

As Introduced

**130th General Assembly
Regular Session
2013-2014**

S. B. No. 213

Senator Gardner

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A BILL

To amend sections 2915.01, 2915.07, and 2915.10 and 1
to enact section 2915.096 of the Revised Code to 2
permit charitable organizations to conduct 3
not-for-profit quarter auctions. 4

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

Section 1. That sections 2915.01, 2915.07, and 2915.10 be 5
amended and section 2915.096 of the Revised Code be enacted to 6
read as follows: 7

Sec. 2915.01. As used in this chapter: 8

(A) "Bookmaking" means the business of receiving or paying 9
off bets. 10

(B) "Bet" means the hazarding of anything of value upon the 11
result of an event, undertaking, or contingency, but does not 12
include a bona fide business risk. 13

(C) "Scheme of chance" means a slot machine, lottery, numbers 14
game, pool conducted for profit, or other scheme in which a 15
participant gives a valuable consideration for a chance to win a 16
prize, but does not include bingo, a skill-based amusement 17
machine, or a pool not conducted for profit. 18

(D) "Game of chance" means poker, craps, roulette, or other 19

game in which a player gives anything of value in the hope of 20
gain, the outcome of which is determined largely by chance, but 21
does not include bingo. 22

(E) "Game of chance conducted for profit" means any game of 23
chance designed to produce income for the person who conducts or 24
operates the game of chance, but does not include bingo. 25

(F) "Gambling device" means any of the following: 26

(1) A book, totalizer, or other equipment for recording bets; 27

(2) A ticket, token, or other device representing a chance, 28
share, or interest in a scheme of chance or evidencing a bet; 29

(3) A deck of cards, dice, gaming table, roulette wheel, slot 30
machine, or other apparatus designed for use in connection with a 31
game of chance; 32

(4) Any equipment, device, apparatus, or paraphernalia 33
specially designed for gambling purposes; 34

(5) Bingo supplies sold or otherwise provided, or used, in 35
violation of this chapter. 36

(G) "Gambling offense" means any of the following: 37

(1) A violation of section 2915.02, 2915.03, 2915.04, 38
2915.05, 2915.06, 2915.07, 2915.08, 2915.081, 2915.082, 2915.09, 39
2915.091, 2915.092, 2915.10, or 2915.11 of the Revised Code; 40

(2) A violation of an existing or former municipal ordinance 41
or law of this or any other state or the United States 42
substantially equivalent to any section listed in division (G)(1) 43
of this section or a violation of section 2915.06 of the Revised 44
Code as it existed prior to July 1, 1996; 45

(3) An offense under an existing or former municipal 46
ordinance or law of this or any other state or the United States, 47
of which gambling is an element; 48

(4) A conspiracy or attempt to commit, or complicity in committing, any offense under division (G)(1), (2), or (3) of this section. 49
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(H) Except as otherwise provided in this chapter, "charitable organization" means either of the following: 52
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(1) An organization that is, and has received from the internal revenue service a determination letter that currently is in effect stating that the organization is, exempt from federal income taxation under subsection 501(a) and described in subsection 501(c)(3) of the Internal Revenue Code; 54
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(2) A volunteer rescue service organization, volunteer firefighter's organization, veteran's organization, fraternal organization, or sporting organization that is exempt from federal income taxation under subsection 501(c)(4), (c)(7), (c)(8), (c)(10), or (c)(19) of the Internal Revenue Code. 59
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To qualify as a "charitable organization," an organization shall have been in continuous existence as such in this state for a period of two years immediately preceding either the making of an application for a bingo license under section 2915.08 of the Revised Code or the conducting of any game of chance as provided in division (D) of section 2915.02 of the Revised Code. 64
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(I) "Religious organization" means any church, body of communicants, or group that is not organized or operated for profit and that gathers in common membership for regular worship and religious observances. 70
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(J) "Veteran's organization" means any individual post or state headquarters of a national veteran's association or an auxiliary unit of any individual post of a national veteran's association, which post, state headquarters, or auxiliary unit is incorporated as a nonprofit corporation and either has received a letter from the state headquarters of the national veteran's 74
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association indicating that the individual post or auxiliary unit 80
is in good standing with the national veteran's association or has 81
received a letter from the national veteran's association 82
indicating that the state headquarters is in good standing with 83
the national veteran's association. As used in this division, 84
"national veteran's association" means any veteran's association 85
that has been in continuous existence as such for a period of at 86
least five years and either is incorporated by an act of the 87
United States congress or has a national dues-paying membership of 88
at least five thousand persons. 89

(K) "Volunteer firefighter's organization" means any 90
organization of volunteer firefighters, as defined in section 91
146.01 of the Revised Code, that is organized and operated 92
exclusively to provide financial support for a volunteer fire 93
department or a volunteer fire company and that is recognized or 94
ratified by a county, municipal corporation, or township. 95

(L) "Fraternal organization" means any society, order, state 96
headquarters, or association within this state, except a college 97
or high school fraternity, that is not organized for profit, that 98
is a branch, lodge, or chapter of a national or state 99
organization, that exists exclusively for the common business or 100
sodality of its members. 101

(M) "Volunteer rescue service organization" means any 102
organization of volunteers organized to function as an emergency 103
medical service organization, as defined in section 4765.01 of the 104
Revised Code. 105

(N) "Charitable bingo game" means any bingo game described in 106
division (O)(1) or (2) of this section that is conducted by a 107
charitable organization that has obtained a license pursuant to 108
section 2915.08 of the Revised Code and the proceeds of which are 109
used for a charitable purpose. 110

(O) "Bingo" means either of the following:	111
(1) A game with all of the following characteristics:	112
(a) The participants use bingo cards or sheets, including paper formats and electronic representation or image formats, that are divided into twenty-five spaces arranged in five horizontal and five vertical rows of spaces, with each space, except the central space, being designated by a combination of a letter and a number and with the central space being designated as a free space.	113 114 115 116 117 118 119
(b) The participants cover the spaces on the bingo cards or sheets that correspond to combinations of letters and numbers that are announced by a bingo game operator.	120 121 122
(c) A bingo game operator announces combinations of letters and numbers that appear on objects that a bingo game operator selects by chance, either manually or mechanically, from a receptacle that contains seventy-five objects at the beginning of each game, each object marked by a different combination of a letter and a number that corresponds to one of the seventy-five possible combinations of a letter and a number that can appear on the bingo cards or sheets.	123 124 125 126 127 128 129 130
(d) The winner of the bingo game includes any participant who properly announces during the interval between the announcements of letters and numbers as described in division (O)(1)(c) of this section, that a predetermined and preannounced pattern of spaces has been covered on a bingo card or sheet being used by the participant.	131 132 133 134 135 136
(2) Instant bingo, punch boards, and raffles, <u>and quarter auctions</u> .	137 138
(P) "Conduct" means to back, promote, organize, manage, carry on, sponsor, or prepare for the operation of bingo or a game of chance.	139 140 141

(Q) "Bingo game operator" means any person, except security personnel, who performs work or labor at the site of bingo, including, but not limited to, collecting money from participants, handing out bingo cards or sheets or objects to cover spaces on bingo cards or sheets, selecting from a receptacle the objects that contain the combination of letters and numbers that appear on bingo cards or sheets, calling out the combinations of letters and numbers, distributing prizes, selling or redeeming instant bingo tickets or cards, supervising the operation of a punch board, selling raffle tickets, selecting raffle tickets from a receptacle and announcing the winning numbers in a raffle, selling chance to win a prize in a quarter auction, selecting chips or tokens from a receptacle and announcing winning numbers in a quarter auction, and preparing, selling, and serving food or beverages.

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

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

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

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

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

(1) The auxiliary unit or society has been in existence as a 173
bona fide auxiliary unit or society of the charitable organization 174
for at least two years prior to conducting bingo. 175

(2) The person who purchases the food or beverage receives 176
nothing of value except the food or beverage and items customarily 177
received with the purchase of that food or beverage. 178

(3) The food and beverages are sold at customary and 179
reasonable prices. 180

(U) "Security personnel" includes any person who either is a 181
sheriff, deputy sheriff, marshal, deputy marshal, township 182
constable, or member of an organized police department of a 183
municipal corporation or has successfully completed a peace 184
officer's training course pursuant to sections 109.71 to 109.79 of 185
the Revised Code and who is hired to provide security for the 186
premises on which bingo is conducted. 187

(V) "Charitable purpose" means that the net profit of bingo, 188
other than instant bingo, is used by, or is given, donated, or 189
otherwise transferred to, any of the following: 190

(1) Any organization that is described in subsection 191
509(a)(1), 509(a)(2), or 509(a)(3) of the Internal Revenue Code 192
and is either a governmental unit or an organization that is tax 193
exempt under subsection 501(a) and described in subsection 194
501(c)(3) of the Internal Revenue Code; 195

(2) A veteran's organization that is a post, chapter, or 196
organization of veterans, or an auxiliary unit or society of, or a 197
trust or foundation for, any such post, chapter, or organization 198
organized in the United States or any of its possessions, at least 199
seventy-five per cent of the members of which are veterans and 200
substantially all of the other members of which are individuals 201
who are spouses, widows, or widowers of veterans, or such 202
individuals, provided that no part of the net earnings of such 203

post, chapter, or organization inures to the benefit of any 204
private shareholder or individual, and further provided that the 205
net profit is used by the post, chapter, or organization for the 206
charitable purposes set forth in division (B)(12) of section 207
5739.02 of the Revised Code, is used for awarding scholarships to 208
or for attendance at an institution mentioned in division (B)(12) 209
of section 5739.02 of the Revised Code, is donated to a 210
governmental agency, or is used for nonprofit youth activities, 211
the purchase of United States or Ohio flags that are donated to 212
schools, youth groups, or other bona fide nonprofit organizations, 213
promotion of patriotism, or disaster relief; 214

(3) A fraternal organization that has been in continuous 215
existence in this state for fifteen years and that uses the net 216
profit exclusively for religious, charitable, scientific, 217
literary, or educational purposes, or for the prevention of 218
cruelty to children or animals, if contributions for such use 219
would qualify as a deductible charitable contribution under 220
subsection 170 of the Internal Revenue Code; 221

(4) A volunteer firefighter's organization that uses the net 222
profit for the purposes set forth in division (K) of this section. 223

(W) "Internal Revenue Code" means the "Internal Revenue Code 224
of 1986," 100 Stat. 2085, 26 U.S.C. 1, as now or hereafter 225
amended. 226

(X) "Youth athletic organization" means any organization, not 227
organized for profit, that is organized and operated exclusively 228
to provide financial support to, or to operate, athletic 229
activities for persons who are twenty-one years of age or younger 230
by means of sponsoring, organizing, operating, or contributing to 231
the support of an athletic team, club, league, or association. 232

(Y) "Youth athletic park organization" means any 233
organization, not organized for profit, that satisfies both of the 234

following:	235
(1) It owns, operates, and maintains playing fields that	236
satisfy both of the following:	237
(a) The playing fields are used at least one hundred days per	238
year for athletic activities by one or more organizations, not	239
organized for profit, each of which is organized and operated	240
exclusively to provide financial support to, or to operate,	241
athletic activities for persons who are eighteen years of age or	242
younger by means of sponsoring, organizing, operating, or	243
contributing to the support of an athletic team, club, league, or	244
association.	245
(b) The playing fields are not used for any profit-making	246
activity at any time during the year.	247
(2) It uses the proceeds of bingo it conducts exclusively for	248
the operation, maintenance, and improvement of its playing fields	249
of the type described in division (Y)(1) of this section.	250
(Z) "Bingo supplies" means bingo cards or sheets; instant	251
bingo tickets or cards; electronic bingo aids; raffle tickets;	252
punch boards; seal cards; instant bingo ticket dispensers; <u>quarter</u>	253
<u>auction bid paddles, chips, and tokens;</u> and devices for selecting	254
or displaying the combination of bingo letters and numbers or ,	255
<u>raffle tickets, or quarter auction winning numbers.</u> Items that are	256
"bingo supplies" are not gambling devices if sold or otherwise	257
provided, and used, in accordance with this chapter. For purposes	258
of this chapter, "bingo supplies" are not to be considered	259
equipment used to conduct a bingo game.	260
(AA) "Instant bingo" means a form of bingo that shall use	261
folded or banded tickets or paper cards with perforated break-open	262
tabs, a face of which is covered or otherwise hidden from view to	263
conceal a number, letter, or symbol, or set of numbers, letters,	264
or symbols, some of which have been designated in advance as prize	265

winners, and may also include games in which some winners are 266
determined by the random selection of one or more bingo numbers by 267
the use of a seal card or bingo blower. In all "instant bingo" the 268
prize amount and structure shall be predetermined. "Instant bingo" 269
does not include any device that is activated by the insertion of 270
a coin, currency, token, or an equivalent, and that contains as 271
one of its components a video display monitor that is capable of 272
displaying numbers, letters, symbols, or characters in winning or 273
losing combinations. 274

(BB) "Seal card" means a form of instant bingo that uses 275
instant bingo tickets in conjunction with a board or placard that 276
contains one or more seals that, when removed or opened, reveal 277
predesignated winning numbers, letters, or symbols. 278

(CC) "Raffle" means a form of bingo in which the one or more 279
prizes are won by one or more persons who have purchased a raffle 280
ticket. The one or more winners of the raffle are determined by 281
drawing a ticket stub or other detachable section from a 282
receptacle containing ticket stubs or detachable sections 283
corresponding to all tickets sold for the raffle. "Raffle" does 284
not include the drawing of a ticket stub or other detachable 285
section of a ticket purchased to attend a professional sporting 286
event if both of the following apply: 287

(1) The ticket stub or other detachable section is used to 288
select the winner of a free prize given away at the professional 289
sporting event; and 290

(2) The cost of the ticket is the same as the cost of a 291
ticket to the professional sporting event on days when no free 292
prize is given away. 293

(DD) "Punch board" means a board containing a number of holes 294
or receptacles of uniform size in which are placed, mechanically 295
and randomly, serially numbered slips of paper that may be punched 296

or drawn from the hole or receptacle when used in conjunction with 297
instant bingo. A player may punch or draw the numbered slips of 298
paper from the holes or receptacles and obtain the prize 299
established for the game if the number drawn corresponds to a 300
winning number or, if the punch board includes the use of a seal 301
card, a potential winning number. 302

(EE) "Gross profit" means gross receipts minus the amount 303
actually expended for the payment of prize awards. 304

(FF) "Net profit" means gross profit minus expenses. 305

(GG) "Expenses" means the reasonable amount of gross profit 306
actually expended for all of the following: 307

(1) The purchase or lease of bingo supplies; 308

(2) The annual license fee required under section 2915.08 of 309
the Revised Code; 310

(3) Bank fees and service charges for a bingo session or game 311
account described in section 2915.10 of the Revised Code; 312

(4) Audits and accounting services; 313

(5) Safes; 314

(6) Cash registers; 315

(7) Hiring security personnel; 316

(8) Advertising bingo; 317

(9) Renting premises in which to conduct a bingo session; 318

(10) Tables and chairs; 319

(11) Expenses for maintaining and operating a charitable 320
organization's facilities, including, but not limited to, a post 321
home, club house, lounge, tavern, or canteen and any grounds 322
attached to the post home, club house, lounge, tavern, or canteen; 323

(12) Payment of real property taxes and assessments that are 324

levied on a premises on which bingo is conducted; 325

(13) Any other product or service directly related to the 326
conduct of bingo that is authorized in rules adopted by the 327
attorney general under division (B)(1) of section 2915.08 of the 328
Revised Code. 329

(HH) "Person" has the same meaning as in section 1.59 of the 330
Revised Code and includes any firm or any other legal entity, 331
however organized. 332

(II) "Revoke" means to void permanently all rights and 333
privileges of the holder of a license issued under section 334
2915.08, 2915.081, or 2915.082 of the Revised Code or a charitable 335
gaming license issued by another jurisdiction. 336

(JJ) "Suspend" means to interrupt temporarily all rights and 337
privileges of the holder of a license issued under section 338
2915.08, 2915.081, or 2915.082 of the Revised Code or a charitable 339
gaming license issued by another jurisdiction. 340

(KK) "Distributor" means any person who purchases or obtains 341
bingo supplies and who does either of the following: 342

(1) Sells, offers for sale, or otherwise provides or offers 343
to provide the bingo supplies to another person for use in this 344
state; 345

(2) Modifies, converts, adds to, or removes parts from the 346
bingo supplies to further their promotion or sale for use in this 347
state. 348

(LL) "Manufacturer" means any person who assembles completed 349
bingo supplies from raw materials, other items, or subparts or who 350
modifies, converts, adds to, or removes parts from bingo supplies 351
to further their promotion or sale. 352

(MM) "Gross annual revenues" means the annual gross receipts 353
derived from the conduct of bingo described in division (O)(1) of 354

this section plus the annual net profit derived from the conduct 355
of bingo described in division (0)(2) of this section. 356

(NN) "Instant bingo ticket dispenser" means a mechanical 357
device that dispenses an instant bingo ticket or card as the sole 358
item of value dispensed and that has the following 359
characteristics: 360

(1) It is activated upon the insertion of United States 361
currency. 362

(2) It performs no gaming functions. 363

(3) It does not contain a video display monitor or generate 364
noise. 365

(4) It is not capable of displaying any numbers, letters, 366
symbols, or characters in winning or losing combinations. 367

(5) It does not simulate or display rolling or spinning 368
reels. 369

(6) It is incapable of determining whether a dispensed bingo 370
ticket or card is a winning or nonwinning ticket or card and 371
requires a winning ticket or card to be paid by a bingo game 372
operator. 373

(7) It may provide accounting and security features to aid in 374
accounting for the instant bingo tickets or cards it dispenses. 375

(8) It is not part of an electronic network and is not 376
interactive. 377

(OO)(1) "Electronic bingo aid" means an electronic device 378
used by a participant to monitor bingo cards or sheets purchased 379
at the time and place of a bingo session and that does all of the 380
following: 381

(a) It provides a means for a participant to input numbers 382
and letters announced by a bingo caller. 383

(b) It compares the numbers and letters entered by the participant to the bingo faces previously stored in the memory of the device.

(c) It identifies a winning bingo pattern.

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

(PP) "Deal of instant bingo tickets" means a single game of instant bingo tickets all with the same serial number.

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

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

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

(2) "Slot machine" does not include a skill-based amusement machine or an instant bingo ticket dispenser.

(RR) "Net profit from the proceeds of the sale of instant bingo" means gross profit minus the ordinary, necessary, and reasonable expense expended for the purchase of instant bingo supplies, and, in the case of instant bingo conducted by a veteran's, fraternal, or sporting organization, minus the payment by that organization of real property taxes and assessments levied on a premises on which instant bingo is conducted.

(SS) "Charitable instant bingo organization" means an organization that is exempt from federal income taxation under subsection 501(a) and described in subsection 501(c)(3) of the

Internal Revenue Code and is a charitable organization as defined 414
in this section. A "charitable instant bingo organization" does 415
not include a charitable organization that is exempt from federal 416
income taxation under subsection 501(a) and described in 417
subsection 501(c)(3) of the Internal Revenue Code and that is 418
created by a veteran's organization, a fraternal organization, or 419
a sporting organization in regards to bingo conducted or assisted 420
by a veteran's organization, a fraternal organization, or a 421
sporting organization pursuant to section 2915.13 of the Revised 422
Code. 423

(TT) "Game flare" means the board or placard that accompanies 424
each deal of instant bingo tickets and that has printed on or 425
affixed to it the following information for the game: 426

(1) The name of the game; 427

(2) The manufacturer's name or distinctive logo; 428

(3) The form number; 429

(4) The ticket count; 430

(5) The prize structure, including the number of winning 431
instant bingo tickets by denomination and the respective winning 432
symbol or number combinations for the winning instant bingo 433
tickets; 434

(6) The cost per play; 435

(7) The serial number of the game. 436

(UU)(1) "Skill-based amusement machine" means a mechanical, 437
video, digital, or electronic device that rewards the player or 438
players, if at all, only with merchandise prizes or with 439
redeemable vouchers redeemable only for merchandise prizes, 440
provided that with respect to rewards for playing the game all of 441
the following apply: 442

(a) The wholesale value of a merchandise prize awarded as a 443

result of the single play of a machine does not exceed ten 444
dollars; 445

(b) Redeemable vouchers awarded for any single play of a 446
machine are not redeemable for a merchandise prize with a 447
wholesale value of more than ten dollars; 448

(c) Redeemable vouchers are not redeemable for a merchandise 449
prize that has a wholesale value of more than ten dollars times 450
the fewest number of single plays necessary to accrue the 451
redeemable vouchers required to obtain that prize; and 452

(d) Any redeemable vouchers or merchandise prizes are 453
distributed at the site of the skill-based amusement machine at 454
the time of play. 455

A card for the purchase of gasoline is a redeemable voucher 456
for purposes of division (UU)(1) of this section even if the 457
skill-based amusement machine for the play of which the card is 458
awarded is located at a place where gasoline may not be legally 459
distributed to the public or the card is not redeemable at the 460
location of, or at the time of playing, the skill-based amusement 461
machine. 462

(2) A device shall not be considered a skill-based amusement 463
machine and shall be considered a slot machine if it pays cash or 464
one or more of the following apply: 465

(a) The ability of a player to succeed at the game is 466
impacted by the number or ratio of prior wins to prior losses of 467
players playing the game. 468

(b) Any reward of redeemable vouchers is not based solely on 469
the player achieving the object of the game or the player's score; 470

(c) The outcome of the game, or the value of the redeemable 471
voucher or merchandise prize awarded for winning the game, can be 472
controlled by a source other than any player playing the game. 473

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

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

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

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

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

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

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

(4) For purposes of division (UU)(1) of this section, the mere presence of a device, such as a pin-setting, ball-releasing, or scoring mechanism, that does not contribute to or affect the

outcome of the play of the game does not make the device a 505
skill-based amusement machine. 506

(VV) "Merchandise prize" means any item of value, but shall 507
not include any of the following: 508

(1) Cash, gift cards, or any equivalent thereof; 509

(2) Plays on games of chance, state lottery tickets, bingo, 510
or instant bingo; 511

(3) Firearms, tobacco, or alcoholic beverages; or 512

(4) A redeemable voucher that is redeemable for any of the 513
items listed in division (VV)(1), (2), or (3) of this section. 514

(WW) "Redeemable voucher" means any ticket, token, coupon, 515
receipt, or other noncash representation of value. 516

(XX) "Pool not conducted for profit" means a scheme in which 517
a participant gives a valuable consideration for a chance to win a 518
prize and the total amount of consideration wagered is distributed 519
to a participant or participants. 520

(YY) "Sporting organization" means a hunting, fishing, or 521
trapping organization, other than a college or high school 522
fraternity or sorority, that is not organized for profit, that is 523
affiliated with a state or national sporting organization, 524
including but not limited to, the league of Ohio sportsmen, and 525
that has been in continuous existence in this state for a period 526
of three years. 527

(ZZ) "Community action agency" has the same meaning as in 528
section 122.66 of the Revised Code. 529

(AAA) "Quarter auction" means a form of bingo in which one or 530
more prizes are won by one or more persons who have given valuable 531
consideration for a chance to win a prize by purchasing one or 532
more numbered bid paddles that correspond to the same numbered 533
chip or token that is placed in a receptacle. The one or more 534

winners of the quarter auction are determined by selecting a chip 535
or token from the receptacle and matching the number of the 536
selected chip or token to a numbered bid paddle held up by a 537
person before the selection of the chip or token. 538

Sec. 2915.07. (A) No person, except a charitable organization 539
that has obtained a license pursuant to section 2915.08 of the 540
Revised Code, shall conduct or advertise bingo. This division does 541
not apply to a raffle or a quarter auction that a charitable 542
organization conducts or advertises. 543

(B) Whoever violates this section is guilty of conducting 544
illegal bingo, a felony of the fourth degree. 545

Sec. 2915.096. (A) A charitable organization may conduct a 546
quarter auction to raise money for the organization, and does not 547
need a license to conduct bingo in order to conduct a quarter 548
auction that is not for profit. 549

(B) No person shall conduct a quarter auction except as 550
provided in division (A) of this section. 551

(C) Whoever violates division (B) of this section is guilty 552
of illegal conduct of a quarter auction. Except as otherwise 553
provided in this division, illegal conduct of a quarter auction is 554
a misdemeanor of the first degree. If the offender previously has 555
been convicted of a violation of division (B) of this section, 556
illegal conduct of a quarter auction is a felony of the fifth 557
degree. 558

Sec. 2915.10. (A) No charitable organization that conducts 559
bingo or a game of chance pursuant to division (D) of section 560
2915.02 of the Revised Code shall fail to maintain the following 561
records for at least three years from the date on which the bingo 562
or game of chance is conducted: 563

(1) An itemized list of the gross receipts of each bingo session, each game of instant bingo by serial number, each raffle, each quarter auction, each punch board game, and each game of chance, and an itemized list of the gross profits of each game of instant bingo by serial number;

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

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

(4) An itemized list of the recipients of the net profit of the bingo or game of chance, including the name and address of each recipient to whom the money is distributed, and if the organization uses the net profit of bingo, or the money or assets received from a game of chance, for any charitable or other purpose set forth in division (V) of section 2915.01, division (D) of section 2915.02, or section 2915.101 of the Revised Code, a list of each purpose and an itemized list of each expenditure for each purpose;

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

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

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

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

(C) The gross profit from each bingo session or game described in division (O)(1) or (2) of section 2915.01 of the Revised Code shall be deposited into a checking account devoted exclusively to the bingo session or game. Payments for allowable expenses incurred in conducting the bingo session or game and payments to recipients of some or all of the net profit of the bingo session or game shall be made only by checks or electronic fund transfers drawn on the bingo session or game account.

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

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

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

of the following for each instance: 626

(1) The name of the manufacturer from which the distributor 627
purchased the bingo supplies and the date of the purchase; 628

(2) The name and address of the charitable organization or 629
other distributor to which the bingo supplies were sold or 630
otherwise provided; 631

(3) A description that clearly identifies the bingo supplies; 632

(4) Invoices that include the nonrepeating serial numbers of 633
all paper bingo cards and sheets and all instant bingo deals sold 634
or otherwise provided to each charitable organization. 635

(G) A manufacturer shall maintain, for a period of three 636
years after the date of its sale or other provision, a record of 637
each instance of its selling or otherwise providing bingo supplies 638
for use in this state. The record shall include all of the 639
following for each instance: 640

(1) The name and address of the distributor to whom the bingo 641
supplies were sold or otherwise provided; 642

(2) A description that clearly identifies the bingo supplies, 643
including serial numbers; 644

(3) Invoices that include the nonrepeating serial numbers of 645
all paper bingo cards and sheets and all instant bingo deals sold 646
or otherwise provided to each distributor. 647

(H) The attorney general or any law enforcement agency may do 648
all of the following: 649

(1) Investigate any charitable organization or any officer, 650
agent, trustee, member, or employee of the organization; 651

(2) Examine the accounts and records of the organization; 652

(3) Conduct inspections, audits, and observations of bingo or 653
games of chance; 654

(4) Conduct inspections of the premises where bingo or games
of chance are conducted; 655
656

(5) Take any other necessary and reasonable action to 657
determine if a violation of any provision of sections 2915.01 to 658
2915.13 of the Revised Code has occurred and to determine whether 659
section 2915.11 of the Revised Code has been complied with. 660

If any law enforcement agency has reasonable grounds to 661
believe that a charitable organization or an officer, agent, 662
trustee, member, or employee of the organization has violated any 663
provision of this chapter, the law enforcement agency may proceed 664
by action in the proper court to enforce this chapter, provided 665
that the law enforcement agency shall give written notice to the 666
attorney general when commencing an action as described in this 667
division. 668

(I) No person shall destroy, alter, conceal, withhold, or 669
deny access to any accounts or records of a charitable 670
organization that have been requested for examination, or 671
obstruct, impede, or interfere with any inspection, audit, or 672
observation of bingo or a game of chance or premises where bingo 673
or a game of chance is conducted, or refuse to comply with any 674
reasonable request of, or obstruct, impede, or interfere with any 675
other reasonable action undertaken by, the attorney general or a 676
law enforcement agency pursuant to division (H) of this section. 677

(J) Whoever violates division (A) or (I) of this section is 678
guilty of a misdemeanor of the first degree. 679

Section 2. That existing sections 2915.01, 2915.07, and 680
2915.10 of the Revised Code are hereby repealed. 681