



STATE OF ILLINOIS)
) SS.
COUNTY OF WOODFORD)

WOODFORD COUNTY BOARD

April 17, 2018

ORDINANCE 2017/18 #12

ORDINANCE CONCERNING THE LICENSING OF RAFFLES AND POKER RUNS

WHEREAS, Woodford County is a unit of local government exercising power under the Illinois Counties Code (55 ILCS 5/1-100, et. seq.); and

WHEREAS, the Illinois legislature has created laws prohibiting gambling and games of chance unless excepted by specific statutes; and

WHEREAS, the Illinois legislature has allowed the governing body of a county to establish a system for the licensing of organizations specifically listed in statute to hold raffles and poker runs (230 ILCS 15/1, et. seq.); and

WHEREAS, it is in the best interests of the People of Woodford County to establish such a system.

NOW, THEREFORE, BE IT ORDAINED, by the Woodford County Board, that effective immediately, raffles and poker runs are allowed so long as the following requirements of this Ordinance Concerning the Licensing of Raffles and Poker Runs are met:

I. RAFFLES

- a. Definition: Any scheme or procedure whereby one or more prizes are distributed by chance among persons who have paid or promised consideration for a chance to win such prizes, whether called a lottery, raffle, gift, sale or some other name, excluding savings promotion raffles authorized under 205 ILCS 5/5g, 205 ILCS 205/7008, 205 ILCS 305/42.7, 12 USC 25a, or 12 USC 1463. A raffle, for purposes of this Ordinance, specifically is conducted by an organization licensed under this Ordinance in which the player pays or agrees to pay something of value for a chance, represented and differentiated by a number or by a combination of numbers or by some other medium, one or more of which chances is to be designated the winning chance and the winning chance is to be determined through a drawing or by some other method based on an element of chance by an act or set of acts on the part of persons conducting or connected with the lottery. A publicly exhibited sporting contest cannot determine the winning chance.
- b. Eligible Organizations: Raffle licenses may only be issued to:
 - i. 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 5 years immediately before making application for a raffle license and which have had during that entire 5-year period a bona fide membership engaged in carrying out their objects.
 - ii. A non-profit fundraising organization that the licensing authority determines is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster.
 - iii. Law enforcement agencies and statewide associations that represent law enforcement officials.

- c. Further Limitations:
 - i. The aggregate retail value of all prizes or merchandise awarded by a licensee in a single raffle shall be \$100,000.00;
 - ii. The maximum retail value of each prize awarded by a licensee in a single raffle shall be \$100,000.00;
 - iii. The maximum price which may be charged for each raffle chance issued or sold is \$1,000.00;
 - iv. The maximum number of days during which chances may be issued or sold is 365 days.
 - v. The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct that run.
 - vi. No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.
 - vii. No person may be paid or profit for participating in the management or operation of the raffle.
 - viii. Persons under the age of 18 years of age may participate with consent by a parent or guardian.
 - ix. Records must be kept by the organization holding the raffle and must be retained for a period of 3 years. Said records shall include gross receipts, expenses and net proceeds and are subject to public inspection.
- d. Licenses: Upon application and approval, the raffle license shall allow the licensee the lawful authority to conduct a raffle within the 365 days from the issuance of said license. The number of raffles, drawing dates, prize descriptions, and all other relevant information on the application shall be updated by the licensee.
- e. Fees: There shall not be a fee for obtaining a raffle license.
- f. Ineligible persons and organizations: The following are ineligible to have a Raffle License:
 - i. Convicted felons;
 - ii. Professional gamblers or professional gambling promoters;
 - iii. Persons without good moral character;
 - iv. A firm or corporation in which one of the above three disqualifications (i, ii, iii) applies to a person with a proprietary, equitable or credit interest in the firm or corporation, or is active or employed by such firm or corporation;
 - v. An organization where a person with one of the above three disqualifications (i, ii, iii) is an officer, director, or employee, regardless if compensated; and
 - vi. An organization where a person with one of the above three disqualifications (i, ii, iii) is to participate in the management or operation of a raffle.
- g. Bond: Pursuant to 230 ILCS 15/5, a single manager must supervise the raffle. A bond is required pursuant to that section; however, the bond requirement may be waived by unanimous vote of the organization seeking the raffle license. The bond shall be in the amount of 1.5 times the maximum value of all tickets being sold.
- h. Jurisdiction: This ordinance only applies to those areas outside of municipalities within the County of Woodford.
- i. The County Clerk of Woodford County shall approve or deny a raffle application within 30 days of receipt. If a denial does take place, the denial by the County Clerk may be appealed within 14 days by written appeal to the County Board Chairman of Woodford County. At the next full board meeting, as long as Open Meetings Act requirements may be met, the Woodford County Board will hear the appeal and determine whether to approve the request for raffle license, or affirm the denial.

II. POKER RUNS

- a. Definition: A prize-awarding event organized by an organization licensed under this Ordinance in which participants travel to multiple predetermined locations, including a key location, to play a randomized game based on an element of chance. This includes dice runs, marble runs, or other events where the objective is to build the best hand or highest score by obtaining an item or playing a randomized game at each location.
- b. Eligible Organizations: Poker run licenses may only be issued to:

- i. Bona fide religious, charitable, labor, business, fraternal, educational, veterans' organizations, or other not-for-profit organizations that operate without profit to their members and which have been in existence continuously for a period of 5 years immediately before making application for a poker run license and which have had during that entire 5-year period a bona fide membership engaged in carrying out their objects. This may be waived if the local organization is affiliated with and chartered by a national or State organization that meets the 5-year requirement. A poker run for financial stability of such an organization is allowed.
- ii. A non-profit fundraising organization that the licensing authority determines is organized for the sole purpose of providing financial assistance to an identified individual or group of individuals suffering extreme financial hardship as the result of an illness, disability, accident or disaster.
- c. Further Limitations:
 - i. The entire net proceeds of any poker run must be exclusively devoted to the lawful purposes of the organization permitted to conduct that run.
 - ii. No person except a bona fide member of the sponsoring organization may participate in the management or operation of the poker run.
 - iii. No person may be paid or profit for participating in the management or operation of the poker run.
 - iv. Persons under the age of 18 years of age may participate with consent by a parent or guardian.
 - v. Records must be kept by the organization holding the poker run and must be retained for a period of 3 years. Said records shall include gross receipts, expenses and net proceeds and are subject to public inspection.
- d. Fee: There will be no fee for a poker run license.
- e. Ineligible persons and organizations: The following are ineligible to have a Poker Run License:
 - i. Convicted felons;
 - ii. Professional gamblers or professional gambling promoters;
 - iii. Persons without good moral character;
 - iv. A firm or corporation in which one of the above three disqualifications (i, ii, iii) applies to a person with a proprietary, equitable or credit interest in the firm or corporation, or is active or employed by such firm or corporation;
 - v. An organization where a person with one of the above three disqualifications (i, ii, iii) is an officer, director, or employee, regardless if compensated; and
 - vi. An organization where a person with one of the above three disqualifications (i, ii, iii) is to participate in the management or operation of a raffle.
- f. Bond: No bond is required for poker run licenses.
- g. Key location: The key location is the location/place where the poker run concludes and the prize or prizes are awarded. If the key location is not in Woodford County, but other stops along the poker run are located in Woodford County, a license is not needed from Woodford County.
- h. The County Clerk of Woodford County shall approve or deny a poker run application within 30 days of receipt. If a denial does take place, the denial by the County Clerk may be appealed within 14 days by written appeal to the County Board Chairman of Woodford County. At the next full board meeting, as long as Open Meetings Act requirements may be met, the Woodford County Board will hear the appeal and determine whether to approve the request for poker run license, or affirm the denial.

BE IT FURTHER ORDAINED, that this ordinance hereby repeals and supersedes the resolution of the Woodford County Board of February 13, 1996 pertaining to the licensing of raffles.

**UNANIMOUSLY CARRIED
BY VOICE VOTE**

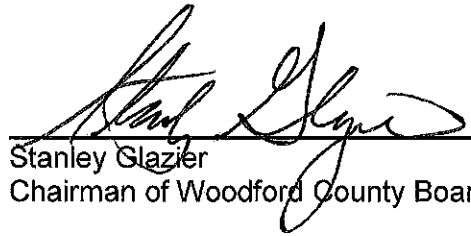
Ayes _____ Nays _____

Absent /

ATTEST:



Debbie Harms
Clerk of the Woodford County Board



Stanley Glazier
Chairman of Woodford County Board

RAFFLE APPLICATION

Organization or individual conducting raffle:

Address: _____

Contact person: _____ **Phone:** _____

Purpose of Raffle: _____

Type of organization conducting raffle: _____

Number of years in existence: _____

Is this organization non-profit? _____

Who will benefit from this raffle? _____

Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

Do you have a bond? Yes No Amount: _____ **Proof shown? Yes No**

Waiver of bond by unanimous consent of organizational body? Yes No Proof shown? Yes No

I do solemnly attest, under the penalties provided by Section 1-109 of the Code of Civil Procedure, that the statements set forth in this instrument are true to my knowledge and belief. I further attest that I am not a convicted felon, not a professional gambler or professional gambling promoter, and a person of good moral character.

Date: _____

Signature of applicant

For Clerk's use only:

License issued on _____ **License is in effect from** _____ **to** _____.

Clerk of Woodford County, Illinois

ADDITIONAL RAFFLES WITHIN ONE YEAR OF ISSUANCE

1) Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

2) Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

3) Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

4) Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

5) Does this raffle involve an exhibited sporting event? _____

Geographic area where tickets will be sold: _____

Date(s) on which tickets will be sold: _____

Date(s) on which drawing will be conducted: _____

Location of drawing(s): _____

POKER RUN APPLICATION

Organization or individual conducting Poker Run:

Address: _____

Contact person: _____ Phone: _____

Purpose of Poker Run: _____

Type of organization conducting Poker Run: _____

Number of years in existence: _____

Is this organization non-profit? _____

Who will benefit from this Poker Run? _____

Date(s) on which Poker Run will occur: _____

Key location in Woodford County, Illinois: _____

Other locations of Poker Run: _____

I do solemnly attest, under the penalties provided by Section 1-109 of the Code of Civil Procedure, that the statements set forth in this instrument are true to my knowledge and belief. I further attest that I am not a convicted felon, not a professional gambler or professional gambling promoter, and a person of good moral character.

Date: _____

Signature of applicant

For Clerk's use only:

License issued on _____. License is in effect from _____ to _____.

Clerk of Woodford County, Illinois