

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

HOUSE BILL HB1790:

Calvey

AS INTRODUCED

An Act relating to the Oklahoma Charity Games Act; amending 3A O.S. 2001, Section 408, which relates to organizations licensed to conduct charity games; limiting amount of total revenues that can be applied to expenses; excluding certain expenditures; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 3A O.S. 2001, Section 408, is amended to read as follows:

Section 408. A. Any organization desiring to conduct a charity game in this state shall apply to the ABLE Commission for an organization license. An organization license shall only be issued to an organization and shall be used by that organization only. A business entity shall not be qualified under any conditions to hold or use an organization license.

B. An organization shall be limited to only one license and to doing business at only one location.

C. An organization shall use only disposable bingo faces purchased from a licensed distributor. Only one game shall be played on each bingo face; provided, nothing in this section shall be construed to exclude progressive games.

D. Only an organization or an employee or manager of an organization shall conduct a charity game for which a charge is made. Compensation may be paid to an organization or other person for conducting a charity game. Compensation for conducting charity games shall be paid in accordance with minimum wage provisions of

federal law, and shall not exceed two times the amount of the minimum wage specified pursuant to federal law.

E. The organization shall not expend more than five percent (5%) of the total revenues collected in conducting charity games, excluding salaries for employees and payouts for winnings, for expenses.

F. An initial application for an organization license shall be sworn and attested to by a principal officer of the applicant organization and shall include:

1. A certified copy of the document from the U.S. Internal Revenue Service which grants the applicant tax-exempt status and the federal identification number;

2. A certified copy of the articles of incorporation and certificate of incorporation of the organization;

3. A copy of the bylaws of the organization;

4. A copy of the minutes of the meeting of the organization at which the governing body was elected and the terms of office of each member of the governing body;

5. A copy of the minutes of the meeting of the governing body of the organization at which the application for the license was authorized;

6. The name and address of a person authorized to receive service of process on behalf of the organization;

7. The address of the location where the charity games will be conducted; and

8. Such other information deemed necessary by the Commission to assure eligibility for a license.

~~F.~~ G. A renewal application shall only include any changes in the information required to be submitted with the initial application.

~~G.~~ H. An organization license shall be placed within public view at all times in a conspicuous place at the location where the charity game is being conducted.

SECTION 2. This act shall become effective November 1, 2003.

49-1-5055            SD            01/15/03