



# Ohio Legislative Service Commission

## Bill Analysis

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### S.B. 213

130th General Assembly  
(As Introduced)

Sen. Gardner

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## BILL SUMMARY

- Defines quarter auction under the Gambling Law and includes a quarter auction as a type of bingo.
- Permits a charitable organization to conduct a not-for-profit quarter auction without obtaining a bingo license.
- Requires a charitable organization that conducts a quarter auction to maintain certain records for three years after the date of the quarter auction.

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## CONTENT AND OPERATION

### Quarter auctions

#### Definitions

Under the bill, "quarter auction" means a form of bingo in which one or more prizes are won by one or more persons who have given valuable consideration for a chance to win a prize by purchasing one or more numbered bid paddles that correspond to the same numbered chip or token that is placed in a receptacle. The one or more winners of the quarter auction are determined by selecting a chip or token from the receptacle and matching the number of the selected chip or token to a numbered bid paddle held up by a person before the selection of the chip or token.<sup>1</sup>

The bill includes quarter auctions in the definition of "bingo" in the Gambling Law.<sup>2</sup> Additionally, the bill modifies the definition of "bingo game operator" in the

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<sup>1</sup> R.C. 2915.01(AAA).

<sup>2</sup> R.C. 2915.01(O).

Gambling Law to include any person who performs work or labor at the site of bingo, including selling chances to win a prize in a quarter auction, selecting chips or tokens from a receptacle and announcing winning numbers in a quarter auction.<sup>3</sup> Under the bill, "bingo supplies" includes quarter auction bid paddles, chips, and tokens and devices for selecting or displaying quarter auction winning numbers.<sup>4</sup>

### **Exemption from licensing**

The bill specifies that the general licensing procedures and requirements that apply to charitable organizations in order for the charitable organization to conduct or advertise bingo do not apply to charitable organizations conducting quarter auctions.<sup>5</sup>

### **Conducting a quarter auction**

Therefore, a charitable organization may conduct a quarter auction without a bingo license in order to raise money for the organization, as long as the quarter auction is not for profit.

Under the bill, any person who conducts a quarter auction other than as allowed by the bill is guilty of illegal conduct of a quarter auction, a first degree misdemeanor or, if the offender previously has been convicted of such a violation, a fifth degree felony.<sup>6</sup>

### **Maintenance of records**

The bill requires a charitable organization that conducts a quarter auction to maintain the following records for at least three years from the date on which the quarter auction is conducted at its principal place of business in Ohio or at its headquarters in Ohio. The charitable organization must notify the Attorney General of the location at which those records are kept:

(1) An itemized list of the gross receipts of each quarter auction;

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

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<sup>3</sup> R.C. 2915.01(Q).

<sup>4</sup> R.C. 2915.01(Z).

<sup>5</sup> R.C. 2915.07.

<sup>6</sup> R.C. 2915.096.

(3) A list of all prizes awarded during each quarter auction and the name, address, and social security number of all persons who are winners of prizes of \$600 or more in value;

(4) The number of persons who participate in any quarter auction that is conducted by the charitable organization;

(5) 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 the Gambling Law; and

(6) An itemized list of all expenses incurred at each quarter auction 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.

As provided in the Gambling Law, each charitable organization must conduct and record an inventory of all of its bingo supplies as of November 1 of each year. This requirement includes certain quarter auction supplies.

Under the bill, a violation of these provisions is a first degree misdemeanor.<sup>7</sup>

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## HISTORY

ACTION	DATE
Introduced	10-23-13

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<sup>7</sup> R.C. 2915.10.

