

VILLAGE OF GODFREY
MADISON COUNTY, ILLINOIS
RAFFLE APPLICATION
(PURSUANT TO ORDINANCE 66-99)

1. Date of Application _____
2. Name of Applicant _____
3. Address of Applicant _____

4. Telephone Number _____
5. Description of Raffle: _____
Additional information on Attachment
6. Time Period of Raffle _____
7. Date of Raffle Drawing _____

The Undersigned attest to be not-for-profit character of the prospective licensee organization.

Signature of Applicant

Date: _____

STATE OF ILLINOIS)
COUNTY OF MADISON) SS

The undersigned, being first duly sworn, deposes and states on oath that the above and foregoing application and the contents thereof are true and correct.

Signature of Applicant

Subscribed and sworn to before me, a Notary Public, this

_____ day of _____, 20_____.

Notary Public

My Commission Expires: _____

ARTICLE III. - RAFFLES

DIVISION 1. - GENERALLY

Sec. 10-71. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Enabling Act means the Illinois Public Act Number 81-1365 (1980) entitled "An Act to provide for licensing and regulating certain games of chance and amending certain acts herein named," 230 ILCS 15/1 et seq.

Net proceeds means the gross receipts from the conduct of raffles, less reasonable sums expended for prizes, license fees as provided in this article and other reasonable operating expenses incurred as a result of operating a raffle.

Raffle means a form of lottery, as defined in 720 ILCS 5/28-2(b), conducted by an organization licensed under the terms of this article, in which:

- (1) 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.
- (2) The winning chance is to be determined through a drawing or by some other method based on element of chance by an act or set of acts on the part of persons conducting or connected with the lottery, except that the winning chance shall not be determined by the outcome of a publicly exhibited sporting contest.

(Ord. No. 66-99, §§ 1.1—1.4, 10-5-1999)

Cross reference— Definitions generally, § 1-2.

Sec. 10-72. - Limitations.

The following limitations shall apply as to prizes, merchandise and chances in connection with any raffle conducted within the village:

- (1) The aggregate retail value of all prizes or merchandise awarded by a licensee in connection with a single raffle shall not exceed \$100,000.00.
- (2) The maximum retail value of each prize awarded by a licensee in a single raffle shall not exceed \$100,000.00.
- (3) The maximum price which may be charged for each raffle chance issued or sold shall not exceed \$100.00.
- (4) The maximum number of days during which chances may be issued or sold shall not exceed 365 days.

(Ord. No. 66-99, § 1.7, 10-5-1999)

Sec. 10-73. - Conduct.

The following limitations shall apply in respect to the conduct of raffles within the village:

- (1) The entire net proceeds of any raffle must be exclusively devoted to the lawful purposes of the organization permitted to conduct that game.
- (2) No person except a bona fide member of the sponsoring organization may participate in the management or operation of the raffle.
- (3) No person may receive any remuneration or profit for participating in the management or operation of the raffle.
- (4) A licensee may rent a premises on which to determine the winning chances in a raffle only from an organization which is also licensed under this article.
- (5) 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.
- (6) 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.
- (7) Any license issued pursuant to this article shall be valid for only one raffle, or for a specified number of raffles to be conducted during a specified period not to exceed one year, and the license may be suspended or revoked for any violation of the terms of this article or the Enabling Act.

(Ord. No. 66-99, § 1.8, 10-5-1999)

Sec. 10-74. - Manager; bond.

All operation of and the conduct of raffles within the village shall be under the supervision of a single raffles manager designated by the organization. The manager shall give a fidelity bond in the sum of \$100,000.00 in favor of the organization, conditioned upon the honesty of such manager in the performance of his duties. The terms of the bond shall provide that notice shall be given in writing to the village by filing the bond with the office of the village clerk not less than 30 days prior to the cancellation of such bond. The trustees of the village may waive this bond requirement by the affirmative vote of two-thirds of the members of the village board; and a waiver provision as to such bond shall be contained in the license issued to the applicant organization pursuant to this article. Provided, that any application for a waiver of the bond must be filed with the village clerk 30 days prior to the event for presentation to the village board. Any license containing such bond waiver

provision shall be granted only by the unanimous vote of the members of the licensed organization, and proof of such unanimous vote must be provided to the village clerk with the bond waiver application.

(Ord. No. 66-99, § 1.9, 10-5-1999; Ord. No. 09-2017, § 1, 4-18-2017)

Sec. 10-75. - Records.

- (a) Each organization licensed to conduct raffles and chances shall keep records of its gross receipts, expenses and net proceeds for each single gathering or occasion at which winning chances are determined. All deductions from gross receipts for each single gathering or occasion shall be documented with receipts or other records indicating the amount, a description of the purchased item or service or other reason for the deduction and the recipient. The distribution of net proceeds shall be itemized as to payee, purpose, amount and date of payment.
- (b) Each organization conducting raffles pursuant to this article shall have separate records of each raffle conducted pursuant to this article. The person who accounts for gross receipts, expenses and net proceeds from the operation of raffles on behalf of such organization shall not be the same person who accounts for other revenues of the organization.
- (c) Each organization licensed to conduct raffles shall report monthly to its membership, and to the village, its gross receipts, expenses and net proceeds from raffles, 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 raffles for public inspection at reasonable times and places.

(Ord. No. 66-99, § 1.10, 10-5-1999)

Secs. 10-76—10-100. - Reserved.

DIVISION 2. - LICENSE

Sec. 10-101. - Required.

- (a) No person shall conduct raffles or chances within the village without first having obtained a license as provided in this division; however, such a license under this

article may be issued only to bona fide religious, charitable, labor, fraternal, educational, business 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 a license and which have had during that entire five-year period a bona fide membership engaged in carrying out their objectives, or to a nonprofit, fundraising organization that the village board 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 illness, disability, accident or disaster.

(b) For purposes of this division, the following terms, are defined as:

- (1) Auxiliary or affiliate: Whenever used in this chapter, the word "organization" shall include an auxiliary or affiliate of a licensee.
- (2) Business: A voluntary organization composed of individuals and businesses who have joined together to advance the commercial, financial, industrial and civic interests of the community.
- (3) Charitable: An organization or institution organized and operated to benefit an indefinite number of the public. The service rendered to those eligible for benefits must also confer some benefit on the public.
- (4) Educational: An organization or institution organized and operated to provide systematic instruction in useful branches of learning which compare favorably in their scope and intensity with the course of study presented in tax-supported schools.
- (5) Fraternal: An organization of persons having a common interest, the primary interest of which is both to promote the welfare of its members in civic, charitable, educational or religious endeavors and to provide assistance to the general public in such a way as to lessen the burdens of government by caring for those that otherwise would be cared for by the government.
- (6) Labor: An organization composed of workers organized with the objective of betterment of the conditions of those engaged in such pursuit and development of a higher degree of efficiency in their respective operations.
- (7) Religious: Any church, congregation, society or organization founded for the purpose of religious worship.
- (8) Veterans: An organization or association comprised of members of which substantially all are individuals who are veterans or spouses, widows or

widowers of veterans, the primary purpose of which is to promote the welfare of its members and to provide assistance to the general public in such a way as to confer a public benefit.

- (9) Nonprofit: An organization or institution organized and conducted on a not-for-profit basis with no personal profit inuring to anyone as a result of the operation.
- (10) Lottery: A form of lottery, as defined in Section 28-2(b) of the Illinois Criminal Code conducted by an organization licensed under this chapter.

In the event any definition is inconsistent within Section 2(b) of the Enabling Act the Enabling Act definition shall govern.

(Ord. No. 66-99, § 1.5, 10-5-1999; Ord. No. 09-2017, § 1, 4-18-2017)

Sec. 10-102. - Application.

- (a) Any person applying for a raffle license pursuant to the provisions of this division shall file a written application in the office of the mayor. Such application shall be in writing and shall contain the following information:
 - (1) The areas within the village in which raffle chances will be sold or issued;
 - (2) The time period during which raffle chances will be sold or issued;
 - (3) The time of determination of winning chances;
 - (4) The locations at which winning chances will be determined; and
 - (5) A sworn statement attesting to the not-for-profit character of the prospective licensee organization signed by the presiding officer and the secretary of that organization.
- (b) Any such application for a raffle license filed pursuant to this section shall be acted upon by the village within 30 days from the date on which it is filed.

(Ord. No. 66-99, § 1.6, 10-5-1999)

Sec. 10-103. - Ineligibility.

Notwithstanding any contrary provision contained in this division, the following are ineligible for any license under this division:

- (1) Any person who has been convicted of a felony.
- (2) Any person who is or has been a professional gambler or gambling promoter.
- (3) Any person who is not of good moral character.
- (4) Any firm or corporation in which a person defined in subsections (1), (2) or (3) of this section has a propriety, equitable or credit interest, or in which such a person is active or employed.
- (5) Any organization in which a person defined in subsections (1), (2) or (3) of this section is an officer, director or employee, whether compensated or not.
- (6) Any organization in which a person defined in subsections (1), (2) or (3) of this section is to participate in the management or operation of a raffle.

(Ord. No. 66-99, § 1.11, 10-5-1999)

Sec. 10-104. - Fee.

Each application for a raffle license filed pursuant to this division shall be accompanied by a filing fee in the amount of \$25.00 to be paid at the time of filing.

(Ord. No. 66-99, § 1.12, 10-5-1999)