1 HOUSE OF REPRESENTATIVES - FLOOR VERSION 2 STATE OF OKLAHOMA 3 1st Session of the 55th Legislature (2015) 4 HOUSE BILL 1054 By: Perryman of the House 5 and Pittman of the Senate 6 7 8 AS INTRODUCED 9 An Act relating to lotteries; amending 21 O.S. 2011, 10 Section 1051, which relates to organizations permitted to issue tickets; modifying reference; and 11 providing an effective date. 12 1.3 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA: 14 SECTION 1. 21 O.S. 2011, Section 1051, is AMENDATORY 15 amended to read as follows: 16 Section 1051. A. A lottery is any scheme for the disposal or distribution of property by chance among persons who have paid, or 17 18 promised, or agreed to pay any valuable consideration for the chance 19 of obtaining such property, or a portion of it, or for any share of 20 or interest in such property, upon any agreement, understanding or 21 expectation that it is to be distributed or disposed of by a lot or 22 chance, whether called a lottery, a raffle, or a gift enterprise, or 23 by whatever name the same may be known. "Valuable consideration" 24 shall be construed to mean money or goods of actual pecuniary value.

- Provided, it shall not be a violation of the lottery or gambling laws of this state for:
- 1. The Oklahoma Lottery Commission to conduct a lottery pursuant to the provisions of the Oklahoma Education Lottery Act;
- 2. A bona fide resident merchant or merchants of a city or town, acting in conjunction with the Chamber of Commerce or Commercial Club of this state thereof, to issue free of charge numbered tickets on sales of merchandise, the corresponding stub of one or more of which tickets to be drawn or chosen by lot by a representative or representatives of the Chamber of Commerce or of the Commercial Club in the manner set forth on the tickets, the numbered stub or stubs so drawn to entitle the holder of the corresponding numbered issued ticket to a valuable prize donated by the merchant;
- 3. A bona fide community chest welfare fund on a military post or reservation to issue numbered tickets in conjunction with voluntary contributions to the fund, the corresponding stub or stubs of one or more of the tickets to be drawn by lot under the supervision of a military commander, the stub or stubs so drawn entitling the ticket holder to a prize of some value. Provided, however, that no person shall sell tickets or receive contributions to the fund off the military reservation; or
 - 4. a. A qualified organization to raise funds by issuing numbered tickets in conjunction with voluntary

1	cont	ributions to the qualified organization, the
2	corr	responding stub or stubs of one or more of the
3	tick	ets to be drawn by lot under the supervision of an
4	offi	cial of the qualified organization, the stub or
5	stub	s so drawn entitling the ticket holder to a prize.
6	As u	sed in this paragraph, "qualified organization"
7	mean	as:
8	(1)	a church,
9	(2)	a public or private school accredited by the
10		State Department of Education or registered by
11		the State Board of Education for purposes of
12		participating in federal programs,
13	(3)	a student group or organization affiliated with a
14		public or private school qualified pursuant to
15		division (2) of this subparagraph,
16	(4)	a parent-teacher association or organization
17		affiliated with a public or private school
18		qualified pursuant to division (2) of this
19		subparagraph,
20	(5)	fire departments,
21	(6)	police departments,
22	(7)	organizations that are exempt from taxation
23		pursuant to the provisions of subsection (c) of
24		Section 501 of the United States Internal Revenue

1	Code, as amended, 26 U.S.C., Section 501(c) et		
2	seq., or		
3	(8) an "organization" as such term is defined in		
4	paragraph 20 of Section 402 of Title 3A of the		
5	Oklahoma Statutes.		
6	b. Any raffle conducted by a qualified organization shall		
7	be conducted by members of the qualified organization		
8	without compensation to any member. The organization		
9	shall not hire or contract with any person or business		
10	association, corporation, partnership, limited		
11	partnership or limited liability company to conduct a		
12	raffle, to sell raffle tickets or to solicit		
13	contributions in connection with a raffle on behalf of		
14	the organization.		
15	B. If the Oklahoma Education Lottery Act ceases to have the		
16	force and effect of law pursuant to Section 36 of the Oklahoma		
17	Education Lottery Act 735 of Title 3A of the Oklahoma Statutes, the		
18	provisions of paragraph $\frac{3}{4}$ of subsection A of this section shall		
19	cease to have the force and effect of law.		
20	SECTION 2. This act shall become effective November 1, 2015.		
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22	COMMITTEE REPORT BY: COMMITTEE ON STATE GOVERNMENT OPERATIONS, dated		
23	02/18/2015 - DO PASS, As Coauthored.		
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