

## ***RAFFLES CONDUCTED BY NONPROFIT ORGANIZATIONS***

### **§ 132.30 RAFFLES AND CHANCES LICENSE.**

There is hereby established a "Raffles and Chances License," which license shall be issued only to bona fide religious, charitable, labor, business, fraternal, educational or veterans' organizations that operate without profit to their members and which have been in existence continuously for a period of five years immediately before making application for the license as provided for in this subchapter and which have had during the entire five year period a bona fide membership engaged in carrying out their objectives and who have complied with the provisions of this subchapter and the provisions of the Raffles Act, ILCS Ch. 230, Act 15 § 0.01 et seq., as amended.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02)

### **§ 132.31 LIMITATION ON VALUE OF PRIZE AWARDED.**

A limitation in the amount of \$250,000 is hereby imposed upon the aggregate retail value of all prizes or merchandise awarded by a licensee in a single raffle. A limitation in the amount of \$250,000 maximum value is hereby imposed upon the maximum retail value of each prize awarded by a licensee in a single raffle. A limitation in the amount of \$125 is hereby imposed upon each raffle chance which is issued or sold in a single raffle. The number of days a licensee may sell chances for a single raffle is limited to 120 days prior to such raffle.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02; Am. Ord. 2003-O-075, passed 9-2-03; Am. Ord. 2011-O-012, passed 3-22-11; Am. Ord. 2018-O-010, passed 3-20-18)

### **§ 132.32 VALIDITY.**

Licenses issued pursuant to this subchapter shall be valid for one raffle only and may be suspended or revoked by the Corporate Authorities of the Village of Tinley Park for any violation of this subchapter or the Raffles Act, ILCS Ch. 230, Act 15 § 0.01 et seq., as amended.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02) Penalty, see § 132.99

### **§ 132.33 TIME FOR ISSUANCE.**

The President and Board of Trustees of the Village of Tinley Park shall act upon any application for licenses submitted to and pursuant to the provisions of this subchapter within 30 days from the date such application shall have been filed with the Village Clerk.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02)

### **§ 132.34 SALE OF RAFFLE CHANCES.**

Raffle chances authorized to be issued or sold pursuant to the provisions of this subchapter may be sold only within the boundaries specified on the license.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02) Penalty, see § 132.99

### **§ 132.35 LICENSE RESTRICTIONS.**

A license issued pursuant to the provisions of this subchapter shall be subject to the following restrictions:

(A) No person, firm or corporation shall conduct a raffle governed by the provisions of this subchapter without first having obtained a license therefor as provided for in this subchapter;

(B) An application for license pursuant to the provisions of this subchapter must specify the area or areas within the village within which raffle chances may be sold or issued, the time period during which raffle chances may be sold or issued, and the time and place for the determination of the winning chance;

(C) The license issued pursuant to the provisions of this subchapter must specify the area or areas within the village within which raffle chances may be sold or issued, the time period during which raffle chances may be sold or issued, and the time and place for the determination of the winning chance;

(D) An application for license pursuant to the provisions of this subchapter must contain a sworn statement attesting to the not-for-profit character of the prospective licensee organization and that the organization meets all the requirements of this subchapter and the Raffles Act, ILCS Ch. 230, Act 15 § 0.01 et seq., as amended, and must be signed by the presiding officer and secretary of such organization.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02) Penalty, see § 132.99

### **§ 132.36 DENIAL OF LICENSE.**

The following are ineligible for any license issued pursuant to this subchapter:

(A) Any person who has been convicted of a felony;

(B) Any person who has been a professional gambler or gambling promoter;

(C) Any person who is not of good moral character;

(D) Any firm or corporation in which a person defined in divisions (a), (b) or (c) has a proprietary, equitable or credit interest, or in which such a person is active or employed;

(E) Any organization in which a person defined in subparagraphs (a), (b) or (c) is to participate in the management or operation of a raffle as defined in this subchapter; and

(F) Any organization which fails to meet all the requirements of this subchapter and the Raffles Act, ILCS Ch. 230, Act 15 § 0.01 et seq., as amended.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02) Penalty, see § 132.99

### **§ 132.37 RAFFLE RESTRICTIONS.**

Each raffle conducted pursuant to a Raffle and Chances License issued as provided for in this subchapter shall be subject to the following restrictions:

- (A) The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct the raffle;
- (B) No person except the bona fide member of the sponsoring organization may participate in the management or operation of the raffle;
- (C) No person may receive any remuneration or profit for participating in the management or operation of the raffle;
- (D) A licensee may rent a premise on which to determine the winning chances in a raffle only from an organization which is also licensed under the provisions of this subchapter;
- (E) Raffle chances may be sold or issued only within the area specified on the license and winning chances may be determined only at those locations specified on the license;
- (F) No person under the age of 18 years may participate in the conducting of raffles or chances. A person under the age of 18 years may be within the area where winning chances are being determined only when accompanied by his parent or guardian.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 81-0-038, passed 7-28-81; Am. Ord. 2002-O-014, passed 3-26-02) Penalty, see § 132.99

### **§ 132.38 FIDELITY BOND REQUIRED.**

All operations of and the conduct of raffles as provided for in this subchapter shall be under the supervision of a single manager designated by the organization. Such manager shall give a fidelity bond in the sum of \$165,000 or two times the aggregate value of prizes, whichever is less, in favor of the licensee conditioned upon his honesty in the performance of his duties. The bond shall provide that notice shall be given in writing to the Village of Tinley Park not less than 30 days prior to cancellation. Bonds as provided for in this section may be waived provided the license issued for such raffle shall contain a waiver provision and shall be approved only by unanimous vote of the members of the licensed organization.

(Ord. 81-0-031, passed 6-30-81; Am. Ord. 2002-O-014, passed 3-26-02; Am. Ord. 2018-O-010, passed 3-20-18) Penalty, see § 132.99

### **§ 132.39 RECORDS TO BE KEPT.**

(A) Each organization licensed pursuant to the provisions of this subchapter to conduct a raffle shall keep records of its gross receipts, expenses and net proceeds for each single raffle. All deductions from gross receipts for each single raffle shall be documented with receipts or other records indicating the amount, a description of the purchased items or service or other reason for deduction, and the recipient. The distribution of net proceeds shall be itemized as to payee, purpose, amount and date of payment.

(B) Gross receipts from the operation of each single raffle shall be segregated from other revenues of the organization, including bingo gross receipts, if bingo games are also conducted by the same non-profit organization pursuant to license therefor issued by the Department of Revenue of the State of Illinois, and placed in a separate account. Each organization shall have separate records of each separate raffle. The person who accounts

for gross receipts, expenses and net proceeds from the operation of each raffle shall not be the same person who accounts for other revenues of the organization.

(C) Each organization licensed to conduct a raffle under the provisions of this subchapter shall report to its membership, and to the Village of Tinley Park, its gross receipts, expenses and net proceeds from each raffle and the distribution of net proceeds itemized as required in this section.

(D) Records required by this section shall be preserved for three years, and organizations shall make available their records relating to operation of any raffle for public inspection and inspection by the village at reasonable times and places.

(Ord. 2002-O-014, passed 3-26-02)

#### **§ 132.40 SCOPE OF REGULATIONS.**

Nothing contained in this subchapter shall be construed to authorize the conducting or operating of any gambling scheme, enterprise activity or device other than raffles as provided for in this subchapter.

(Ord. 2002-O-014, passed 3-26-02)