

HOUSE BILL No. 5595

January 9, 2008, Introduced by Rep. Sak and referred to the Committee on Regulatory Reform.

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

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) "Educational organization" means an organization
2 within this state that is organized not for pecuniary profit, whose
3 primary purpose is educational in nature and designed to develop
4 the capabilities of individuals by instruction in any public or
5 private elementary or secondary school that complies with the
6 revised school code, 1976 PA 451, MCL 380.1 to 380.1852, or any
7 private or public college or university that is organized not for
8 pecuniary profit and that is approved by the state board of
9 education.

(2) "Fraternal organization" means an organization within this state, ~~except OTHER THAN~~ a college fraternity or sorority, that ~~is~~ **MEETS ALL OF THE FOLLOWING CRITERIA:**

(A) IS organized not for pecuniary profit. ~~; that is~~

(B) IS a branch, lodge, or chapter of a national or state organization. ~~; and that exists~~ **THIS SUBDIVISION DOES NOT APPLY TO AN ORGANIZATION THAT ONLY CONDUCTS A CHARITY GAME.**

(C) **EXISTS** for the common purpose, brotherhood, or other interests of its members.

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

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

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

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

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

1 (a) An organization, church, body of communicants, or group
2 that is organized not for pecuniary profit and that gathers in
3 common membership for mutual support and edification in piety,
4 worship, and religious observances.

5 (b) A society of individuals that is organized not for
6 pecuniary profit and that unites for religious purposes at a
7 definite place.

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

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

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

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

21 (b) A local civic organization that is organized not for
22 pecuniary profit; that is not affiliated with a state or national
23 organization; that is recognized by resolution adopted by the local
24 governmental subdivision in which the organization conducts its
25 principal activities; whose constitution, charter, articles of
26 incorporation, or bylaws contain a provision for the perpetuation
27 of the organization as a nonprofit organization; whose entire

1 assets are used for charitable purposes; and whose constitution,
2 charter, articles of incorporation, or bylaws contain a provision
3 that all assets, real property, and personal property shall revert
4 to the benefit of the local governmental subdivision that granted
5 the resolution upon dissolution of the organization.

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