



Senate

General Assembly

File No. 337

February Session, 2004

Substitute Senate Bill No. 435

Senate, March 30, 2004

The Committee on Government Administration and Elections reported through SEN. DEFRONZO of the 6th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING RAFFLES AND BAZAARS FOR THE BENEFIT OF THE STATE EMPLOYEE CAMPAIGN FOR CHARITABLE GIVING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 7-172 of the general statutes, as amended by
2 section 1 of public act 03-60, is repealed and the following is
3 substituted in lieu thereof (*Effective July 1, 2004*):

4 No bazaar or raffle may be promoted, operated or conducted in any
5 municipality after the adoption of the provisions of sections 7-170 to 7-
6 186, inclusive, unless it is sponsored and conducted exclusively by (1)
7 an officially recognized organization or association of veterans of any
8 war in which the United States has been engaged, (2) a church or
9 religious organization, (3) a civic or service club, (4) a fraternal or
10 fraternal benefit society, (5) an educational or charitable organization,
11 (6) an officially recognized volunteer fire company, (7) a political party
12 or town committee thereof, [or] (8) a municipality acting through a

13 committee designated to conduct a celebration of the municipality's
14 founding on its hundredth anniversary or any multiple thereof, or (9) a
15 state agency for the purposes of the State Employee Campaign
16 pursuant to section 5-262, except the Division of Special Revenue. Any
17 such sponsoring organization, except a committee designated
18 pursuant to subdivision (8) of this section or a state agency pursuant to
19 subdivision (9) of this section, shall have been organized in good faith
20 and actively functioning as a nonprofit organization within the
21 municipality that is to issue the permit for a period of not less than six
22 months prior to its application for a permit under the provisions of
23 said sections. The promotion and operation of a bazaar or raffle shall
24 be confined solely to the qualified members of the sponsoring
25 organization, provided a committee designated pursuant to
26 subdivision (8) of this section may promote or operate through its
27 members and any officially appointed volunteers. No such member or
28 officially appointed volunteer in the case of a raffle held pursuant to
29 subdivision (8) of this section may receive remuneration in any form
30 for time or effort devoted to the promotion or operation of the bazaar
31 or raffle. No person under the age of eighteen years may promote,
32 conduct, operate or work at a bazaar or raffle and no person under the
33 age of sixteen years may sell or promote the sale of any raffle tickets,
34 nor shall any sponsoring organization permit any person under the
35 age of eighteen to so promote, conduct or operate any bazaar or raffle
36 or any person under the age of sixteen to sell or promote the sale of
37 such tickets. Any sponsoring organization having received a permit
38 from any municipality may sell or promote the sale of such raffle
39 tickets in that municipality and in any other town, city or borough
40 which has adopted the provisions of sections 7-170 to 7-186, inclusive.
41 Such organization may accept a credit card, debit card, check or cash
42 as payment for a raffle ticket. All funds derived from any bazaar or
43 raffle shall be used exclusively for the purpose stated in the application
44 of the sponsoring organization as provided in section 7-173, as
45 amended by this act.

46 Sec. 2. Section 7-173 of the general statutes is repealed and the
47 following is substituted in lieu thereof (*Effective July 1, 2004*):

48 Any organization desiring to operate a bazaar or raffle in a
49 municipality which has adopted the provisions of sections 7-170 to 7-
50 186, inclusive, shall make application in duplicate, duly executed and
51 verified, to the chief of police of any municipality having a police
52 department or to the first selectman of any town in which there is no
53 police department, on a form to be prescribed by the executive director
54 of the Division of Special Revenue, in which shall be stated [(a)] (1) the
55 name and address of the applicant; [(b)] (2) facts relating to its
56 incorporation or organization; [(c)] (3) the names, titles and addresses
57 of its officers; [(d)] (4) the kind of bazaar or raffle intended to be held,
58 operated and conducted by the applicant; [(e)] (5) the place where such
59 bazaar or raffle is intended to be conducted by the applicant under the
60 permit applied for; [(f)] (6) the date or dates and the time or times
61 when such bazaar or raffle is intended to be conducted by the
62 applicant under the permit applied for; [(g)] (7) in the case of a raffle,
63 the number and price of tickets intended to be sold; [(h)] (8) the items
64 of expense intended to be incurred or paid in connection with the
65 holding, operating and conducting of such bazaar or raffle and the
66 names and addresses of the persons to whom, and the purposes for
67 which, they are to be paid; [(i)] (9) the items of merchandise offered,
68 the price to be paid by the organization therefor or the retail value of
69 any prize donated, and the names and addresses of the persons from
70 whom purchased or by whom donated; [(j)] (10) the specific purposes
71 to which the entire net proceeds of such bazaar or raffle are to be
72 devoted and in what manner; [,] and [(k)] (11) any other information
73 which the executive director reasonably requires for the protection of
74 the public. In each application there shall be designated three active
75 members of the applicant under whom the bazaar or raffle described
76 in the application is to be held, operated and conducted and to the
77 application shall be appended a statement signed, under penalty of
78 false statement, by such members so designated that they (A) are
79 electors of the municipality in which the permit is sought, or, in the
80 case of an application made by a state agency for the purposes of the
81 State Employee Campaign, are employed by the state agency in such
82 municipality, and (B) will be responsible for the holding, operation

83 and conduct of such bazaar or raffle in accordance with the terms of
84 the permit and the provisions of said sections, and that the statements
85 contained in the application are, to the best of their knowledge and
86 belief, true. An application made by a state agency for the purposes of
87 the State Employee Campaign pursuant to section 5-262 shall include a
88 letter from the State Employee Campaign Committee established
89 pursuant to section 5-262, signed by an officer of said committee,
90 authorizing the application. Such chief of police or first selectman, as
91 the case may be, shall, at least five business days prior to the date of
92 such bazaar or raffle, forward the original copy of such application to
93 said executive director who shall review such application to determine
94 whether the applicant is qualified to hold, operate and conduct a
95 bazaar or raffle under the provisions of sections 7-170 to 7-186,
96 inclusive, or any regulations adopted pursuant thereto, and whether
97 other requirements in said statutes and regulations have been satisfied.
98 For the purposes of applying for a "Class No. 7" permit, authorized
99 pursuant to section 7-175, the application required pursuant to this
100 section shall be made to the executive director of the Division of
101 Special Revenue.

102 Sec. 3. Section 7-174 of the general statutes is repealed and the
103 following is substituted in lieu thereof (*Effective July 1, 2004*):

104 Such chief of police or first selectman, as the case may be, shall, on
105 behalf of the executive director of the Division of Special Revenue,
106 make or cause to be made an investigation of the qualifications of the
107 applicant and the facts stated in the application and, if he determines
108 that the applicant is qualified to hold, operate and conduct a bazaar or
109 raffle under the provisions of sections 7-170 to 7-186, inclusive, that the
110 members of the applicant designated in the application to hold,
111 operate or conduct such bazaar or raffle are electors of such
112 municipality or, in the case of an application made by a state agency
113 for the purposes of the State Employee Campaign, employed by the
114 state agency in such municipality, bona fide active members of the
115 applicant and persons of good moral character and have never been
116 convicted of a felony and that such bazaar or raffle is to be held,

117 operated and conducted in accordance with the provisions of said
118 sections, he shall, with the approval of the executive director, issue a
119 permit to such applicant. Upon issuing such permit, such chief of
120 police or selectman shall forward to the executive director the state's
121 share of the permit fee, if any. Any investigation required pursuant to
122 this section of the qualifications of an applicant for a "Class No. 7"
123 permit, authorized pursuant to section [7-174] ~~7-175~~, shall be made by
124 the executive director of the Division of Special Revenue.

This act shall take effect as follows:	
Section 1	<i>July 1, 2004</i>
Sec. 2	<i>July 1, 2004</i>
Sec. 3	<i>July 1, 2004</i>

GAE *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 05 \$	FY 06 \$
Spec. Revenue, Div. of	GF - Net Impact	Minimal	Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill is estimated to result in a minimal gain, of less than \$1,000, to the state general fund from additional fees collected from issuing charitable gaming permits. The bill is also anticipated to result in a minimal cost, of less than \$1,000, to the Division of Special Revenue associated with issuing additional charitable gaming permits.

OLR Bill Analysis

sSB 435

**AN ACT CONCERNING RAFFLES AND BAZAARS FOR THE
BENEFIT OF THE STATE EMPLOYEE CAMPAIGN FOR
CHARITABLE GIVING****SUMMARY:**

This bill allows state agencies, except the Department of Revenue Services (DRS), to conduct bazaars and raffles as part of the State Employee Campaign. It also exempts these agencies from the requirement that the organization sponsoring a bazaar or raffle be a nonprofit organization organized in good faith.

The bill requires three employees of an agency wishing to hold a bazaar or raffle for the State Employee Campaign to sign a statement with their permit application affirming that they are employed by that agency in the town in which they file their permit application. The law requires applicants to state that they will be responsible for the bazaar's or raffle's holding, operation, and conduct in accordance with the permit's terms and the applicable statutes, and that the statements in the application are true. The bill also requires the agency's application to include a letter signed by a State Employee Campaign Committee Officer authorizing the application. It requires the police chief or first selectman charged with approving permit applications to investigate, as part of the approval process, whether the people designated in the application to hold, operate, or conduct the bazaar or raffle and identified as state agency employees are employed by that state agency in that town.

EFFECTIVE DATE: July 1, 2004

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 17 Nay 0