, has violated this chapter	1923
or a rule adopted under this chapter.	1924
(E) Whoever knowingly violates division (A), (B), or (C)	1925
of this section or a rule adopted under division (D) of this	1926
section is guilty of illegal electronic instant bingo conduct.	1927
Illegal electronic instant bingo conduct is a misdemeanor of the	1928
first degree, except that if the offender previously has been	1929
convicted of a violation of division (A) or (B) of this section	1930

or of a rule adopted under division (D) of this section, illegal 1931
instant bingo conduct is a felony of the fifth degree. 1932

Sec. ~~2915.092~~ 2915.16. (A) (1) ~~Subject to division (A) (2)~~ 1933
~~of this section, a person or entity~~ Any of the following 1934
entities may conduct a raffle to raise money for the ~~person or~~ 1935
~~entity and does not need a license to conduct bingo in order to~~ 1936
~~conduct a raffle drawing that is not for profit if the person or~~ 1937
~~entity is any of the following:~~ 1938

(a) ~~Exempt~~ An entity that is exempt from federal income 1939
taxation under subsection 501(a) and described in subsection 1940
501(c) (3) of the Internal Revenue Code; 1941

(b) A school district, community school established under 1942
Chapter 3314. of the Revised Code, STEM school established under 1943
Chapter 3326. of the Revised Code, college-preparatory boarding 1944
school established under Chapter 3328. of the Revised Code, or 1945
chartered nonpublic school; 1946

(c) ~~Exempt~~ An entity that is exempt from federal income 1947
taxation under subsection 501(a) and described in subsection 1948
501(c) (4), 501(c) (6), 501(c) (7), 501(c) (8), 501(c) (10), or 1949
501(c) (19) of the Internal Revenue Code. 1950

(2) ~~If a person or~~ An entity that is described in division 1951
(A) (1) (c) of this section that conducts a traditional raffle, 1952
~~the person or entity~~ shall distribute at least fifty per cent of 1953
the net profit from the raffle to a charitable purpose described 1954
in division (V) of section 2915.01 of the Revised Code or to a 1955
department or agency of the federal government, the state, or 1956
any political subdivision. 1957

(3) An entity described in division (A) (1) (c) of this 1958
section that conducts an online raffle shall distribute the net 1959

profit from the proceeds of the sale of the online raffle in 1960
accordance with section 2915.101 of the Revised Code. 1961

~~(B) Except as provided~~ (B) (1) An entity described in 1962
division (A) (1) of this section, no person shall conduct a 1963
raffle drawing that is for profit or a raffle drawing that is 1964
not for profit is not required to have a license issued under 1965
this chapter or to register under this chapter in order to 1966
conduct a traditional raffle to raise money for the entity. 1967

(2) All of the following apply with respect to a 1968
traditional raffle conducted under this section: 1969

(a) The entity conducting the raffle may accept electronic 1970
payment from a participant for a ticket and may sell a ticket to 1971
a participant over the internet or by other remote means, so 1972
long as the entity conducting the raffle delivers the physical 1973
ticket, an image of the physical ticket, or a message containing 1974
the unique identifier associated with the physical ticket to the 1975
participant before the drawing is held. 1976

(b) A participant is not required to be physically present 1977
at the drawing to win a prize. 1978

(c) The entity conducting the raffle may award a raffle 1979
prize in the form of an item of tangible personal property, 1980
cash, or a cash equivalent, including a gift card or other 1981
prepaid or stored value card. 1982

(d) If any prize is in the form of cash or a cash 1983
equivalent, the entity conducting the raffle shall hold the 1984
drawing at an event at which participants are invited to be 1985
physically present. 1986

~~(C) Whoever violates division (B) of this section is~~ 1987
~~guilty of illegal conduct of a raffle. Except as otherwise~~ 1988

~~provided in this division, illegal conduct of a raffle is a~~ 1989
~~misdemeanor of the first degree. If the offender previously has~~ 1990
~~been convicted of a violation of (C) (1) (a) Except as otherwise~~ 1991
provided in division (C) (1) (b) of this section, an entity 1992
described in division (B) (A) (1) of this section, illegal 1993
~~conduct of a raffle is a felony of the fifth degree shall~~ 1994
register with the attorney general under section 2915.17 of the 1995
Revised Code before conducting an online raffle to raise money 1996
for the person. 1997

(b) An entity described in division (A) (1) of this section 1998
that had two hundred fifty thousand dollars or more in gross 1999
receipts from the conduct of online raffles in the previous 2000
calendar year shall obtain an online raffle license under 2001
section 2915.18 of the Revised Code before conducting an online 2002
raffle instead of registering under section 2915.17 of the 2003
Revised Code. 2004

(2) All of the following apply with respect to an online 2005
raffle conducted under this section: 2006

(a) The entity conducting the raffle shall use an online 2007
raffle platform that is approved by the attorney general under 2008
section 2915.19 of the Revised Code. 2009

(b) The entity conducting the raffle shall conduct the 2010
drawing at least twenty-four hours after the last ticket is sold 2011
for that drawing. 2012

(c) A participant in an online raffle is not required to 2013
be physically present at the drawing to win a prize. 2014

(d) The entity conducting the raffle may award a raffle 2015
prize only in the form of an item of tangible personal property. 2016
The entity conducting the raffle shall not do either of the 2017

<u>following:</u>	2018
<u>(i) Award any prize in the form of cash or a cash</u>	2019
<u>equivalent, including a gift card or other prepaid or stored</u>	2020
<u>value card;</u>	2021
<u>(ii) Purchase any item of tangible personal property</u>	2022
<u>awarded to a participant as a prize from the participant and</u>	2023
<u>give the participant cash or a cash equivalent in exchange for</u>	2024
<u>the item.</u>	2025
<u>(e) The entity conducting the raffle shall not use any</u>	2026
<u>online raffle platform that incorporates an entertainment theme</u>	2027
<u>that resembles a slot machine, such as spinning reels or wheels.</u>	2028
<u>(f) Each participant in the raffle shall be at least</u>	2029
<u>eighteen years of age and a resident of this state. Before</u>	2030
<u>delivering a prize to a participant, the entity conducting the</u>	2031
<u>raffle shall require the participant to present evidence of the</u>	2032
<u>participant's age and residence.</u>	2033
<u>Sec. 2915.17. (A) (1) An entity described in division (A)</u>	2034
<u>(1) of section 2915.16 of the Revised Code that desires to</u>	2035
<u>conduct an online raffle and that did not have two hundred fifty</u>	2036
<u>thousand dollars or more in gross receipts from the conduct of</u>	2037
<u>online raffles in the previous calendar year shall register with</u>	2038
<u>the attorney general under this section before doing so.</u>	2039
<u>(2) An initial or renewed raffle registration is valid for</u>	2040
<u>one year. A registrant shall renew the registrant's registration</u>	2041
<u>in the same manner as the registrant submitted the registrant's</u>	2042
<u>initial registration.</u>	2043
<u>(3) At the time of an initial or renewed registration, the</u>	2044
<u>registrant shall pay the attorney general a fee of one hundred</u>	2045
<u>dollars.</u>	2046

(B) The registration shall be on a form prescribed by the 2047
attorney general, shall be signed and sworn to by the 2048
registrant, and shall contain all of the following: 2049

(1) The name and post office address of the registrant; 2050

(2) A statement that the registrant is an entity described 2051
in division (A) (1) of section 2915.16 of the Revised Code; 2052

(3) In the case of a registrant who has not previously 2053
submitted a registration under this section, a statement of the 2054
registrant's previous history, record, and association that is 2055
sufficient to establish that the registrant is an entity 2056
described in division (A) (1) of section 2915.16 of the Revised 2057
Code, including, if applicable, a copy of a determination letter 2058
issued by the Internal Revenue Service; 2059

(4) Identification of each online raffle platform the 2060
registrant intends to use. If the registrant later wishes to use 2061
a different online raffle platform, the registrant shall submit 2062
a notice to the attorney general, on a form prescribed by the 2063
attorney general, identifying the online raffle platform before 2064
the registrant uses it. 2065

(5) In the case of an entity described in division (A) (1) 2066
(c) of section 2915.16 of the Revised Code, an affirmation that 2067
the net profit from each raffle will be distributed in 2068
accordance with division (A) (3) of that section and a statement 2069
of how the net profit will be distributed; 2070

(6) An estimate of the registrant's expected gross 2071
receipts for the calendar year from the sale of raffle tickets; 2072

(7) A statement that the registrant maintains all required 2073
records of its raffles under section 2915.10 of the Revised Code 2074
and the location at which those records are kept; 2075

(8) If the registrant is a charitable trust as defined in 2076
section 109.23 of the Revised Code, a statement as to whether it 2077
has registered with the attorney general pursuant to section 2078
109.26 of the Revised Code or filed annual reports pursuant to 2079
section 109.31 of the Revised Code, and, if it is not required 2080
to do either, the exemption in section 109.26 or 109.31 of the 2081
Revised Code that applies to it; 2082

(9) If the registrant is a charitable organization as 2083
defined in section 1716.01 of the Revised Code, a statement as 2084
to whether it has filed with the attorney general a registration 2085
statement pursuant to section 1716.02 of the Revised Code and a 2086
financial report pursuant to section 1716.04 of the Revised 2087
Code, and, if it is not required to do both, the exemption in 2088
section 1716.03 of the Revised Code that applies to it; 2089

(10) In the case of a registrant seeking to qualify as a 2090
youth athletic park organization, a statement issued by a board 2091
or body vested with authority under Chapter 755. of the Revised 2092
Code for the supervision and maintenance of recreation 2093
facilities in the territory in which the organization is 2094
located, certifying that the playing fields owned by the 2095
organization were open for use to all residents of that 2096
territory, regardless of race, color, creed, religion, sex, or 2097
national origin, for athletic activities by youth athletic 2098
organizations that do not discriminate on the basis of race, 2099
color, creed, religion, sex, or national origin, and that the 2100
fields were not used for any profit-making activity at any time 2101
during the year. That type of board or body is authorized to 2102
issue the statement upon request and shall issue the statement 2103
if it finds that the applicant's playing fields were so used. 2104

(11) Other necessary and reasonable information that the 2105

attorney general may require by rule adopted pursuant to section 2106
111.15 of the Revised Code. 2107

(C) As soon as practicable after receiving a raffle 2108
registration under this section, the attorney general shall 2109
issue the registrant a statement of registration that includes 2110
the period of validity and any other information the attorney 2111
general determines is necessary. 2112

Sec. 2915.18. (A) (1) An entity described in division (A) 2113
(1) of section 2915.16 of the Revised Code that desires to 2114
conduct an online raffle during a calendar year and that had two 2115
hundred fifty thousand dollars or more in gross receipts from 2116
the conduct of online raffles in the previous calendar year 2117
shall apply to the attorney general for an online raffle license 2118
before the first day of January of the year in which the online 2119
raffle is to be conducted. 2120

(2) An initial or renewed online raffle license is valid 2121
for one year. An applicant shall apply for a renewed license in 2122
the same manner as for an initial license. 2123

(3) An application for an initial or renewed online raffle 2124
license shall be accompanied by a fee in an amount equal to the 2125
fee the applicant would be required to pay when applying for a 2126
bingo license under division (B) of section 2915.08 of the 2127
Revised Code. 2128

(B) Subject to division (H) of this section, an 2129
application for an online raffle license shall be on a form 2130
prescribed by the attorney general, shall be signed and sworn to 2131
by the applicant, and shall contain all of the following: 2132

(1) The name and post office address of the applicant; 2133

(2) A statement that the applicant is an entity described 2134

in division (A) (1) of section 2915.16 of the Revised Code; 2135

(3) In the case of an application for an initial online 2136
raffle license, a statement of the applicant's previous history, 2137
record, and association that is sufficient to establish that the 2138
applicant is an entity described in division (A) (1) of section 2139
2915.16 of the Revised Code, including, if applicable, a copy of 2140
a determination letter issued by the internal revenue service; 2141

(4) Identification of each online raffle platform the 2142
applicant intends to use. If the license is granted and the 2143
applicant later wishes to use a different online raffle 2144
platform, the applicant shall submit a notice to the attorney 2145
general, on a form prescribed by the attorney general, 2146
identifying the online raffle platform before the applicant uses 2147
it. 2148

(5) A statement as to whether the applicant has ever had 2149
any previous application refused under this chapter, whether it 2150
previously has had a license revoked or suspended under this 2151
chapter, and the reason stated by the attorney general for the 2152
refusal, revocation, or suspension; 2153

(6) In the case of an entity described in division (A) (1) 2154
(c) of section 2915.16 of the Revised Code, an affirmation that 2155
the net profit from the proceeds of the online raffles will be 2156
distributed in accordance with section 2915.101 of the Revised 2157
Code and a statement of how the net profit will be distributed; 2158

(7) A statement that the applicant maintains all required 2159
records of its raffles under section 2915.10 of the Revised Code 2160
and the location at which those records are kept; 2161

(8) If the applicant is a charitable trust as defined in 2162
section 109.23 of the Revised Code, a statement as to whether it 2163

has registered with the attorney general pursuant to section 2164
109.26 of the Revised Code or filed annual reports pursuant to 2165
section 109.31 of the Revised Code, and, if it is not required 2166
to do either, the exemption in section 109.26 or 109.31 of the 2167
Revised Code that applies to it; 2168

(9) If the applicant is a charitable organization as 2169
defined in section 1716.01 of the Revised Code, a statement as 2170
to whether it has filed with the attorney general a registration 2171
statement pursuant to section 1716.02 of the Revised Code and a 2172
financial report pursuant to section 1716.04 of the Revised 2173
Code, and, if it is not required to do both, the exemption in 2174
section 1716.03 of the Revised Code that applies to it; 2175

(10) In the case of an applicant seeking to qualify as a 2176
youth athletic park organization, a statement issued by a board 2177
or body vested with authority under Chapter 755. of the Revised 2178
Code for the supervision and maintenance of recreation 2179
facilities in the territory in which the organization is 2180
located, certifying that the playing fields owned by the 2181
organization were open for use to all residents of that 2182
territory, regardless of race, color, creed, religion, sex, or 2183
national origin, for athletic activities by youth athletic 2184
organizations that do not discriminate on the basis of race, 2185
color, creed, religion, sex, or national origin, and that the 2186
fields were not used for any profit-making activity at any time 2187
during the year. That type of board or body is authorized to 2188
issue the statement upon request and shall issue the statement 2189
if it finds that the applicant's playing fields were so used. 2190

(11) Other necessary and reasonable information that the 2191
attorney general may require by rule adopted pursuant to section 2192
111.15 of the Revised Code. 2193

(C) As soon as practicable after receiving an application 2194
for an initial or renewed online raffle license, the attorney 2195
general shall conduct a preliminary review of the application 2196
and notify the applicant regarding any deficiencies. Not later 2197
than thirty days after the attorney general receives a completed 2198
application, or not later than thirty days after the application 2199
is submitted if the attorney general does not notify the 2200
applicant of any deficiency, the attorney general shall grant, 2201
grant with limits, restrictions, or probationary conditions, or 2202
deny the application based on findings established and 2203
communicated in accordance with this section. As an option to 2204
granting, granting with limits, restrictions, or probationary 2205
conditions, or denying an initial license application, the 2206
attorney general may grant a temporary license and request 2207
additional time to conduct the investigation if the attorney 2208
general has cause to believe that additional time is necessary 2209
to complete the investigation and has notified the applicant in 2210
writing about the specific concerns raised during the 2211
investigation. 2212

(D) (1) If any of the following applies to an entity, the 2213
attorney general may refuse to grant an online raffle license to 2214
the entity, may revoke or suspend the entity's online raffle 2215
license, or may place limits, restrictions, or probationary 2216
conditions on the entity's online raffle license for a limited 2217
or indefinite period, as determined by the attorney general: 2218

(a) The entity fails or has failed at any time to meet any 2219
requirement of this chapter, of section 109.26, 109.31, or 2220
1716.02 of the Revised Code, or of any rule adopted by the 2221
attorney general pursuant to this chapter. 2222

(b) The entity makes or has made an incorrect or false 2223

statement that is material to the granting of the license in an 2224
application filed under this section. 2225

(c) The entity submits or has submitted any incorrect or 2226
false information relating to an application if the information 2227
is material to the granting of the license. 2228

(d) The entity maintains or has maintained any incorrect 2229
or false information that is material to the granting of the 2230
license in the records required to be kept pursuant to section 2231
2915.10 of the Revised Code, if applicable. 2232

(e) The attorney general has good cause to believe that 2233
the entity will not conduct online raffles in accordance with 2234
this chapter or with any rule adopted by the attorney general 2235
pursuant to this chapter. 2236

(2) If the attorney general has good cause to believe that 2237
any director or officer of the entity has breached the 2238
director's or officer's fiduciary duty to, or committed theft or 2239
any other type of misconduct related to, the entity or any other 2240
entity that has been issued an online raffle license under this 2241
chapter, the attorney general may refuse to grant a license to 2242
the entity, may impose limits, restrictions, or probationary 2243
conditions on the license, or may revoke or suspend the entity's 2244
license for a period not to exceed five years. 2245

(3) The attorney general may impose a civil fine on an 2246
entity licensed under this section for failure to comply with 2247
any restrictions, limits, or probationary conditions on its 2248
license, and for failure to comply with this chapter or any rule 2249
adopted under this chapter, according to a schedule of fines 2250
that the attorney general shall adopt in accordance with Chapter 2251
119. of the Revised Code. 2252

(4) For the purposes of division (D) of this section, any 2253
action of an officer, trustee, agent, or representative of an 2254
entity is an action of the entity. 2255

(E) The attorney general shall send notice of any of the 2256
following actions in writing to the prosecuting attorney and 2257
sheriff of the county in which the entity is located and to any 2258
other law enforcement agency in that county that so requests, of 2259
all of the following: 2260

(1) The issuance of a license under this section; 2261

(2) The issuance of an amended license under this section; 2262

(3) The rejection of an application for and refusal to 2263
grant a license under this section; 2264

(4) The revocation of any license previously issued under 2265
this section; 2266

(5) The suspension of any license previously issued under 2267
this section; 2268

(6) The placing of any limits, restrictions, or 2269
probationary conditions placed on a license issued under this 2270
section. 2271

(F) A license issued by the attorney general under this 2272
section shall set forth the information contained on the 2273
entity's application that the attorney general determines is 2274
relevant. 2275

(G) If the attorney general refuses to grant, places 2276
limits, restrictions, or probationary conditions on, or revokes 2277
or suspends a license, the attorney general shall notify the 2278
entity in writing and specifically identify the reason for the 2279
refusal, revocation, limit, restriction, probationary condition, 2280

or suspension in narrative form and, if applicable, by 2281
identifying the section of the Revised Code violated. The 2282
failure of the attorney general to give the written notice of 2283
the reasons for the refusal, revocation, limit, restriction, 2284
probationary condition, or suspension or a mistake in the 2285
written notice does not affect the validity of the attorney 2286
general's refusal to grant, or the revocation or suspension of, 2287
or limit, restriction, probationary condition on, a license. If 2288
the attorney general fails to give the written notice or if 2289
there is a mistake in the written notice, the entity may bring 2290
an action to compel the attorney general to comply with this 2291
division or to correct the mistake, but the attorney general's 2292
order refusing to grant, or placing a limit, restriction, or 2293
probationary condition on, or revoking or suspending, a license 2294
shall not be enjoined during the pendency of the action. 2295

(H) A charitable organization that applies for an online 2296
raffle license under this section at the same time as the 2297
organization applies for a bingo license under section 2915.08 2298
of the Revised Code is not required to submit any information or 2299
documentation with its application for an online raffle license 2300
that is the same as the information or documentation the 2301
organization is required to submit with its application for a 2302
bingo license. The attorney general shall prescribe a combined 2303
application form for a bingo license and an online raffle 2304
license in order to carry out the purposes of this division. 2305

Sec. 2915.19. (A) (1) Before permitting an online raffle 2306
platform to be used to conduct an online raffle, the distributor 2307
or manufacturer of an online raffle platform shall submit the 2308
platform, along with any associated equipment or software used 2309
to operate, manage, monitor, or document any aspect of an online 2310
raffle, to an independent testing laboratory that is approved by 2311

the attorney general for testing and evaluation to determine 2312
whether the platform and associated equipment or software meet 2313
the requirements of this chapter and of rules adopted under this 2314
chapter. The distributor or manufacturer shall pay all costs of 2315
that testing and evaluation. 2316

(2) If the independent testing laboratory certifies that 2317
the online raffle platform and associated equipment or software 2318
meet the requirements of this chapter and of rules adopted under 2319
this chapter, the distributor or manufacturer may submit the 2320
platform and associated equipment or software, along with a copy 2321
of the laboratory's certification and a fee established by the 2322
attorney general by rule under Chapter 119. of the Revised Code, 2323
to the attorney general for review and approval. 2324

(3) The attorney general shall approve the online raffle 2325
platform for use in this state if the attorney general 2326
determines that the platform meets the requirements of this 2327
chapter and of the rules adopted under this chapter. The rules 2328
shall include a requirement that the online raffle platform 2329
require each participant to affirm that the participant is at 2330
least eighteen years of age and a resident of this state before 2331
completing the sale of an online raffle ticket through the 2332
platform. 2333

(B) The distributor of an approved online raffle platform 2334
promptly shall notify the attorney general of any planned 2335
significant change to the operation of the platform, as defined 2336
by the attorney general by rule. Before any such significant 2337
change takes effect, the attorney general may order that the 2338
distributor resubmit the platform, along with any associated 2339
equipment or software, to an independent testing laboratory 2340
under division (A) of this section as a condition of continued 2341

approval of the platform. 2342

(C) The attorney general may inspect an approved online 2343
raffle platform and any associated equipment or software at any 2344
time to ensure that the platform is in compliance with this 2345
chapter and with the rules adopted under this chapter. If the 2346
attorney general determines that any person or any online raffle 2347
platform is in violation of any provision of this chapter or of 2348
any rule adopted under this chapter, the attorney general may 2349
order that the violation immediately cease and may revoke the 2350
approval of the platform. 2351

(D) The attorney general may establish by rule adopted 2352
under Chapter 119. of the Revised Code an annual fee to be paid 2353
by the distributors of online raffle platforms in order to pay 2354
the cost of monitoring and inspecting the platforms under this 2355
section. 2356

Sec. 2915.20. (A) Except as permitted under section 2357
2915.16 of the Revised Code, no person or entity shall knowingly 2358
conduct a raffle that is for profit or a raffle that is not for 2359
profit. 2360

(B) (1) No entity that conducts an online raffle shall 2361
knowingly fail to use an online raffle platform that is approved 2362
by the attorney general under section 2915.19 of the Revised 2363
Code. 2364

(2) No entity that conducts an online raffle and that had 2365
less than two hundred fifty thousand dollars in gross receipts 2366
from the conduct of online raffles in the previous calendar year 2367
shall knowingly fail to register under section 2915.17 of the 2368
Revised Code. 2369

(3) No entity that conducts an online raffle and that had 2370

two hundred fifty thousand dollars or more in gross receipts 2371
from the conduct of online raffles in the previous calendar year 2372
shall knowingly fail to have a current and valid online raffle 2373
license issued under section 2915.18 of the Revised Code. 2374

(4) No entity described in division (A)(1)(c) of section 2375
2915.16 of the Revised Code shall knowingly fail to distribute 2376
the net profit from the proceeds of an online raffle in 2377
accordance with division (A)(3) of that section. 2378

(5) No entity that conducts an online raffle shall 2379
knowingly purchase any item of tangible personal property 2380
awarded to a participant as a prize from the participant and 2381
give the participant cash or a cash equivalent in exchange for 2382
the item. 2383

(6) No entity that conducts an online raffle shall permit 2384
an individual the entity knows, or should have known, to be 2385
under eighteen years of age or not to be a resident of this 2386
state to participate in the raffle. 2387

(C) Whoever violates this section is guilty of illegal 2388
conduct of a raffle. Except as otherwise provided in this 2389
division, illegal conduct of a raffle is a misdemeanor of the 2390
first degree. If the offender previously has been convicted of a 2391
violation of this section, illegal conduct of a raffle is a 2392
felony of the fifth degree. 2393

Section 2. That existing sections 109.32, 2915.01, 2394
2915.07, 2915.08, 2915.081, 2915.082, 2915.092, 2915.093, 2395
2915.10, 2915.101, and 2915.14 of the Revised Code are hereby 2396
repealed. 2397

Section 3. The requirements of sections 2915.101 and 2398
2915.092 (2915.16) of the Revised Code, as amended by this act, 2399

apply only to gross receipts from online raffles conducted on or 2400
after the effective date of this section. 2401

Section 4. This act is hereby declared to be an emergency 2402
measure necessary for the immediate preservation of the public 2403
peace, health, and safety. The reason for such necessity is to 2404
ensure that charitable organizations are able to continue 2405
raising necessary funds for their operations. Therefore, this 2406
act shall go into immediate effect. 2407