

STATE OF NEW YORK

3673

2017-2018 Regular Sessions

IN SENATE

January 25, 2017

Introduced by Sens. KLEIN, CARLUCCI -- read twice and ordered printed,
and when printed to be committed to the Committee on Racing, Gaming
and Wagering

AN ACT to amend the general municipal law, in relation to modernizing
and reforming the conduct of games of chance and bingo by certain
organizations to ease regulatory burdens and administrative costs
placed on games of chance and bingo, charitable organization opera-
tors, municipalities and the state gaming commission

The People of the State of New York, represented in Senate and Assem-
bly, do enact as follows:

Section 1. Subdivisions 4 and 6 of section 186 of the general munici-
pal law, as amended by chapter 574 of the laws of 1978, are amended and
two new subdivisions 4-a and 22 are added to read as follows:

4. "Authorized organization" shall mean and include any bona fide
religious or charitable organization or bona fide educational, fraternal
or service organization or bona fide organization of veterans ~~[or]~~,
volunteer ~~[firemen]~~ firefighters or volunteer ambulance workers, which
by its charter, certificate of incorporation, constitution, or act of
the legislature, shall have among its dominant purposes one or more of
the lawful purposes as defined in this article, provided that each shall
operate without profit to its members, and provided that each such
organization has engaged in serving one or more of the lawful purposes
as defined in this article for a period of three years ~~[immediatley]~~
immediately prior to applying for a license under this article.

No organization shall be deemed an authorized organization which is
formed primarily for the purpose of conducting games of chance and which
does not devote at least seventy-five percent of its activities to other
than conducting games of chance. No political party shall be deemed an
authorized organization.

4-a. "Auxiliary member" shall mean a bona fide member of an organiza-
tion or association which is auxiliary to an authorized organization

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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licensed pursuant to this article; or a bona fide member of an organization or association of which an authorized organization licensed pursuant to this article is an auxiliary; or a bona fide member of an organization or association which is affiliated with an authorized organization licensed pursuant to this article by being, with it, auxiliary to another organization or association.

6. "Net proceeds" shall mean (a) in relation to the gross receipts from one or more license periods of games of chance, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for conducting games of chance including, but not limited to, supplies and equipment, prizes, security-personnel, stated rental if any, bookkeeping or accounting services according to a schedule of compensation prescribed by the board, janitorial services and utility supplies if any, license fees, and [~~the cost of bus transportation~~] reimbursement of reasonable expenses incurred by volunteers who donate their time to hold, operate or conduct, or assist in the conduct of such games, and as authorized by the board and if authorized by the clerk or department and (b) in relation to the gross rent received by an authorized games of chance lessor for the use of its premises by a game of chance licensee, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for janitorial services and utility supplies directly attributable thereto if any.

22. "Reasonable expenses" shall include, but not be limited to, child care expenses, transportation expenses, meals and other expenses, as determined and regulated by the board.

§ 2. Section 188-a of the general municipal law is amended by adding a new subdivision 10 to read as follows:

10. In the discretion of the board, promulgate rules and regulations, or issue guidelines to help facilitate or authorize, but not require, the filing of any information, submission, report or compliance requirement in accordance with this article, electronically. The board may assist any municipality or group of municipalities in establishing its own cost-effective electronic filing, submission and compliance system to help facilitate the electronic filing of any games of chance information, submission or report that is required by this article.

§ 3. Subdivisions 4, 5, 6, 8, 10 and 11 of section 189 of the general municipal law, subdivisions 4, 10 and 11 as amended by chapter 574 of the laws of 1978, subdivisions 5 and 8 as amended by chapter 434 of the laws of 2016 and subdivision 6 as amended by chapter 302 of the laws of 2010, are amended to read as follows:

4. The entire net proceeds of any game of chance shall be exclusively devoted to the lawful purposes of the organization permitted to conduct the same and the net proceeds of any rental derived therefrom shall be exclusively devoted to the lawful purposes of the authorized games of chance lessor; provided, however, that a person may accept reimbursement of reasonable expenses incurred to manage, hold, operate or conduct such games.

5. No single prize awarded by games of chance other than raffle shall exceed the sum or value of [~~three~~] four hundred dollars, except that for merchandise wheels, no single prize shall exceed the sum or value of [~~two~~] three hundred [~~fifty~~] dollars. No single prize awarded by raffle shall exceed the sum or value of three hundred thousand dollars. No single wager shall exceed six dollars and for bell jars, coin boards, or merchandise boards, no single prize shall exceed five hundred dollars provided, however, that such limitation shall not apply to the amount of money or value paid by the participant in a raffle in return for a tick-

1 et or other receipt. For coin boards and merchandise boards, the value
2 of a prize shall be determined by its costs to the authorized organiza-
3 tion or, if donated, its fair market value.

4 6. No authorized organization shall award a series of prizes consist-
5 ing of cash or of merchandise with an aggregate value in excess of ten
6 thousand dollars during the successive operations of any one merchandise
7 wheel or bell jar, and three thousand dollars during the successive
8 operations of any [~~bell jar,~~] coin board[~~7~~] or merchandise board. No
9 series of prizes awarded by raffle shall have an aggregate value in
10 excess of five hundred thousand dollars. For coin boards and merchandise
11 boards, the value of a prize shall be determined by its cost to the
12 authorized organization or, if donated, its fair market value.

13 8. Except for merchandise wheels and raffles, no series of prizes on
14 any one occasion shall aggregate more than [~~four~~] five hundred dollars
15 when the licensed authorized organization conducts five single types of
16 games of chance during any one license period. Except for merchandise
17 wheels, raffles and bell jars, no series of prizes on any one occasion
18 shall aggregate more than five hundred dollars when the licensed author-
19 ized organization conducts less than five single types of games of
20 chance, exclusive of merchandise wheels, raffles and bell jars, during
21 any one license period. No authorized organization shall award by raffle
22 prizes with an aggregate value in excess of three million dollars during
23 any one license period.

24 10. No person except a bona fide member of the licensed authorized
25 organization or an auxiliary member of such organization shall partic-
26 ipate in the management of such games[~~7~~, ~~no person except a bona fide~~
27 ~~member of the licensed authorized organization, its auxiliary or affil-~~
28 ~~iated organization, shall participate in the operation of such game, as~~
29 ~~set forth in section one hundred ninety-five-c of this article~~].

30 11. No person shall receive any remuneration for participating in the
31 management or operation of any such game; provided, however, that a
32 person may accept reimbursement of reasonable expenses incurred to
33 manage, hold, operate or conduct games of chance.

34 § 4. Subparagraph 5 of paragraph (a) of subdivision 1 of section 190
35 of the general municipal law, as amended by chapter 574 of the laws of
36 1978, is amended to read as follows:

37 (5) the purposes to which the entire net proceeds of such games are to
38 be devoted and in what manner; that no commission, salary, compen-
39 sation[~~7~~] or reward [~~or recompense~~] will be paid to any person for
40 conducting such game or games or for assisting therein except as in this
41 article otherwise provided; and such other information as shall be
42 prescribed by such rules and regulations.

43 § 5. Paragraph (b) of subdivision 1 of section 190 of the general
44 municipal law, as amended by chapter 574 of the laws of 1978, is amended
45 to read as follows:

46 (b) In each application there shall be designated not less than [~~four~~]
47 three bona fide members of the applicant organization under whom the
48 game or games of chance will be managed and to the application shall be
49 appended a statement executed by the members so designated, that they
50 will be responsible for the management of such games in accordance with
51 the terms of the license, the rules and regulations of the board, this
52 article and the applicable local laws or ordinances.

53 § 6. Paragraph (a) of subdivision 2 of section 190-a of the general
54 municipal law, as amended by chapter 400 of the laws of 2005, is amended
55 to read as follows:

(a) For the purposes of this section, "authorized organization" shall mean and include any bona fide religious or charitable organization or bona fide educational, fraternal or service organization or bona fide organization of veterans ~~[or]~~, volunteer ~~[firefighter]~~ firefighters or volunteer ambulance workers, which by its charter, certificate of incorporation, constitution, or act of the legislature, shall have among its dominant purposes one or more of the lawful purposes as defined in this article, provided that each shall operate without profit to its members, and provided that each such organization has engaged in serving one or more of the lawful purposes as defined in this article for a period of three years immediately prior to being granted the filing requirement exemption contained in subdivision one of this section.

§ 7. Subdivision 3 of section 190-a of the general municipal law, as added by chapter 400 of the laws of 2005, is amended to read as follows:

3. No person under the age of eighteen shall be permitted to play~~[, operate or assist]~~ in any raffle conducted pursuant to this section. No person under the age of eighteen years shall be permitted to operate or assist in any raffle conducted pursuant to this section; provided, however, that a person under the age of eighteen years and who is sixteen years of age or older shall be permitted to assist in any raffle if accompanied by an adult.

§ 8. Paragraph (a) of subdivision 1 of section 191 of the general municipal law, as amended by section 15 of part LL of chapter 56 of the laws of 2010, is amended to read as follows:

(a) Issuance of licenses to conduct games of chance. If such clerk or department shall determine that the applicant is duly qualified to be licensed to conduct games of chance under this article; that the member or members of the applicant designated in the application to manage games of chance are bona fide active members of the applicant and are persons of good moral character and have never been convicted of a crime, or, if convicted, have received a pardon, a certificate of good conduct or a certificate of relief from disabilities pursuant to article twenty-three of the correction law, or, if convicted, the member or members are participating in a rehabilitation program licensed or certified by a state agency and operated by the applicant or an auxiliary thereof; that such games are to be conducted in accordance with the provisions of this article and in accordance with the rules and regulations of the board and applicable local laws or ordinances and that the proceeds thereof are to be disposed of as provided by this article, and if such clerk or department is satisfied that no commission, salary, compensation~~[, or]~~ reward ~~[or recompense]~~ whatever will be paid or given to any person managing, operating or assisting therein except as ~~[in this article]~~ otherwise provided in this article, including reimbursement of reasonable expenses incurred by volunteers who donate their time to hold, operate or conduct, or assist in the conduct of such games; it shall issue a license to the applicant for the conduct of games of chance upon payment of a license fee of twenty-five dollars for each license period.

§ 9. Subdivision 3 of section 194 of the general municipal law, as amended by chapter 550 of the laws of 1994, is amended to read as follows:

3. ~~[Service of alcoholic beverages.]~~ Subject to the applicable provisions of the alcoholic beverage control law, beer, cider and wine may be offered for sale during the conduct of games of chance on games of chance premises as such premises are defined in subdivision nineteen of section one hundred eighty-six of this article; provided, however,

1 that nothing herein shall be construed to limit the offering for sale of
2 any other alcoholic beverage in areas other than the games of chance
3 premises or the sale of any other alcoholic beverage in premises where
4 only the games of chance known as bell jar or raffles are conducted.

5 § 10. Section 195 of the general municipal law, as amended by chapter
6 461 of the laws of 2003, is amended to read as follows:

7 § 195. Sunday; conduct of games on. Except as provided in section one
8 hundred ninety-five-b of this article, [~~no~~] games of chance [~~shall~~] may
9 be conducted under any license issued under this article on the first
10 day of the week, commonly known and designated as Sunday, unless it
11 shall be otherwise provided in the license issued for the conducting
12 thereof, pursuant to the provisions of a local law or an ordinance duly
13 adopted by the governing body of the municipality wherein the license is
14 issued, [~~authorizing~~] prohibiting the conduct of games of chance under
15 this article on that day only between the hours of noon and midnight.
16 Notwithstanding the foregoing provisions of this section no games of
17 chance shall be conducted on Easter Sunday or Christmas Day.

18 § 11. Section 195-a of the general municipal law, as amended by chap-
19 ter 574 of the laws of 1978, is amended to read as follows:

20 § 195-a. Participation by persons under eighteen. No person under the
21 age of eighteen years shall be permitted to play any game or games of
22 chance conducted pursuant to any license issued under this article.
23 Persons under the age of eighteen years may be permitted to attend games
24 of chance at the discretion of the games of chance licensee. No person
25 under the age of eighteen years shall be permitted to operate any game
26 of chance conducted pursuant to any license issued under this article or
27 to assist therein; provided, however, that a person under the age of
28 eighteen years and who is sixteen years of age or older shall be permit-
29 ted to assist in the operation of any game of chance if accompanied by
30 an adult.

31 § 12. Section 195-b of the general municipal law, as amended by chap-
32 ter 252 of the laws of 1998, is amended to read as follows:

33 § 195-b. Frequency of games. No game or games of chance, shall be
34 conducted under any license issued under this article more often than
35 [~~twelve~~] eighteen times in any calendar year. No particular premises
36 shall be used for the conduct of games of chance on more than twenty-
37 four license periods during any one calendar year. Games shall be
38 conducted only between the hours of noon and midnight on Monday, Tues-
39 day, Wednesday and Thursday, and only between the hours of noon on
40 Friday and two A.M. Saturday, and only between the hours of noon on
41 Saturday and two A.M. Sunday. The two A.M. closing period shall also
42 apply to a legal holiday. The above restrictions shall not apply when
43 only the games of chance known as bell jar and/or raffle are conducted.

44 § 13. Section 195-c of the general municipal law, as amended by chap-
45 ter 252 of the laws of 1998, is amended to read as follows:

46 § 195-c. [~~1.~~] Persons operating games; equipment; expenses; compen-
47 sation. 1. No person shall operate any game of chance under any license
48 issued under this article except a bona fide member or auxiliary member
49 of the authorized organization to which the license is issued[~~, or a~~
50 ~~bona fide member of an organization or association which is an auxiliary~~
51 ~~to the licensee or a bona fide member of an organization or association~~
52 ~~of which such licensee is an auxiliary or a bona fide member of an~~
53 ~~organization or association which is affiliated with the licensee by~~
54 ~~being, with it, auxiliary to another organization or association~~]. Noth-
55 ing herein shall be construed to limit the number of games of chance
56 licensees for whom such persons may operate games of chance nor to

1 prevent non-members from assisting the licensee in any activity other
2 than managing or operating games. No game of chance shall be conducted
3 with any equipment except such as shall be owned or leased by the
4 authorized organization so licensed or used without payment of any
5 compensation therefor by the licensee. However, in no event shall bell
6 jar tickets be transferred from one authorized organization to another,
7 with or without payment of any compensation thereof. The head or heads
8 of the authorized organization shall upon request certify, under oath,
9 that the persons operating any game of chance are bona fide or auxiliary
10 members of such authorized organization, auxiliary or affiliated organ-
11 ization. Upon request by an officer or the department any such person
12 involved in such games of chance shall certify that he or she has no
13 criminal record. No items of expense shall be incurred or paid in
14 connection with the conducting of any game of chance pursuant to any
15 license issued under this article except those that are reasonable and
16 are necessarily expended for games of chance supplies and equipment,
17 prizes, security personnel, stated rental if any, bookkeeping or
18 accounting services according to a schedule of compensation prescribed
19 by the board, janitorial services and utility supplies if any, and
20 license fees, reimbursement of reasonable expenses incurred by volun-
21 teers who donate their time to operate or assist in the operation of
22 games of chance and the cost of bus transportation, if authorized by
23 such clerk or department. No commission, salary, compensation[~~r~~] or
24 reward [~~or recompense~~] shall be paid or given to any person for the sale
25 or assisting with the sale of raffle tickets.

26 2. For the purpose of the sale of tickets for the game of raffle, the
27 term "operate" shall not include the sale of such tickets by persons of
28 lineal or collateral consanguinity to members of an authorized organiza-
29 tion licensed to conduct a raffle.

30 § 14. Section 195-e of the general municipal law, as amended by chap-
31 ter 94 of the laws of 1981, is amended to read as follows:

32 § 195-e. Advertising games. A licensee may advertise the conduct of
33 games of chance to the general public by means of newspaper, circular,
34 handbill [~~and~~], poster, electronic mail, electronic communications and
35 government access television broadcasts, and by one sign not exceeding
36 sixty square feet in area, which may be displayed on or adjacent to the
37 premises owned or occupied by a licensed authorized organization, and
38 when an organization is licensed to conduct games of chance on premises
39 of an authorized games of chance lessor, one additional such sign may be
40 displayed on or adjacent to the premises in which the games are to be
41 conducted. Additional signs may be displayed upon any fire fighting
42 equipment belonging to any licensed authorized organization which is a
43 volunteer fire company, or upon any equipment of a first aid or rescue
44 squad, or volunteer ambulance company in and throughout the community
45 served by such volunteer fire company or such first aid or rescue squad,
46 or volunteer ambulance company, as the case may be. All advertisements
47 shall be limited to the description of such event as "Games of chance"
48 or "Las Vegas Night", the name of the authorized organization conducting
49 such games, the license number of the authorized organization as
50 assigned by the clerk or department and the date, location and time of
51 the event.

52 § 15. Subdivision 1 of section 195-n of the general municipal law, as
53 amended by chapter 637 of the laws of 1999, is amended to read as
54 follows:

55 1. Distribution; manufacturers. For business conducted in this state,
56 manufacturers licensed by the board to sell bell jar tickets shall sell

only such tickets to distributors licensed by the board. Manufacturers of bell jar tickets, seal cards, merchandise boards, and coin boards may submit samples, artists' renderings, or color photocopies of proposed bell jar tickets, seal cards, merchandise boards, coin boards, payout cards, and flares for review and approval by the board. Within thirty days of receipt of such sample or rendering, the board shall approve or deny such bell jar tickets. [~~Following approval of a rendering of a bell jar ticket, seal card, merchandise board, or coin board by the board~~]

Prior to the sale of a bell jar game, jar ticket, seal card, merchandise board or coin board to any licensed distributor for resale in this state, the manufacturer shall submit to the board a sample of the printed bell jar ticket, seal card, merchandise board, coin board, payout card, and flare for such game. [~~Such sample shall be submitted prior to the sale of the game to any licensed distributor for resale in this state.~~] Within forty-five days of receipt of such sample, the board shall approve or deny the bell jar ticket, jar ticket, seal card, merchandise board or coin board. For coin boards and merchandise boards, nothing herein shall require the submittal of actual coins or merchandise as part of the approval process. Any licensed manufacturer who willfully violates the provisions of this section shall: (a) upon such first offense, have their license suspended for a period of thirty days; (b) upon such second offense, participate in a hearing to be conducted by the board, and surrender their license for such period as recommended by the board; and (c) upon such third or subsequent offense, have their license suspended for a period of one year and shall be guilty of a class E felony. Any unlicensed manufacturer who violates the provisions of this section shall be guilty of a class E felony.

§ 16. Subdivisions 7, 9, 10 and 11-a of section 476 of the general municipal law, subdivision 7 as amended by chapter 438 of the laws of 1962, subdivision 9 as amended by chapter 1057 of the laws of 1965, paragraph (a) of subdivision 9 as amended by section 16 of part LL of chapter 56 of the laws of 2010, subdivision 10 as amended by chapter 364 of the laws of 1968 and subdivision 11-a as added by chapter 160 of the laws of 1994, are amended and two new subdivisions 4-a and 13 are added to read as follows:

4-a. "Auxiliary member" shall mean a bona fide member of an organization or association which is auxiliary to an authorized organization licensed pursuant to this article; or a bona fide member of an organization or association of which an authorized organization licensed pursuant to this article is an auxiliary; or a bona fide member of an organization or association which is affiliated with an authorized organization licensed pursuant to this article by being, with it, auxiliary to another organization or association.

7. "Net proceeds" shall mean (a) in relation to the gross receipts from one or more occasions of bingo, the amount that shall remain after deducting the reasonable sums necessarily and actually expended for conducting bingo games including, but not limited to, bingo supplies and equipment, prizes, stated rental if any, bookkeeping or accounting services according to a schedule of compensation prescribed by the commission, janitorial services and utility supplies if any, license fees, and [~~the cost of bus transportation~~] reimbursement of reasonable expenses incurred by volunteers who donate their time to hold, operate or conduct, or assist in the conduct of such games, [~~if~~] as authorized by the control commission, and (b) in relation to the gross rent received by an organization licensed to conduct bingo for the use of its premises by another licensee, the amount that shall remain after deduct-

ing the reasonable sums necessarily and actually expended for janitorial services and utility supplies directly attributable thereto if any.

9. "Authorized commercial lessor" shall mean a person, firm or corporation other than a licensee to conduct bingo under the provisions of this article, who or which shall own or be a net lessee of premises and offer the same for leasing by him, her or it to an authorized organization for any consideration whatsoever, direct or indirect, for the purpose of conducting bingo therein, provided that he, she or it, as the case may be, shall not be

(a) a person convicted of a crime who has not received a pardon or a certificate of good conduct or a certificate of relief from disabilities pursuant to article twenty-three of the correction law;

(b) a person who is or has been a professional gambler or gambling promoter or who for other reasons is not of good moral character;

(c) a public officer who receives any consideration, direct or indirect, as owner or lessor of premises offered for the purpose of conducting bingo therein;

(d) a firm or corporation in which a person defined in [~~subdivision~~ paragraph] (a), (b) or (c) [~~above~~ of this subdivision] or a person married [~~or related in the first degree~~] to such a person has greater than a ten [~~percentum~~ per centum] (10%) proprietary, equitable or credit interest or in which such a person is active or employed[~~+~~; or

(e) a firm or corporation in which a person related to a person, defined in paragraph (a), (b) or (c) of this subdivision, has greater than twenty per centum (20%) proprietary, equitable or credit interest or in which such a related person is active or employed.

Nothing contained in this subdivision shall be construed to bar any firm or corporation which is not organized for pecuniary profit and no part of the net earnings of which inure to the benefit of any individual, member, or shareholder, from being an authorized commercial lessor solely because a public officer, or a person married or related in the first degree to a public officer, is a member of, active in or employed by such firm or corporation.

10. "Limited period bingo" shall mean the conduct of bingo by a licensed authorized organization, for a period of not more than [~~seven~~ ten] of [~~twelve~~ fourteen] consecutive days in any one year, at a festival, bazaar, carnival or similar function conducted by such licensed authorized organization. No authorized organization licensed to conduct limited period bingo shall be otherwise eligible to conduct bingo pursuant to this article in the same year.

11-a. "Early bird" shall mean a bingo game which is played as a special game, conducted not more than [~~twice~~ three times] during a bingo occasion, in which prizes are awarded based upon a percentage not to exceed seventy-five percent of the sum of money received from the sale of the early bird cards and which is neither subject to the prize limits imposed by subdivisions five and six of section four hundred seventy-nine and paragraph (a) of subdivision one of section four hundred eighty-one, nor the special game opportunity charge limit imposed by section four hundred eighty-nine of this article. The percentage shall be specified both in the application for bingo license and the license. Not more than one dollar shall be charged per card with the total amount collected from the sale of the early bird cards and the prize for each game to be announced before the commencement of each game.

13. "Reasonable expenses incurred by a volunteer" shall include, but not be limited to, child care expenses, transportation expenses, meals and other expenses, as determined and regulated by the board.

§ 17. Subdivisions 3, 5, 6, 7 and 8 of section 479 of the general municipal law, subdivision 3 as amended by chapter 337 of the laws of 1998, subdivisions 5 and 6 as amended by chapter 328 of the laws of 1994, and subdivisions 7 and 8 as amended by chapter 814 of the laws of 1964, are amended to read as follows:

3. No authorized organization licensed under the provisions of this article shall purchase, lease, or receive any supplies or equipment specifically designed or adapted for use in the conduct of bingo games from other than a supplier licensed under ~~[the bingo control law]~~ article nineteen-B of the executive law or from another authorized organization.

5. No prize shall exceed the sum or value of one thousand five hundred dollars in any single game of bingo.

6. No series of prizes on any one bingo occasion shall aggregate more than ~~[three]~~ four thousand dollars.

7. No person except a bona fide member or auxiliary member of any such organization shall participate in the management or operation of such game.

8. No person shall receive any remuneration for participating in the management or operation of any game of bingo; provided, however, that a person may accept reimbursement of reasonable expenses incurred to manage, hold, operate or conduct such games.

§ 18. Subparagraph 6 of paragraph (a) of subdivision 1 of section 480 of the general municipal law, as amended by chapter 611 of the laws of 1963, is amended to read as follows:

(6) the specific purposes to which the entire net proceeds of such games are to be devoted and in what manner; that no commission, salary, compensation~~[,]~~ or reward ~~[or recompense]~~ will be paid to any person for conducting such bingo game or games or for assisting therein except as in this article otherwise provided; and such other information as shall be prescribed by such rules and regulations.

§ 19. Paragraph (a) of subdivision 1 and subdivision 3 of section 481 of the general municipal law, paragraph (a) of subdivision 1 as amended by section 17 of part LL of chapter 56 of the laws of 2010 and subdivision 3 as amended by chapter 284 of the laws of 1969, are amended to read as follows:

(a) Issuance of licenses to conduct bingo. If the governing body of the municipality shall determine that the applicant is duly qualified to be licensed to conduct bingo under this article; that the member or members of the applicant designated in the application to conduct bingo are bona fide active members of the applicant and are persons of good moral character and have never been convicted of a crime or, if convicted, have received a pardon or a certificate of good conduct or a certificate of relief from disabilities pursuant to article twenty-three of the correction law, or, if convicted, the member or members are participating in a rehabilitation program licensed or certified by a state agency and operated by the applicant or an auxiliary thereof; that such games are to be conducted in accordance with the provisions of this article and in accordance with the rules and regulations of the commission, and that the proceeds thereof are to be disposed of as provided by this article, and if the governing body is satisfied that no commission, salary, compensation~~[,]~~ or reward ~~[or recompense]~~ whatever will be paid or given to any person holding, operating or conducting or assisting in the holding, operation and conduct of any such games except as ~~[in this article]~~ otherwise provided in this article, including reimbursement of reasonable expenses incurred by volunteers who donate their time to

1 hold, operate or conduct, or assist in the conduct of such games; and
2 that no prize will be offered and given in excess of the sum or value of
3 one thousand five hundred dollars in any single game and that the aggre-
4 gate of all prizes offered and given in all of such games conducted on a
5 single occasion, under said license shall not exceed the sum or value of
6 [~~three~~] four thousand dollars, it shall issue a license to the applicant
7 for the conduct of bingo upon payment of a license fee of eighteen
8 dollars [~~and seventy-five cents~~] for each bingo occasion; provided,
9 however, that the governing body shall refuse to issue a license to an
10 applicant seeking to conduct bingo in premises of a licensed commercial
11 lessor where it determines that the premises presently owned or occupied
12 by said applicant are in every respect adequate and suitable for
13 conducting bingo games.

14 3. No license shall be issued under this article which shall be effec-
15 tive for a period of more than one year. In the case of limited period
16 bingo, no license shall be issued authorizing the conduct of such games
17 on more than [~~two~~] three occasions in any one day nor shall any license
18 be issued under this article which shall be effective for a period of
19 more than [~~seven~~] ten of [~~twelve~~] fourteen consecutive days in any one
20 year. No license for the conduct of limited period bingo shall be issued
21 in cities having a population of one million or more.

22 § 20. Subdivision 1 of section 483 of the general municipal law, as
23 amended by chapter 438 of the laws of 1962, is amended to read as
24 follows:

25 1. [~~Each~~] Each license to conduct bingo shall be in such form as
26 shall be prescribed in the rules and regulations promulgated by the
27 control commission, and shall contain a statement of the name and
28 address of the licensee, of the names and addresses of the member or
29 members of the licensee under whom the games will be conducted, of the
30 place or places where and the date or dates and time or times when such
31 games are to be conducted and of the specific purposes to which the
32 entire net proceeds of such games are to be devoted; if any prize or
33 prizes are to be offered and given in cash, a statement of the amounts
34 of the prizes authorized so to be offered and given; and any other
35 information which may be required by said rules and regulations to be
36 contained therein, and each license issued for the conduct of any game
37 shall be conspicuously displayed at the place where same is to be
38 conducted at all times during the conduct thereof.

39 § 21. Section 485 of the general municipal law, as amended by chapter
40 438 of the laws of 1962, is amended to read as follows:

41 § 485. Sunday; conduct of games on. [~~No games~~] Games of bingo [~~shall~~]
42 may be conducted under any license issued under this article on the
43 first day of the week, commonly known as [~~designated as~~] Sunday, unless
44 it shall be otherwise provided in the license issued for the holding,
45 operating and conducting thereof, pursuant to the provisions of a local
46 law or an ordinance duly adopted by the governing body of the munici-
47 pality issuing the license, [~~authorizing~~] prohibiting the conduct of
48 bingo under this article on that day.

49 § 22. Section 486 of the general municipal law, as amended by chapter
50 438 of the laws of 1962, is amended to read as follows:

51 § 486. Participation by persons under eighteen. No person under the
52 age of eighteen years shall be permitted to play any game or games of
53 bingo conducted pursuant to any license issued under this article unless
54 accompanied by an adult. No person under the age of eighteen years shall
55 be permitted to conduct or assist in the conduct of any game of bingo
56 conducted pursuant to any license issued under this article; provided,

1 however, that a person under the age of eighteen years and who is
2 sixteen years of age or older shall be permitted to assist in the
3 conduct of any game of bingo if accompanied by an adult.

4 § 23. Section 487 of the general municipal law, as amended by chapter
5 72 of the laws of 1982, is amended to read as follows:

6 § 487. Frequency of game; sale of alcoholic beverages. No game or
7 games of bingo, except limited period bingo, shall be conducted under
8 any license issued under this article more often than on [~~eighteen~~]
9 twenty-seven days in any three successive calendar months. No game or
10 games of limited period bingo shall be conducted between the hours of
11 twelve midnight postmeridian and noon, and no more than sixty games may
12 be conducted on any single occasion of limited period bingo. No game or
13 games of bingo shall be conducted in any room or outdoor area where
14 alcoholic beverages are sold, served or consumed during the progress of
15 the game or games.

16 § 24. Subdivision 1 of section 488 of the general municipal law, as
17 amended by chapter 337 of the laws of 1998, is amended to read as
18 follows:

19 1. No person shall hold, operate or conduct any game of bingo under
20 any license issued under this article except a bona fide member or
21 auxiliary member of the authorized organization to which the license is
22 issued[~~, and~~]. Furthermore, no person shall assist in the holding, oper-
23 ating or conducting of any game of bingo under such license except such
24 a bona fide member or [~~a bona fide~~] auxiliary member [~~of an organization~~
25 ~~or association which is an auxiliary to the licensee or a bona fide~~
26 ~~member of an organization or association of which such licensee is an~~
27 ~~auxiliary or a bona fide member of an organization or association which~~
28 ~~is affiliated with the licensee by being, with it, auxiliary to another~~
29 ~~organization or association and except bookkeepers or accountants as~~
30 ~~hereinafter provided~~]. Provided, however, any person may assist the
31 licensed organization in any activity related to the game of bingo which
32 does not actually involve the holding, conducting, managing or operating
33 of such game of bingo. No game of bingo shall be conducted with any
34 equipment except such as shall be owned absolutely or leased by the
35 authorized organization so licensed or used without payment of any
36 compensation therefor by the licensee. Lease terms and conditions shall
37 be subject to rules and regulations promulgated by the board. This arti-
38 cle shall not be construed to authorize or permit an authorized organ-
39 ization to engage in the business of leasing bingo supplies or equip-
40 ment. No items of expense shall be incurred or paid in connection with
41 the conducting of any game of bingo pursuant to any license issued under
42 this article, except those that are reasonable and are necessarily
43 expended for bingo supplies and equipment, prizes, stated rental if any,
44 bookkeeping or accounting services according to a schedule of compen-
45 sation prescribed by the commission, janitorial services and utility
46 supplies if any, and license fees, reimbursement of reasonable expenses
47 incurred by volunteers who donate their time to hold, operate or conduct
48 or assist in the conduct of such games, and the cost of bus transporta-
49 tion, if authorized by the control commission.

50 § 25. Section 490 of the general municipal law, as amended by chapter
51 99 of the laws of 1988, is amended to read as follows:

52 § 490. Advertising of bingo games. A licensee may advertise the
53 conduct of an occasion of bingo to the general public by means of news-
54 paper, radio, circular, handbill [~~and~~], poster, electronic mail, elec-
55 tronic communications and government access television broadcasts, and
56 by one sign not exceeding sixty square feet in area, which may be

1 displayed on or adjacent to the premises owned or occupied by a licensed
2 authorized organization, and when an organization is licensed to conduct
3 bingo occasions on the premises of another licensed authorized organiza-
4 tion or of a licensed commercial lessor, one additional such sign may be
5 displayed on or adjacent to the premises in which the occasions are to
6 be conducted. Additional signs may be displayed upon any firefighting
7 equipment belonging to any licensed authorized organization which is a
8 volunteer fire company, or upon any equipment of a first aid or rescue
9 squad, or volunteer ambulance company in and throughout the community
10 served by such volunteer fire company or such first aid or rescue squad,
11 or volunteer ambulance company, as the case may be. All advertisements
12 shall be limited to the description of such event as "bingo", the name
13 of the licensed authorized organization conducting such occasions, the
14 license number of the authorized organization as assigned by the clerk
15 and the date, location and time of the bingo occasion.

16 § 26. The general municipal law is amended by adding a new section
17 490-a to read as follows:

18 § 490-a. Electronic filing. The commission, in its discretion, may
19 promulgate rules and regulations, or issue guidelines to help facilitate
20 or authorize, but not require, the filing of any information,
21 submission, report or compliance requirement in accordance with this
22 article, electronically. The commission may assist any municipality or
23 group of municipalities in establishing its own costs-effective elec-
24 tronic filing, submission and compliance system to help facilitate the
25 electronic filing of any bingo information, submission or report that is
26 required by this article.

27 § 27. Subdivision 1 of section 491 of the general municipal law, as
28 amended by chapter 667 of the laws of 1980, is amended to read as
29 follows:

30 1. Within [~~seven~~] ten days after the conclusion of any occasion of
31 bingo, the authorized organization which conducted the same, and its
32 members who were in charge thereof, and when applicable the authorized
33 organization which rented its premises therefor, shall each furnish to
34 the clerk of the municipality a statement subscribed by the member in
35 charge and affirmed by him or her as true, under the penalties of perju-
36 ry, showing the amount of the gross receipts derived therefrom and each
37 item of expense incurred, or paid, and each item of expenditure made or
38 to be made, the name and address of each person to whom each such item
39 has been paid, or is to be paid, with a detailed description of the
40 merchandise purchased or the services rendered therefor, the net
41 proceeds derived from such game or rental, as the case may be, and the
42 use to which such proceeds have been or are to be applied and a list of
43 prizes offered and given, with the respective values thereof, and it
44 shall be the duty of each licensee to maintain and keep such books and
45 records as may be necessary to substantiate the particulars of each such
46 statement and within fifteen days after the end of each calendar quarter
47 during which there has been any occasion of bingo, a summary statement
48 of such information, in form prescribed by the state, shall be furnished
49 in the same manner to the [~~state racing and wagering board~~] commission.

50 § 28. This act shall take effect on the first of January next succeed-
51 ing the date on which it shall have become a law.