

HOUSE BILL No. 4188

February 1, 2007, Introduced by Reps. Sheltroun, Rick Jones, Gonzales, Mayes, Vagnozzi and Polidori and referred to the Committee on Regulatory Reform.

A bill to amend 1972 PA 382, entitled
"Traxler-McCauley-Law-Bowman bingo act,"
by amending sections 2 and 3 (MCL 432.102 and 432.103), section 2
as amended by 1999 PA 108 and section 3 as amended by 2006 PA 427.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) "Advertising" means all printed matter, handouts,
2 flyers, radio, television, advertising signs, billboards, and other
3 media used to promote an event licensed under this act.

4 (2) "Bingo" means a game of chance commonly known as bingo in
5 which prizes are awarded on the basis of designated numbers or
6 symbols conforming to numbers or symbols selected at random.

7 (3) "Bureau" means the bureau of state lottery as created by
8 **IN SECTION 5 OF** the McCauley-Traxler-Law-Bowman-McNeely lottery

1 act, 1972 PA 239, MCL ~~432.1 to 432.47~~ **432.5**.

2 (4) "Charity game" means the random resale of a series of
3 charity game tickets.

4 (5) "Charity game ticket" means a ticket commonly referred to
5 as a break open ticket or pull-tab that is approved and acquired by
6 the bureau and is distributed and sold by the bureau or a licensed
7 supplier to a qualified organization, a portion of which is removed
8 to discover whether the ticket is a winning ticket and whether the
9 purchaser may be awarded a prize.

10 (6) "Commissioner" means ~~the commissioner of state lottery~~
11 **THAT TERM** as defined by section 3 of the McCauley-Traxler-Law-
12 Bowman-McNeely lottery act, 1972 PA 239, MCL 432.3.

13 (7) **"CONSERVATION DISTRICT" MEANS A CONSERVATION DISTRICT**
14 **ESTABLISHED AND OPERATING UNDER PART 93 OF THE NATURAL RESOURCES**
15 **AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, MCL 324.9301 TO**
16 **324.9313.**

17 (8) ~~(7)~~ "Coverall pattern" means a pattern required to win a
18 bingo game in which all numbers on a bingo card are required to be
19 called.

20 Sec. 3. (1) "Educational organization" means an organization
21 within this state that is organized not for pecuniary profit, whose
22 primary purpose is educational in nature and designed to develop
23 the capabilities of individuals by instruction in any public or
24 private elementary or secondary school that complies with the
25 revised school code, 1976 PA 451, MCL 380.1 to 380.1852, or any
26 private or public college or university that is organized not for
27 pecuniary profit and that is approved by the state board of

1 education.

2 (2) "Fraternal organization" means an organization within this
3 state, except a college fraternity or sorority, that is organized
4 not for pecuniary profit; that is a branch, lodge, or chapter of a
5 national or state organization; and that exists for the common
6 purpose, brotherhood, or other interests of its members.

7 (3) "Licensee" means a person or qualified organization
8 licensed under this act.

9 (4) "Member" means an individual who qualified for membership
10 in a qualified organization under its bylaws, articles of
11 incorporation, charter, rules, or other written statement.

12 (5) "Person" means a natural person, firm, association,
13 corporation, or other legal entity.

14 (6) "Qualified organization" means a bona fide religious,
15 educational, service, senior citizens, fraternal, or veterans'
16 organization that operates without profit to its members and that
17 either has been in existence continuously as an organization for a
18 period of 5 years or is exempt from taxation under 26 USC 501(c),
19 **OR A CONSERVATION DISTRICT.** Qualified organization does not include
20 a candidate committee, political committee, political party
21 committee, ballot question committee, independent committee, or any
22 other committee as defined by, and organized under, the Michigan
23 campaign finance act, 1976 PA 388, MCL 169.201 to 169.282.

24 (7) "Religious organization" means any of the following:

25 (a) An organization, church, body of communicants, or group
26 that is organized not for pecuniary profit and that gathers in
27 common membership for mutual support and edification in piety,

1 worship, and religious observances.

2 (b) A society of individuals that is organized not for
3 pecuniary profit and that unites for religious purposes at a
4 definite place.

5 (c) A church related private school that is organized not for
6 pecuniary profit.

7 (8) "Senior citizens organization" means an organization
8 within this state that is organized not for pecuniary profit, that
9 consists of at least 15 members who are 60 years of age or older,
10 and that exists for their mutual support and for the advancement of
11 the causes of elderly or retired persons.

12 (9) "Service organization" means either of the following:

13 (a) A branch, lodge, or chapter of a national or state
14 organization that is organized not for pecuniary profit and that is
15 authorized by its written constitution, charter, articles of
16 incorporation, or bylaws to engage in a fraternal, civic, or
17 service purpose within the state.

18 (b) A local civic organization that is organized not for
19 pecuniary profit; that is not affiliated with a state or national
20 organization; that is recognized by resolution adopted by the local
21 governmental subdivision in which the organization conducts its
22 principal activities; whose constitution, charter, articles of
23 incorporation, or bylaws contain a provision for the perpetuation
24 of the organization as a nonprofit organization; whose entire
25 assets are used for charitable purposes; and whose constitution,
26 charter, articles of incorporation, or bylaws contain a provision
27 that all assets, real property, and personal property shall revert

1 to the benefit of the local governmental subdivision that granted
2 the resolution upon dissolution of the organization.

3 (10) "Veterans' organization" means an organization within
4 this state, or a branch, lodge, or chapter within this state of a
5 state organization or of a national organization chartered by the
6 congress of the United States, that is organized not for pecuniary
7 profit, the membership of which consists of individuals who were
8 members of the armed services or forces of the United States.