

**As Introduced**

**133rd General Assembly  
Regular Session  
2019-2020**

**H. B. No. 73**

**Representative Cera**

**Cosponsors: Representatives Rogers, Patterson, Riedel, Miller, A., Seitz, Scherer,  
O'Brien, Lepore-Hagan**

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**A BILL**

To amend sections 2915.08 and 2915.09 of the 1  
Revised Code to make changes to instant bingo 2  
fees and licensing requirements for charitable 3  
organizations. 4

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

**Section 1.** That sections 2915.08 and 2915.09 of the 5  
Revised Code be amended to read as follows: 6

**Sec. 2915.08.** (A) (1) Annually before the first day of 7  
January, a charitable organization that desires to conduct 8  
bingo, instant bingo at a bingo session, or instant bingo other 9  
than at a bingo session shall make out, upon a form to be 10  
furnished by the attorney general for that purpose, an 11  
application for a license to conduct bingo, instant bingo at a 12  
bingo session, or instant bingo other than at a bingo session 13  
and deliver that application to the attorney general together 14  
with a license fee as follows: 15

(a) Except as otherwise provided in this division, for a 16  
license for the conduct of bingo, two hundred dollars; 17

(b) For a license for the conduct of instant bingo at a bingo session or instant bingo other than at a bingo session for a charitable organization that previously has not been licensed under this chapter to conduct instant bingo at a bingo session or instant bingo other than at a bingo session, a license fee of five hundred dollars, and for any other charitable organization, a license fee that is based upon the gross profits received by the charitable organization from the operation of instant bingo at a bingo session or instant bingo other than at a bingo session, during the one-year period ending on the thirty-first day of October of the year immediately preceding the year for which the license is sought, and that is one of the following:

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

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

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

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

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

(c) A reduced license fee established by the attorney general pursuant to division (G) of this section.

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

(e) For a license to conduct instant bingo at a bingo session or instant bingo other than at a bingo session on five or fewer days in a calendar year, a license fee of fifty dollars.

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

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

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

(c) The location at which the organization will conduct bingo, and if the application is for a license to conduct instant bingo at a bingo session or instant bingo other than at a bingo session on five or fewer days in a calendar year, any alternate location at which the applicant may conduct bingo, which location shall be within the county in which the principal place of business of the applicant is located, the days of the week and the times on each of those days when bingo will be conducted, whether the organization owns, leases, or subleases the premises, and a copy of the rental agreement if it leases or subleases the premises;

(d) A statement of the applicant's previous history, 76  
record, and association that is sufficient to establish that the 77  
applicant is a charitable organization, and a copy of a 78  
determination letter that is issued by the Internal Revenue 79  
Service and states that the organization is tax exempt under 80  
subsection 501(a) and described in subsection 501(c)(3), 501(c) 81  
(4), 501(c)(7), 501(c)(8), 501(c)(10), or 501(c)(19) of the 82  
Internal Revenue Code; 83

(e) A statement as to whether the applicant has ever had 84  
any previous application refused, whether it previously has had 85  
a license revoked or suspended, and the reason stated by the 86  
attorney general for the refusal, revocation, or suspension; 87

(f) A statement of the charitable purposes for which the 88  
net profit derived from bingo, other than instant bingo, will be 89  
used, and a statement of how the net profit derived from instant 90  
bingo will be distributed in accordance with section 2915.101 of 91  
the Revised Code; 92

(g) Other necessary and reasonable information that the 93  
attorney general may require by rule adopted pursuant to section 94  
111.15 of the Revised Code; 95

(h) If the applicant is a charitable trust as defined in 96  
section 109.23 of the Revised Code, a statement as to whether it 97  
has registered with the attorney general pursuant to section 98  
109.26 of the Revised Code or filed annual reports pursuant to 99  
section 109.31 of the Revised Code, and, if it is not required 100  
to do either, the exemption in section 109.26 or 109.31 of the 101  
Revised Code that applies to it; 102

(i) If the applicant is a charitable organization as 103  
defined in section 1716.01 of the Revised Code, a statement as 104

to whether it has filed with the attorney general a registration 105  
statement pursuant to section 1716.02 of the Revised Code and a 106  
financial report pursuant to section 1716.04 of the Revised 107  
Code, and, if it is not required to do both, the exemption in 108  
section 1716.03 of the Revised Code that applies to it; 109

(j) In the case of an applicant seeking to qualify as a 110  
youth athletic park organization, a statement issued by a board 111  
or body vested with authority under Chapter 755. of the Revised 112  
Code for the supervision and maintenance of recreation 113  
facilities in the territory in which the organization is 114  
located, certifying that the playing fields owned by the 115  
organization were used for at least one hundred days during the 116  
year in which the statement is issued, and were open for use to 117  
all residents of that territory, regardless of race, color, 118  
creed, religion, sex, or national origin, for athletic 119  
activities by youth athletic organizations that do not 120  
discriminate on the basis of race, color, creed, religion, sex, 121  
or national origin, and that the fields were not used for any 122  
profit-making activity at any time during the year. That type of 123  
board or body is authorized to issue the statement upon request 124  
and shall issue the statement if it finds that the applicant's 125  
playing fields were so used; 126

(k) In the case of an applicant seeking a license to 127  
conduct instant bingo at a bingo session or instant bingo other 128  
than at a bingo session on five or fewer days in a calendar 129  
year, the specific days during the calendar year and times on 130  
those days at which instant bingo shall be conducted. 131

(3) The attorney general, within thirty days after 132  
receiving a timely filed application from a charitable 133  
organization that has been issued a license under this section 134

that has not expired and has not been revoked or suspended, 135  
shall send a temporary permit to the applicant specifying the 136  
date on which the application was filed with the attorney 137  
general and stating that, pursuant to section 119.06 of the 138  
Revised Code, the applicant may continue to conduct bingo until 139  
a new license is granted or, if the application is rejected, 140  
until fifteen days after notice of the rejection is mailed to 141  
the applicant. The temporary permit does not affect the validity 142  
of the applicant's application and does not grant any rights to 143  
the applicant except those rights specifically granted in 144  
section 119.06 of the Revised Code. The issuance of a temporary 145  
permit by the attorney general pursuant to this division does 146  
not prohibit the attorney general from rejecting the applicant's 147  
application because of acts that the applicant committed, or 148  
actions that the applicant failed to take, before or after the 149  
issuance of the temporary permit. The issuance of a temporary 150  
permit by the attorney general pursuant to this division does 151  
not allow an applicant for a license to conduct instant bingo at 152  
a bingo session or instant bingo at other than a bingo session 153  
on five or fewer days in a calendar year to conduct instant 154  
bingo on any days and times other than those approved by the 155  
attorney general under this section. 156

(4) Within thirty days after receiving an initial license 157  
application from a charitable organization to conduct bingo, 158  
instant bingo at a bingo session, or instant bingo other than at 159  
a bingo session, the attorney general shall conduct a 160  
preliminary review of the application and notify the applicant 161  
regarding any deficiencies. Once an application is deemed 162  
complete, or beginning on the thirtieth day after the 163  
application is filed, if the attorney general failed to notify 164  
the applicant of any deficiencies, the attorney general shall 165

have an additional sixty days to conduct an investigation and 166  
either grant or deny the application based on findings 167  
established and communicated in accordance with divisions (B) 168  
and (E) of this section. As an option to granting or denying an 169  
initial license application, the attorney general may grant a 170  
temporary license and request additional time to conduct the 171  
investigation if the attorney general has cause to believe that 172  
additional time is necessary to complete the investigation and 173  
has notified the applicant in writing about the specific 174  
concerns raised during the investigation. 175

(B) (1) The attorney general shall adopt rules to enforce 176  
sections 2915.01, 2915.02, and 2915.07 to 2915.13 of the Revised 177  
Code to ensure that bingo or instant bingo is conducted in 178  
accordance with those sections and to maintain proper control 179  
over the conduct of bingo or instant bingo. The rules, except 180  
rules adopted pursuant to divisions (A) (2) (g) and (G) of this 181  
section, shall be adopted pursuant to Chapter 119. of the 182  
Revised Code. The attorney general shall license charitable 183  
organizations to conduct bingo, instant bingo at a bingo 184  
session, or instant bingo other than at a bingo session in 185  
conformance with this chapter and with the licensing provisions 186  
of Chapter 119. of the Revised Code. 187

(2) The attorney general may refuse to grant a license to 188  
any organization, or revoke or suspend the license of any 189  
organization, that does any of the following or to which any of 190  
the following applies: 191

(a) Fails or has failed at any time to meet any 192  
requirement of section 109.26, 109.31, or 1716.02, or sections 193  
2915.07 to 2915.11 of the Revised Code, or violates or has 194  
violated any provision of sections 2915.02 or 2915.07 to 2915.13 195

of the Revised Code or any rule adopted by the attorney general	196
pursuant to this section;	197
(b) Makes or has made an incorrect or false statement that	198
is material to the granting of the license in an application	199
filed pursuant to division (A) of this section;	200
(c) Submits or has submitted any incorrect or false	201
information relating to an application if the information is	202
material to the granting of the license;	203
(d) Maintains or has maintained any incorrect or false	204
information that is material to the granting of the license in	205
the records required to be kept pursuant to divisions (A) and	206
(C) of section 2915.10 of the Revised Code, if applicable;	207
(e) The attorney general has good cause to believe that	208
the organization will not conduct bingo, instant bingo at a	209
bingo session, or instant bingo other than at a bingo session in	210
accordance with sections 2915.07 to 2915.13 of the Revised Code	211
or with any rule adopted by the attorney general pursuant to	212
this section.	213
(3) For the purposes of division (B) of this section, any	214
action of an officer, trustee, agent, representative, or bingo	215
game operator of an organization is an action of the	216
organization.	217
(C) The attorney general may grant licenses to charitable	218
organizations that are branches, lodges, or chapters of national	219
charitable organizations.	220
(D) The attorney general shall send notice in writing to	221
the prosecuting attorney and sheriff of the county in which the	222
organization will conduct bingo, instant bingo at a bingo	223
session, or instant bingo other than at a bingo session, as	224



stated in its application for a license or amended license, and 225  
to any other law enforcement agency in that county that so 226  
requests, of all of the following: 227

- (1) The issuance of the license; 228
- (2) The issuance of the amended license; 229
- (3) The rejection of an application for and refusal to 230  
grant a license; 231
- (4) The revocation of any license previously issued; 232
- (5) The suspension of any license previously issued. 233

(E) A license issued by the attorney general shall set 234  
forth the information contained on the application of the 235  
charitable organization that the attorney general determines is 236  
relevant, including, but not limited to, the location at which 237  
the organization will conduct bingo, instant bingo at a bingo 238  
session, or instant bingo other than at a bingo session, any 239  
alternate locations identified by organizations applying for a 240  
license to conduct instant bingo at a bingo session or instant 241  
bingo other than at a bingo session on five or fewer days in a 242  
calendar year, and the days of the week and the times on each of 243  
those days when bingo will be conducted. If the attorney general 244  
refuses to grant or revokes or suspends a license, the attorney 245  
general shall notify the applicant in writing and specifically 246  
identify the reason for the refusal, revocation, or suspension 247  
in narrative form and, if applicable, by identifying the section 248  
of the Revised Code violated. The failure of the attorney 249  
general to give the written notice of the reasons for the 250  
refusal, revocation, or suspension or a mistake in the written 251  
notice does not affect the validity of the attorney general's 252  
refusal to grant, or the revocation or suspension of, a license. 253

If the attorney general fails to give the written notice or if 254  
there is a mistake in the written notice, the applicant may 255  
bring an action to compel the attorney general to comply with 256  
this division or to correct the mistake, but the attorney 257  
general's order refusing to grant, or revoking or suspending, a 258  
license shall not be enjoined during the pendency of the action. 259

(F) (1) A charitable organization that has been issued a 260  
license pursuant to division (B) of this section, except a 261  
license to conduct instant bingo at a bingo session or instant 262  
bingo other than at a bingo session on five or fewer days in a 263  
calendar year, but that cannot conduct bingo or instant bingo at 264  
the location, or on the day of the week or at the time, 265  
specified on the license due to circumstances that make it 266  
impractical to do so, or that desires to conduct instant bingo 267  
other than at a bingo session at additional locations not 268  
identified on the license, may apply in writing, together with 269  
an application fee of two hundred fifty dollars, to the attorney 270  
general, at least thirty days prior to a change in or addition 271  
of a location, day of the week, or time, and request an amended 272  
license. As applicable, the application shall describe the 273  
causes making it impractical for the organization to conduct 274  
bingo or instant bingo in conformity with its license and shall 275  
indicate the location, days of the week, and times on each of 276  
those days when it desires to conduct bingo or instant bingo 277  
and, as applicable, shall indicate the additional locations at 278  
which it desires to conduct instant bingo other than at a bingo 279  
session. Except as otherwise provided in this division, the 280  
attorney general shall issue the amended license in accordance 281  
with division (E) of this section, and the organization shall 282  
surrender its original license to the attorney general. The 283  
attorney general may refuse to grant an amended license 284

according to the terms of division (B) of this section. 285

(2) A charitable organization that has been issued a 286  
license to conduct instant bingo at a bingo session or instant 287  
bingo other than at a bingo session on five or fewer days in a 288  
calendar year and desires to conduct instant bingo on a 289  
different day, time, or at a different location than is 290  
identified on the license may apply in writing to the attorney 291  
general for an amended license at least thirty days before a 292  
change in day, time, or location of any of the five instant 293  
bingo days. As applicable, the applicant shall indicate the day, 294  
time, and locations of each of the days on which the 295  
organization desires to conduct instant bingo that do not appear 296  
on the original license. The attorney general shall issue the 297  
amended license in accordance with division (E) of this section, 298  
and the organization shall surrender its original license to the 299  
attorney general. 300

(G) The attorney general, by rule adopted pursuant to 301  
section 111.15 of the Revised Code, shall establish a schedule 302  
of reduced license fees for charitable organizations that desire 303  
to conduct bingo or instant bingo during fewer than twenty-six 304  
weeks in any calendar year. 305

(H) The attorney general, by rule adopted pursuant to 306  
section 111.15 of the Revised Code, shall establish license fees 307  
for the conduct of bingo, instant bingo at a bingo session, or 308  
instant bingo other than at a bingo session for charitable 309  
organizations that prior to July 1, 2003, have not been licensed 310  
to conduct bingo, instant bingo at a bingo session, or instant 311  
bingo other than at a bingo session under this chapter. 312

(I) The attorney general may enter into a written contract 313  
with any other state agency to delegate to that state agency the 314

powers prescribed to the attorney general under Chapter 2915. of 315  
the Revised Code. 316

(J) The attorney general, by rule adopted pursuant to 317  
section 111.15 of the Revised Code, may adopt rules to determine 318  
the requirements for a charitable organization that is exempt 319  
from federal income taxation under subsection 501(a) and 320  
described in subsection 501(c)(3) of the Internal Revenue Code 321  
to be in good standing in the state. 322

**Sec. 2915.09.** (A) No charitable organization that conducts 323  
bingo shall fail to do any of the following: 324

(1) Own all of the equipment used to conduct bingo or 325  
lease that equipment from a charitable organization that is 326  
licensed to conduct bingo, or from the landlord of a premises 327  
where bingo is conducted, for a rental rate that is not more 328  
than is customary and reasonable for that equipment; 329

(2) Except as otherwise provided in division (A)(3) of 330  
this section, use all of the gross receipts from bingo for 331  
paying prizes, for reimbursement of expenses for or for renting 332  
premises in which to conduct a bingo session, for reimbursement 333  
of expenses for or for purchasing or leasing bingo supplies used 334  
in conducting bingo, for reimbursement of expenses for or for 335  
hiring security personnel, for reimbursement of expenses for or 336  
for advertising bingo, or for reimbursement of other expenses or 337  
for other expenses listed in division (GG) of section 2915.01 of 338  
the Revised Code, provided that the amount of the receipts so 339  
spent is not more than is customary and reasonable for a similar 340  
purchase, lease, hiring, advertising, or expense. If the 341  
building in which bingo is conducted is owned by the charitable 342  
organization conducting bingo and the bingo conducted includes a 343  
form of bingo described in division (O)(1) of section 2915.01 of 344

the Revised Code, the charitable organization may deduct from 345  
the total amount of the gross receipts from each session a sum 346  
equal to the lesser of six hundred dollars or forty-five per 347  
cent of the gross receipts from the bingo described in that 348  
division as consideration for the use of the premises. 349

(3) Use, or give, donate, or otherwise transfer, all of 350  
the net profit derived from bingo, other than instant bingo, for 351  
a charitable purpose listed in its license application and 352  
described in division (V) of section 2915.01 of the Revised 353  
Code, or distribute all of the net profit from the proceeds of 354  
the sale of instant bingo as stated in its license application 355  
and in accordance with section 2915.101 of the Revised Code. 356

(B) No charitable organization that conducts a bingo game 357  
described in division (O) (1) of section 2915.01 of the Revised 358  
Code shall fail to do any of the following: 359

(1) Conduct the bingo game on premises that are owned by 360  
the charitable organization, on premises that are owned by 361  
another charitable organization and leased from that charitable 362  
organization for a rental rate not in excess of the lesser of 363  
six hundred dollars per bingo session or forty-five per cent of 364  
the gross receipts of the bingo session, on premises that are 365  
leased from a person other than a charitable organization for a 366  
rental rate that is not more than is customary and reasonable 367  
for premises that are similar in location, size, and quality but 368  
not in excess of four hundred fifty dollars per bingo session, 369  
or on premises that are owned by a person other than a 370  
charitable organization, that are leased from that person by 371  
another charitable organization, and that are subleased from 372  
that other charitable organization by the charitable 373  
organization for a rental rate not in excess of four hundred 374

fifty dollars per bingo session. No charitable organization is 375  
required to pay property taxes or assessments on premises that 376  
the charitable organization leases from another person to 377  
conduct bingo sessions. If the charitable organization leases 378  
from a person other than a charitable organization the premises 379  
on which it conducts bingo sessions, the lessor of the premises 380  
shall provide the premises to the organization and shall not 381  
provide the organization with bingo game operators, security 382  
personnel, concessions or concession operators, bingo supplies, 383  
or any other type of service. A charitable organization shall 384  
not lease or sublease premises that it owns or leases to more 385  
than three other charitable organizations per calendar week for 386  
conducting bingo sessions on the premises. A person that is not 387  
a charitable organization shall not lease premises that it owns, 388  
leases, or otherwise is empowered to lease to more than three 389  
charitable organizations per calendar week for conducting bingo 390  
sessions on the premises. In no case shall more than nine bingo 391  
sessions be conducted on any premises in any calendar week. 392

(2) Display its license conspicuously at the premises 393  
where the bingo session is conducted; 394

(3) Conduct the bingo session in accordance with the 395  
definition of bingo set forth in division (O) (1) of section 396  
2915.01 of the Revised Code. 397

(C) No charitable organization that conducts a bingo game 398  
described in division (O) (1) of section 2915.01 of the Revised 399  
Code shall do any of the following: 400

(1) Pay any compensation to a bingo game operator for 401  
operating a bingo session that is conducted by the charitable 402  
organization or for preparing, selling, or serving food or 403  
beverages at the site of the bingo session, permit any auxiliary 404

unit or society of the charitable organization to pay 405  
compensation to any bingo game operator who prepares, sells, or 406  
serves food or beverages at a bingo session conducted by the 407  
charitable organization, or permit any auxiliary unit or society 408  
of the charitable organization to prepare, sell, or serve food 409  
or beverages at a bingo session conducted by the charitable 410  
organization, if the auxiliary unit or society pays any 411  
compensation to the bingo game operators who prepare, sell, or 412  
serve the food or beverages; 413

(2) Pay consulting fees to any person for any services 414  
performed in relation to the bingo session; 415

(3) Pay concession fees to any person who provides 416  
refreshments to the participants in the bingo session; 417

(4) Except as otherwise provided in division (C) (4) of 418  
this section, conduct more than three bingo sessions in any 419  
seven-day period. A volunteer firefighter's organization or a 420  
volunteer rescue service organization that conducts not more 421  
than five bingo sessions in a calendar year may conduct more 422  
than three bingo sessions in a seven-day period after notifying 423  
the attorney general when it will conduct the sessions. 424

(5) Pay out more than six thousand dollars in prizes for 425  
bingo games described in division (O) (1) of section 2915.01 of 426  
the Revised Code during any bingo session that is conducted by 427  
the charitable organization. "Prizes" does not include awards 428  
from the conduct of instant bingo. 429

(6) Conduct a bingo session at any time during the eight- 430  
hour period between two a.m. and ten a.m., at any time during, 431  
or within ten hours of, a bingo game conducted for amusement 432  
only pursuant to section 2915.12 of the Revised Code, at any 433

premises not specified on its license, or on any day of the week 434  
or during any time period not specified on its license. Division 435  
(A) (6) of this section does not prohibit the sale of instant 436  
bingo tickets beginning at nine a.m. for a bingo session that 437  
begins at ten a.m. If circumstances make it impractical for the 438  
charitable organization to conduct a bingo session at the 439  
premises, or on the day of the week or at the time, specified on 440  
its license, or if a charitable organization wants to conduct 441  
bingo sessions on a day of the week or at a time other than the 442  
day or time specified on its license, the charitable 443  
organization may apply in writing to the attorney general for an 444  
amended license pursuant to division (F) of section 2915.08 of 445  
the Revised Code. A charitable organization may apply twice in 446  
each calendar year for an amended license to conduct bingo 447  
sessions on a day of the week or at a time other than the day or 448  
time specified on its license. A charitable organization 449  
licensed to conduct instant bingo at a bingo session or instant 450  
bingo other than at a bingo session on five or fewer days in a 451  
calendar year may apply for an amended license up to five times 452  
per calendar year to amend the days, times, or premises 453  
specified on its license. If the amended license is granted, the 454  
organization may conduct bingo sessions at the premises, on the 455  
day of the week, and at the time specified on its amended 456  
license. 457

(7) Permit any person whom the charitable organization 458  
knows, or should have known, is under the age of eighteen to 459  
work as a bingo game operator; 460

(8) Permit any person whom the charitable organization 461  
knows, or should have known, has been convicted of a felony or 462  
gambling offense in any jurisdiction to be a bingo game 463  
operator; 464



(9) Permit the lessor of the premises on which the bingo session is conducted, if the lessor is not a charitable organization, to provide the charitable organization with bingo game operators, security personnel, concessions, bingo supplies, or any other type of service;

(10) Purchase or lease bingo supplies from any person except a distributor issued a license under section 2915.081 of the Revised Code;

(11) (a) Use or permit the use of electronic bingo aids except under the following circumstances:

(i) For any single participant, not more than ninety bingo faces can be played using an electronic bingo aid or aids.

(ii) The charitable organization shall provide a participant using an electronic bingo aid with corresponding paper bingo cards or sheets.

(iii) The total price of bingo faces played with an electronic bingo aid shall be equal to the total price of the same number of bingo faces played with a paper bingo card or sheet sold at the same bingo session but without an electronic bingo aid.

(iv) An electronic bingo aid cannot be part of an electronic network other than a network that includes only bingo aids and devices that are located on the premises at which the bingo is being conducted or be interactive with any device not located on the premises at which the bingo is being conducted.

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

(vi) An electronic bingo aid cannot be used to provide for 494  
the input of numbers and letters announced by a bingo caller 495  
other than the bingo caller who physically calls the numbers and 496  
letters at the location at which the bingo session is conducted 497  
and at which the electronic bingo aid is used. 498

(b) The attorney general may adopt rules in accordance 499  
with Chapter 119. of the Revised Code that govern the use of 500  
electronic bingo aids. The rules may include a requirement that 501  
an electronic bingo aid be capable of being audited by the 502  
attorney general to verify the number of bingo cards or sheets 503  
played during each bingo session. 504

(12) Permit any person the charitable organization knows, 505  
or should have known, to be under eighteen years of age to play 506  
bingo described in division (O)(1) of section 2915.01 of the 507  
Revised Code. 508

(D)(1) Except as otherwise provided in division (D)(3) of 509  
this section, no charitable organization shall provide to a 510  
bingo game operator, and no bingo game operator shall receive or 511  
accept, any commission, wage, salary, reward, tip, donation, 512  
gratuity, or other form of compensation, directly or indirectly, 513  
regardless of the source, for conducting bingo or providing 514  
other work or labor at the site of bingo during a bingo session. 515

(2) Except as otherwise provided in division (D)(3) of 516  
this section, no charitable organization shall provide to a 517  
bingo game operator any commission, wage, salary, reward, tip, 518  
donation, gratuity, or other form of compensation, directly or 519  
indirectly, regardless of the source, for conducting instant 520  
bingo other than at a bingo session at the site of instant bingo 521  
other than at a bingo session. 522

(3) Nothing in division (D) of this section prohibits an 523  
employee of a fraternal organization, veteran's organization, or 524  
sporting organization from selling instant bingo tickets or 525  
cards to the organization's members or invited guests, as long 526  
as no portion of the employee's compensation is paid from any 527  
receipts of bingo. 528

(E) Notwithstanding division (B)(1) of this section, a 529  
charitable organization that, prior to December 6, 1977, has 530  
entered into written agreements for the lease of premises it 531  
owns to another charitable organization or other charitable 532  
organizations for the conducting of bingo sessions so that more 533  
than two bingo sessions are conducted per calendar week on the 534  
premises, and a person that is not a charitable organization and 535  
that, prior to December 6, 1977, has entered into written 536  
agreements for the lease of premises it owns to charitable 537  
organizations for the conducting of more than two bingo sessions 538  
per calendar week on the premises, may continue to lease the 539  
premises to those charitable organizations, provided that no 540  
more than four sessions are conducted per calendar week, that 541  
the lessor organization or person has notified the attorney 542  
general in writing of the organizations that will conduct the 543  
sessions and the days of the week and the times of the day on 544  
which the sessions will be conducted, that the initial lease 545  
entered into with each organization that will conduct the 546  
sessions was filed with the attorney general prior to December 547  
6, 1977, and that each organization that will conduct the 548  
sessions was issued a license to conduct bingo games by the 549  
attorney general prior to December 6, 1977. 550

(F) This section does not prohibit a bingo licensed 551  
charitable organization or a game operator from giving any 552  
person an instant bingo ticket as a prize. 553

(G) Whoever violates division (A) (2) of this section is 554  
guilty of illegally conducting a bingo game, a felony of the 555  
fourth degree. Except as otherwise provided in this division, 556  
whoever violates division (A) (1) or (3), (B) (1), (2), or (3), 557  
(C) (1) to ~~(12)~~(11), or (D) of this section is guilty of a minor 558  
misdemeanor. If the offender previously has been convicted of a 559  
violation of division (A) (1) or (3), (B) (1), (2), or (3), (C) (1) 560  
to (11), or (D) of this section, a violation of division (A) (1) 561  
or (3), (B) (1), (2), or (3), (C), or (D) of this section is a 562  
misdemeanor of the first degree. Whoever violates division (C) 563  
(12) of this section is guilty of a misdemeanor of the first 564  
degree, or if the offender previously has been convicted of a 565  
violation of division (C) (12) of this section, a felony of the 566  
fourth degree. 567

**Section 2.** That existing sections 2915.08 and 2915.09 of 568  
the Revised Code are hereby repealed. 569