

2018 Regular Session

SENATE BILL NO. 559 (Substitute of Senate Bill No. 468 by Senator Morrish)

BY SENATORS MORRISH AND JOHNS

GAMING. Authorizes public institutions of higher education, when licensed, to conduct raffles. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 4:707(D) and (F)(3) and to enact R.S. 4:707(E)(6), relative to

3 charitable raffles, bingo, and keno; to provide for licensure; to provide for a license

4 to conduct raffles; to authorize public institutions of higher education to conduct

5 raffles under certain circumstances; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 4:707(D) and (F)(3) are hereby amended and reenacted and R.S.

8 4:707(E)(6) is hereby enacted to read as follows:

9 §707. Authorization to license certain organizations; exemption; requirement for

10 state license

11 * * *

12 D.(1) In addition to the authority granted in Subsection A of this Section, the

13 office may license the following organizations, as defined herein, to hold and operate

14 the specific kind of game or games of chance enumerated in Subsection A of this

15 Section without the requirement that any such organization qualify with the Internal

16 Revenue Service for an exemption from federal income tax as specified by R.S.

17 4:703(1): Mardi Gras carnival organizations, civic or service associations, qualified

1 associations of licensed charitable organizations, volunteer fire companies, booster
2 clubs, ~~and~~ parent-teacher associations, **and public institutions of higher learning.**

3 (2) In addition to the authority granted in Subsection B of this Section, the
4 governing authority of any parish or municipality may license the following
5 organizations, as defined herein, to hold and operate the specific kind of game or
6 games of chance enumerated in Subsection B of this Section without the requirement
7 that any such organization qualify with the Internal Revenue Service for an
8 exemption from federal income tax as specified by R.S. 4:703(1): Mardi Gras
9 carnival organizations, civic or service associations, qualified associations of
10 licensed charitable organizations, volunteer fire companies, booster clubs, ~~and~~
11 parent-teacher associations, **and public institutions of higher learning.**

12 E. In addition to the provisions of R.S. 4:703, the following definitions shall
13 apply for the purposes of this Section:

14 * * *

15 **(6) A "public institution of higher education" includes every in-state**
16 **public graduate and undergraduate institution, public junior and community**
17 **college, public technical institute, and each separate school or department of the**
18 **institution, college, or institute when the entire net proceeds are devoted to**
19 **support the institution.**

20 F. * * *

21 (3)**(a)** A charitable organization, upon application to the municipality or
22 parish, shall be exempt from the licensing and reporting requirements provided in
23 R.S. 4:708 through 716 of this Chapter for the purpose of conducting a raffle as
24 defined in Paragraph (A)(1) of this Section in any municipality or parish the
25 governing authority of which has decided to permit raffles, bingo, and keno within
26 its limits as provided in R.S. 4:706, provided the municipality or parish finds, upon
27 such application, that the charitable organization is conducting such raffle for the
28 purpose of providing support to any elementary or secondary school in the
29 municipality or parish or for other purposes of community support.

1 **(b) A public institute of higher education licensed pursuant to this**
2 **Section shall be exempt from the licensing and reporting requirements provided**
3 **in R.S. 4:708 through 716 of this Chapter in any municipality or parish the**
4 **governing authority of which has decided to permit raffles, bingo, and keno**
5 **within its limits and may sell shares, tickets, or rights to participate in the**
6 **authorized game known as raffle and may conduct the game of raffle when the**
7 **entire net proceeds of the games of chance are devoted to supporting the**
8 **institution.**

9 * * *

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Ashley Menou.

	DIGEST	
SB 559 Engrossed	2018 Regular Session	Morrish

Present law provides that the office of charitable gaming may license charitable organizations to hold and operate certain games of chance.

Proposed law retains present law.

Present law allows the office to license certain organizations to hold and operate certain games of chance without the organization having to qualify with the IRS for a federal income tax exemption.

Proposed law adds public institutions of higher learning to the list of organizations and otherwise retains present law.

Present law provides that the governing authority of any parish or municipality may license certain organizations to hold and operate certain games of chance without having to qualify with the IRS for a federal income tax exemption.

Proposed law adds public institutions of higher learning to the list of organizations and otherwise retains present law.

Proposed law defines "public institute of higher education" as each in-state public graduate and undergraduate institution, public junior and community college, public technical institute, and each separate school or department of the institution, college, or institute when the entire net proceeds of a game of chance conducted pursuant to present law is devoted to support the institution.

Present law provides that a charitable organization, upon application to a municipality or parish that permits games of chance within its limits, may conduct a raffle without a license if the municipality or parish finds that the organization is conducting the raffle to support a local elementary or secondary school or support the community.

Proposed law retains present law.

Proposed law provides that a licensed public institute of higher education may conduct a

raffle without a license in a municipality or parish that permits games of chance when the entire net proceeds of the games of chance are devoted to supporting the institution.

Effective August 1, 2018.

(Amends R.S. 4:707(D) and (F)(3); adds R.S. 4:707(E)(6))