As Introduced

132nd General Assembly Regular Session 2017-2018

H. B. No. 17

Representative Cera

Cosponsors: Representatives Rogers, Celebrezze, O'Brien, Boggs, Thompson, Riedel, Smith, K., Hood, Sheehy

A BILL

To amend sections 2915.08 and 2915.09 of the	1
Revised Code to reduce the licensing fee for	2
charitable organizations conducting instant	3
bingo on five or fewer days per year, and to	4
allow those organizations to change the location	5
and date of the instant bingo sessions after a	6
license has been issued.	7

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

Section 1. That sections 2915.08 and 2915.09 of the	8
Revised Code be amended to read as follows:	9
Sec. 2915.08. (A)(1) Annually before the first day of	10
Sec. 2919.00. (A) (1) Annually before the first day of	ΞŪ
January, a charitable organization that desires to conduct	11
bingo, instant bingo at a bingo session, or instant bingo other	12
than at a bingo session shall make out, upon a form to be	13
furnished by the attorney general for that purpose, an	14
application for a license to conduct bingo, instant bingo at a	15
bingo session, or instant bingo other than at a bingo session	16
and deliver that application to the attorney general together	17
with a license fee as follows:	18

(a) Except as otherwise provided in this division, for a 19 license for the conduct of bingo, two hundred dollars; 20 (b) For a license for the conduct of instant bingo at a 21 bingo session or instant bingo other than at a bingo session for 22 a charitable organization that previously has not been licensed 23 under this chapter to conduct instant bingo at a bingo session 24 or instant bingo other than at a bingo session, a license fee of 25 five hundred dollars, and for any other charitable organization, 26 a license fee that is based upon the gross profits received by 27 the charitable organization from the operation of instant bingo 28 29 at a bingo session or instant bingo other than at a bingo session, during the one-year period ending on the thirty-first 30 day of October of the year immediately preceding the year for 31 which the license is sought, and that is one of the following: 32 (i) Five hundred dollars, if the total is fifty thousand 33 dollars or less; 34 (ii) One thousand two hundred fifty dollars plus one-35 fourth per cent of the gross profit, if the total is more than 36 fifty thousand dollars but less than two hundred fifty thousand 37 one dollars; 38 (iii) Two thousand two hundred fifty dollars plus one-half 39 per cent of the gross profit, if the total is more than two 40 hundred fifty thousand dollars but less than five hundred 41 thousand one dollars; 42 (iv) Three thousand five hundred dollars plus one per cent 43 of the gross profit, if the total is more than five hundred 44 thousand dollars but less than one million one dollars; 45

(v) Five thousand dollars plus one per cent of the grossprofit, if the total is one million one dollars or more;.47

(c) A reduced license fee established by the attorney	48
general pursuant to division (G) of this section-;	49
(d) For a license to conduct bingo for a charitable	50
organization that prior to July 1, 2003, has not been licensed	51
under this chapter to conduct bingo, instant bingo at a bingo	52
session, or instant bingo other than at a bingo session, a	53
license fee established by rule by the attorney general in	54
accordance with division (H) of this section:	55
(e) For a license to conduct instant bingo at a bingo	56
session or instant bingo other than at a bingo session on five	57
or fewer days in a calendar year, a license fee of fifty	58
<u>dollars</u> .	59
(2) The application shall be in the form prescribed by the	60
attorney general, shall be signed and sworn to by the applicant,	61
and shall contain all of the following:	62
(a) The name and post-office address of the applicant;	63
(b) A statement that the applicant is a charitable	64
organization and that it has been in continuous existence as a	65
charitable organization in this state for two years immediately	66
preceding the making of the application;	67
(c) The location at which the organization will conduct	68
bingo, and if the application is for a license to conduct	69
<u>instant bingo at a bingo session or instant bingo other than at</u>	70
<u>a bingo session on five or fewer days in a calendar year, any</u>	71
alternate location at which the applicant may conduct bingo,	72
which location shall be within the county in which the principal	73
place of business of the applicant is located, the days of the	74
week and the times on each of those days when bingo will be	75
conducted, whether the organization owns, leases, or subleases	76

the premises, and a copy of the rental agreement if it leases or 77 subleases the premises; 78 (d) A statement of the applicant's previous history, 79 record, and association that is sufficient to establish that the 80 applicant is a charitable organization, and a copy of a 81 determination letter that is issued by the Internal Revenue 82 Service and states that the organization is tax exempt under 83 subsection 501(a) and described in subsection 501(c)(3), 501(c) 84 (4), 501(c)(7), 501(c)(8), 501(c)(10), or 501(c)(19) of the 85 Internal Revenue Code; 86 (e) A statement as to whether the applicant has ever had 87 any previous application refused, whether it previously has had 88 a license revoked or suspended, and the reason stated by the 89 attorney general for the refusal, revocation, or suspension; 90 (f) A statement of the charitable purposes for which the 91 net profit derived from bingo, other than instant bingo, will be 92 used, and a statement of how the net profit derived from instant 93 bingo will be distributed in accordance with section 2915.101 of 94 the Revised Code: 95

(g) Other necessary and reasonable information that the
attorney general may require by rule adopted pursuant to section
111.15 of the Revised Code;
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(h) If the applicant is a charitable trust as defined in
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section 109.23 of the Revised Code, a statement as to whether it
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has registered with the attorney general pursuant to section
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109.26 of the Revised Code or filed annual reports pursuant to
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section 109.31 of the Revised Code, and, if it is not required
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to do either, the exemption in section 109.26 or 109.31 of the
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Revised Code that applies to it;

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

(j) In the case of an applicant seeking to qualify as a 113 youth athletic park organization, a statement issued by a board 114 or body vested with authority under Chapter 755. of the Revised 115 Code for the supervision and maintenance of recreation 116 facilities in the territory in which the organization is 117 located, certifying that the playing fields owned by the 118 organization were used for at least one hundred days during the 119 year in which the statement is issued, and were open for use to 120 all residents of that territory, regardless of race, color, 121 creed, religion, sex, or national origin, for athletic 122 activities by youth athletic organizations that do not 123 discriminate on the basis of race, color, creed, religion, sex, 124 or national origin, and that the fields were not used for any 125 profit-making activity at any time during the year. That type of 126 board or body is authorized to issue the statement upon request 127 and shall issue the statement if it finds that the applicant's 128 playing fields were so used; 129

(k) In the case of an applicant seeking a license to130conduct instant bingo at a bingo session or instant bingo other131than at a bingo session on five or fewer days in a calendar132year, the specific days during the calendar year and times on133those days at which instant bingo shall be conducted.134

(3) The attorney general, within thirty days after

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receiving a timely filed application from a charitable 136 organization that has been issued a license under this section 137 that has not expired and has not been revoked or suspended, 138 shall send a temporary permit to the applicant specifying the 139 date on which the application was filed with the attorney 140 general and stating that, pursuant to section 119.06 of the 141 Revised Code, the applicant may continue to conduct bingo until 142 a new license is granted or, if the application is rejected, 143 until fifteen days after notice of the rejection is mailed to 144 the applicant. The temporary permit does not affect the validity 145 of the applicant's application and does not grant any rights to 146 the applicant except those rights specifically granted in 147 section 119.06 of the Revised Code. The issuance of a temporary 148 permit by the attorney general pursuant to this division does 149 not prohibit the attorney general from rejecting the applicant's 150 application because of acts that the applicant committed, or 151 actions that the applicant failed to take, before or after the 152 issuance of the temporary permit. The issuance of a temporary 153 permit by the attorney general pursuant to this division does 154 not allow an applicant for a license to conduct instant bingo at 155 a bingo session or instant bingo at other than a bingo session 156 on five or fewer days in a calendar year to conduct instant 157 bingo on any days and times other than those approved by the 158 attorney general under this section. 159

(4) Within thirty days after receiving an initial license
application from a charitable organization to conduct bingo,
instant bingo at a bingo session, or instant bingo other than at
a bingo session, the attorney general shall conduct a
preliminary review of the application and notify the applicant
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regarding any deficiencies. Once an application is deemed
complete, or beginning on the thirtieth day after the

application is filed, if the attorney general failed to notify 167 the applicant of any deficiencies, the attorney general shall 168 have an additional sixty days to conduct an investigation and 169 either grant or deny the application based on findings 170 established and communicated in accordance with divisions (B) 171 and (E) of this section. As an option to granting or denying an 172 initial license application, the attorney general may grant a 173 temporary license and request additional time to conduct the 174 investigation if the attorney general has cause to believe that 175 additional time is necessary to complete the investigation and 176 has notified the applicant in writing about the specific 177 concerns raised during the investigation. 178

(B) (1) The attorney general shall adopt rules to enforce 179 sections 2915.01, 2915.02, and 2915.07 to 2915.13 of the Revised 180 Code to ensure that bingo or instant bingo is conducted in 181 accordance with those sections and to maintain proper control 182 over the conduct of bingo or instant bingo. The rules, except 183 rules adopted pursuant to divisions (A) (2) (q) and (G) of this 184 section, shall be adopted pursuant to Chapter 119. of the 185 Revised Code. The attorney general shall license charitable 186 organizations to conduct bingo, instant bingo at a bingo 187 session, or instant bingo other than at a bingo session in 188 conformance with this chapter and with the licensing provisions 189 of Chapter 119. of the Revised Code. 190

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

(a) Fails or has failed at any time to meet anyrequirement of section 109.26, 109.31, or 1716.02, or sections196

2915.07 to 2915.11 of the Revised Code, or violates or has197violated any provision of sections 2915.02 or 2915.07 to 2915.13198of the Revised Code or any rule adopted by the attorney general199pursuant to this section;200

(b) Makes or has made an incorrect or false statement that
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is material to the granting of the license in an application
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filed pursuant to division (A) of this section;
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(c) Submits or has submitted any incorrect or false
information relating to an application if the information is
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material to the granting of the license;
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(d) Maintains or has maintained any incorrect or false
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information that is material to the granting of the license in
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the records required to be kept pursuant to divisions (A) and
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(C) of section 2915.10 of the Revised Code, if applicable;
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(e) The attorney general has good cause to believe that the organization will not conduct bingo, instant bingo at a bingo session, or instant bingo other than at a bingo session in accordance with sections 2915.07 to 2915.13 of the Revised Code or with any rule adopted by the attorney general pursuant to this section.

(3) For the purposes of division (B) of this section, any
action of an officer, trustee, agent, representative, or bingo
game operator of an organization is an action of the
organization.

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

(D) The attorney general shall send notice in writing to 224the prosecuting attorney and sheriff of the county in which the 225

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organization will conduct bingo, instant bingo at a bingo 226 session, or instant bingo other than at a bingo session, as 227 stated in its application for a license or amended license, and 228 to any other law enforcement agency in that county that so 229 requests, of all of the following: 230 (1) The issuance of the license; 231 (2) The issuance of the amended license; 232 (3) The rejection of an application for and refusal to 233 grant a license; 234 (4) The revocation of any license previously issued; 235 (5) The suspension of any license previously issued. 236 (E) A license issued by the attorney general shall set 237 forth the information contained on the application of the 238 charitable organization that the attorney general determines is 239 relevant, including, but not limited to, the location at which 240 the organization will conduct bingo, instant bingo at a bingo 241 session, or instant bingo other than at a bingo session, any 242 alternate locations identified by organizations applying for a 243 license to conduct instant bingo at a bingo session or instant 244 bingo other than at a bingo session on five or fewer days in a 245 calendar year, and the days of the week and the times on each of 246 those days when bingo will be conducted. If the attorney general 247 refuses to grant or revokes or suspends a license, the attorney 248 general shall notify the applicant in writing and specifically 249 identify the reason for the refusal, revocation, or suspension 250 in narrative form and, if applicable, by identifying the section 251 of the Revised Code violated. The failure of the attorney 252 general to give the written notice of the reasons for the 253 refusal, revocation, or suspension or a mistake in the written 254

notice does not affect the validity of the attorney general's 255 refusal to grant, or the revocation or suspension of, a license. 256 If the attorney general fails to give the written notice or if 257 there is a mistake in the written notice, the applicant may 258 bring an action to compel the attorney general to comply with 2.59 this division or to correct the mistake, but the attorney 260 general's order refusing to grant, or revoking or suspending, a 261 license shall not be enjoined during the pendency of the action. 262

263 (F) (1) A charitable organization that has been issued a 264 license pursuant to division (B) of this section, except a license to conduct instant bingo at a bingo session or instant 265 bingo other than at a bingo session on five or fewer days in a 266 calendar year, but that cannot conduct bingo or instant bingo at 267 the location, or on the day of the week or at the time, 268 specified on the license due to circumstances that make it 269 impractical to do so, or that desires to conduct instant bingo 270 other than at a bingo session at additional locations not 271 identified on the license, may apply in writing, together with 272 an application fee of two hundred fifty dollars, to the attorney 273 general, at least thirty days prior to a change in or addition 274 of a location, day of the week, or time, and request an amended 275 license. As applicable, the application shall describe the 276 causes making it impractical for the organization to conduct 277 bingo or instant bingo in conformity with its license and shall 278 indicate the location, days of the week, and times on each of 279 those days when it desires to conduct bingo or instant bingo 280 and, as applicable, shall indicate the additional locations at 281 which it desires to conduct instant bingo other than at a bingo 282 session. Except as otherwise provided in this division, the 283 attorney general shall issue the amended license in accordance 284 with division (E) of this section, and the organization shall 285

surrender its original license to the attorney general. The286attorney general may refuse to grant an amended license287according to the terms of division (B) of this section.288

(2) A charitable organization that has been issued a 289 license to conduct instant bingo at a bingo session or instant 290 bingo other than at a bingo session on five or fewer days in a 291 calendar year and desires to conduct instant bingo on a 292 different day, time, or at a different location than is 293 identified on the license may apply in writing to the attorney 294 general for an amended license at least thirty days before a 295 change in day, time, or location of any of the five instant 296 bingo days. As applicable, the applicant shall indicate the day, 297 time, and locations of each of the days on which the 298 organization desires to conduct instant bingo that do not appear 299 on the original license. The attorney general shall issue the 300 amended license in accordance with division (E) of this section, 301 and the organization shall surrender its original license to the 302 attorney general. 303

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

(H) The attorney general, by rule adopted pursuant to 309
section 111.15 of the Revised Code, shall establish license fees 310
for the conduct of bingo, instant bingo at a bingo session, or 311
instant bingo other than at a bingo session for charitable 312
organizations that prior to July 1, 2003, have not been licensed 313
to conduct bingo, instant bingo at a bingo session, or instant 314
bingo other than at a bingo session under this chapter. 315

(I) The attorney general may enter into a written contract
 with any other state agency to delegate to that state agency the
 powers prescribed to the attorney general under Chapter 2915. of
 the Revised Code.
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(J) The attorney general, by rule adopted pursuant to
section 111.15 of the Revised Code, may adopt rules to determine
the requirements for a charitable organization that is exempt
from federal income taxation under subsection 501(a) and
described in subsection 501(c) (3) of the Internal Revenue Code
to be in good standing in the state.

Sec. 2915.09. (A) No charitable organization that conducts 326 bingo shall fail to do any of the following: 327

(1) Own all of the equipment used to conduct bingo or
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lease that equipment from a charitable organization that is
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licensed to conduct bingo, or from the landlord of a premises
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where bingo is conducted, for a rental rate that is not more
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than is customary and reasonable for that equipment;
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(2) Except as otherwise provided in division (A)(3) of 333 this section, use all of the gross receipts from bingo for 334 335 paying prizes, for reimbursement of expenses for or for renting premises in which to conduct a bingo session, for reimbursement 336 of expenses for or for purchasing or leasing bingo supplies used 337 in conducting bingo, for reimbursement of expenses for or for 338 hiring security personnel, for reimbursement of expenses for or 339 for advertising bingo, or for reimbursement of other expenses or 340 for other expenses listed in division (GG) of section 2915.01 of 341 the Revised Code, provided that the amount of the receipts so 342 spent is not more than is customary and reasonable for a similar 343 purchase, lease, hiring, advertising, or expense. If the 344 building in which bingo is conducted is owned by the charitable 345

organization conducting bingo and the bingo conducted includes a346form of bingo described in division (0)(1) of section 2915.01 of347the Revised Code, the charitable organization may deduct from348the total amount of the gross receipts from each session a sum349equal to the lesser of six hundred dollars or forty-five per350cent of the gross receipts from the bingo described in that351division as consideration for the use of the premises.352

(3) Use, or give, donate, or otherwise transfer, all of
(3) Use, or give, donate, or otherwise transfer, all of
(3) The net profit derived from bingo, other than instant bingo, for
(3) The sale of instant bingo as stated in its license application
(3) The section 2915.101 of the Revised
(3) The section 2915.101 of the Revised Code.

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

(1) Conduct the bingo game on premises that are owned by 363 the charitable organization, on premises that are owned by 364 another charitable organization and leased from that charitable 365 organization for a rental rate not in excess of the lesser of 366 six hundred dollars per bingo session or forty-five per cent of 367 the gross receipts of the bingo session, on premises that are 368 leased from a person other than a charitable organization for a 369 rental rate that is not more than is customary and reasonable 370 for premises that are similar in location, size, and quality but 371 not in excess of four hundred fifty dollars per bingo session, 372 or on premises that are owned by a person other than a 373 charitable organization, that are leased from that person by 374 another charitable organization, and that are subleased from 375

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that other charitable organization by the charitable 376 organization for a rental rate not in excess of four hundred 377 fifty dollars per bingo session. No charitable organization is 378 required to pay property taxes or assessments on premises that 379 380 the charitable organization leases from another person to conduct bingo sessions. If the charitable organization leases 381 382 from a person other than a charitable organization the premises on which it conducts bingo sessions, the lessor of the premises 383 shall provide the premises to the organization and shall not 384 provide the organization with bingo game operators, security 385 personnel, concessions or concession operators, bingo supplies, 386 or any other type of service. A charitable organization shall 387 not lease or sublease premises that it owns or leases to more 388 than three other charitable organizations per calendar week for 389 conducting bingo sessions on the premises. A person that is not 390 a charitable organization shall not lease premises that it owns, 391 leases, or otherwise is empowered to lease to more than three 392 charitable organizations per calendar week for conducting bingo 393 sessions on the premises. In no case shall more than nine bingo 394 sessions be conducted on any premises in any calendar week. 395 396 (2) Display its license conspicuously at the premises where the bingo session is conducted; 397 (3) Conduct the bingo session in accordance with the 398 definition of bingo set forth in division (0)(1) of section 399 2915.01 of the Revised Code. 400

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

(1) Pay any compensation to a bingo game operator for404operating a bingo session that is conducted by the charitable405

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organization or for preparing, selling, or serving food or 406 beverages at the site of the bingo session, permit any auxiliary 407 unit or society of the charitable organization to pay 408 compensation to any bingo game operator who prepares, sells, or 409 serves food or beverages at a bingo session conducted by the 410 charitable organization, or permit any auxiliary unit or society 411 of the charitable organization to prepare, sell, or serve food 412 or beverages at a bingo session conducted by the charitable 413 organization, if the auxiliary unit or society pays any 414 compensation to the bingo game operators who prepare, sell, or 415 serve the food or beverages; 416 (2) Pay consulting fees to any person for any services 417 performed in relation to the bingo session; 418 (3) Pay concession fees to any person who provides 419 refreshments to the participants in the bingo session; 420 (4) Except as otherwise provided in division (C)(4) of 421 this section, conduct more than three bingo sessions in any 422 seven-day period. A volunteer firefighter's organization or a 423 volunteer rescue service organization that conducts not more 424 than five bingo sessions in a calendar year may conduct more 425 than three bingo sessions in a seven-day period after notifying 426 the attorney general when it will conduct the sessions. 427 (5) Pay out more than six thousand dollars in prizes for 428 bingo games described in division (O)(1) of section 2915.01 of 429 the Revised Code during any bingo session that is conducted by 430

from the conduct of instant bingo.

(6) Conduct a bingo session at any time during the eight-433hour period between two a.m. and ten a.m., at any time during,434

the charitable organization. "Prizes" does not include awards

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or within ten hours of, a bingo game conducted for amusement 435 only pursuant to section 2915.12 of the Revised Code, at any 436 premises not specified on its license, or on any day of the week 437 or during any time period not specified on its license. Division 438 (A) (6) of this section does not prohibit the sale of instant 439 bingo tickets beginning at nine a.m. for a bingo session that 440 begins at ten a.m. If circumstances make it impractical for the 441 charitable organization to conduct a bingo session at the 442 premises, or on the day of the week or at the time, specified on 443 its license, or if a charitable organization wants to conduct 444 bingo sessions on a day of the week or at a time other than the 445 day or time specified on its license, the charitable 446 organization may apply in writing to the attorney general for an 447 amended license pursuant to division (F) of section 2915.08 of 448 the Revised Code. A charitable organization may apply twice in 449 each calendar year for an amended license to conduct bingo 450 sessions on a day of the week or at a time other than the day or 451 time specified on its license. A charitable organization 4.52 licensed to conduct instant bingo at a bingo session or instant 453 bingo other than at a bingo session on five or fewer days in a 454 calendar year may apply for an amended license up to five times_ 455 per calendar year to amend the days, times, or premises 456 specified on its license. If the amended license is granted, the 457 organization may conduct bingo sessions at the premises, on the 458 day of the week, and at the time specified on its amended 459 license. 460 (7) Permit any person whom the charitable organization 461

(7) Permit any person whom the charitable organization 461 knows, or should have known, is under the age of eighteen to 462 work as a bingo game operator; 463

(8) Permit any person whom the charitable organizationknows, or should have known, has been convicted of a felony or465

gambling offense in any jurisdiction to be a bingo game	466
operator;	467
(9) Permit the lessor of the premises on which the bingo	468
session is conducted, if the lessor is not a charitable	469
organization, to provide the charitable organization with bingo	470
game operators, security personnel, concessions, bingo supplies,	471
or any other type of service;	472
(10) Purchase or lease bingo supplies from any person	473
except a distributor issued a license under section 2915.081 of	474
the Revised Code;	475
(11)(a) Use or permit the use of electronic bingo aids	476
except under the following circumstances:	477
(i) For any single participant, not more than ninety bingo	478
faces can be played using an electronic bingo aid or aids.	479
(ii) The charitable organization shall provide a	480
participant using an electronic bingo aid with corresponding	481
paper bingo cards or sheets.	482
(iii) The total price of bingo faces played with an	483
electronic bingo aid shall be equal to the total price of the	484
same number of bingo faces played with a paper bingo card or	485
sheet sold at the same bingo session but without an electronic	486
bingo aid.	487
(iv) An electronic bingo aid cannot be part of an	488
electronic network other than a network that includes only bingo	489
aids and devices that are located on the premises at which the	490
bingo is being conducted or be interactive with any device not	491
located on the premises at which the bingo is being conducted.	492
(v) An electronic bingo aid cannot be used to participate	493

in bingo that is conducted at a location other than the location 494
at which the bingo session is conducted and at which the 495
electronic bingo aid is used. 496

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

(b) The attorney general may adopt rules in accordance502with Chapter 119. of the Revised Code that govern the use of503electronic bingo aids. The rules may include a requirement that504an electronic bingo aid be capable of being audited by the505attorney general to verify the number of bingo cards or sheets506played during each bingo session.507

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

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

(2) Except as otherwise provided in division (D) (3) of
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this section, no charitable organization shall provide to a
bingo game operator any commission, wage, salary, reward, tip,
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donation, gratuity, or other form of compensation, directly or
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indirectly, regardless of the source, for conducting instant 523 bingo other than at a bingo session at the site of instant bingo 524 other than at a bingo session. 525

(3) Nothing in division (D) of this section prohibits an
(3) Nothing in division (D) of this section prohibits an
(3) Provide the section of the

(E) Notwithstanding division (B)(1) of this section, a 532 charitable organization that, prior to December 6, 1977, has 533 entered into written agreements for the lease of premises it 534 owns to another charitable organization or other charitable 535 organizations for the conducting of bingo sessions so that more 536 than two bingo sessions are conducted per calendar week on the 537 premises, and a person that is not a charitable organization and 538 that, prior to December 6, 1977, has entered into written 539 agreements for the lease of premises it owns to charitable 540 organizations for the conducting of more than two bingo sessions 541 542 per calendar week on the premises, may continue to lease the premises to those charitable organizations, provided that no 543 more than four sessions are conducted per calendar week, that 544 the lessor organization or person has notified the attorney 545 general in writing of the organizations that will conduct the 546 sessions and the days of the week and the times of the day on 547 which the sessions will be conducted, that the initial lease 548 entered into with each organization that will conduct the 549 sessions was filed with the attorney general prior to December 550 6, 1977, and that each organization that will conduct the 551 sessions was issued a license to conduct bingo games by the 552 attorney general prior to December 6, 1977. 553

(F) This section does not prohibit a bingo licensed(F) This section does not prohibit a bingo licensed<l

(G) Whoever violates division (A) (2) of this section is 557 guilty of illegally conducting a bingo game, a felony of the 558 fourth degree. Except as otherwise provided in this division, 559 whoever violates division (A) (1) or (3), (B) (1), (2), or (3), 560 (C) (1) to $\frac{(12)(11)}{(11)}$, or (D) of this section is guilty of a minor 561 misdemeanor. If the offender previously has been convicted of a 562 563 violation of division (A)(1) or (3), (B)(1), (2), or (3), (C)(1) to (11), or (D) of this section, a violation of division (A) (1) 564 or (3), (B)(1), (2), or (3), (C), or (D) of this section is a 565 misdemeanor of the first degree. Whoever violates division (C) 566 (12) of this section is guilty of a misdemeanor of the first 567 degree, or if the offender previously has been convicted of a 568 violation of division (C)(12) of this section, a felony of the 569 fourth degree. 570

Section 2. That existing sections 2915.08 and 2915.09 of571the Revised Code are hereby repealed.572